

enterotoxigenic *Escherichia coli* infections.

**Luz D. Ortiz,**  
Army Federal Register Liaison Officer.  
[FR Doc. 03-3244 Filed 2-7-03; 8:45 am]  
BILLING CODE 3710-08-M

## DEPARTMENT OF DEFENSE

### Department of the Army

#### Availability for Non-Exclusive, Exclusive, or Partially Exclusive Licensing of U.S. Provisional Patent Application Concerning Protective Garment

**AGENCY:** Department of the Army, DoD.  
**ACTION:** Notice.

**SUMMARY:** In accordance with 37 CFR 404.6 and 404.7, announcement is made of the availability for licensing of U.S. Provisional Patent Application No. 60/428,750 entitled "Protective Garment," filed November 25, 2002. The United States Government, as represented by the Secretary of the Army, has rights in this invention.

**ADDRESSES:** Commander, U.S. Army Medical Research and Materiel Command, ATTN: Command Judge Advocate, MCMR-JA, 504 Scott Street, Fort Detrick, Frederick, MD 21702-5012.

**FOR FURTHER INFORMATION CONTACT:** For patent issues, Ms. Elizabeth Arwine, Patent Attorney, (301) 619-7808. For licensing issues, Dr. Paul Mele, Office of Research & Technology Assessment, (301) 619-6664, both at telefax (301) 619-5034.

**SUPPLEMENTARY INFORMATION:** The present invention relates to protective garments, providing the wearer improved protection from the inadvertent exposure to materials. The protective garments have an anchoring means for anchoring its sleeves to the wrist or hands of the wearer so as to prevent the sleeve from sliding up the wearer's arm.

**Luz D. Ortiz,**  
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## DEPARTMENT OF DEFENSE

### Department of the Army

#### Performance Review Boards Membership

**AGENCY:** Department of the Army, DOD.  
**ACTION:** Notice.

**SUMMARY:** This notice amends Performance Review Boards Membership, published November 25, 2002 (67 FR 70584), for the Department of the Army. The following name is added to the Performance Review Board for the U.S. Army Corps of Engineers (USACE): Mr. Thomas E. Caver, Principal Assistant for Civil Works, Directorate of Civil Works, Headquarters, USACE.

**EFFECTIVE DATES:** November 18, 2002.

**FOR FURTHER INFORMATION CONTACT:** Ms. Kate Mack, U.S. Army Senior Executive Service Office, Assistant Secretary of the Army, Manpower & Reserve Affairs, 111 Army Pentagon, Washington, DC 20310-0111.

**SUPPLEMENTARY INFORMATION:** Section 4314(c)(1) through (5) of Title 5, U.S.C., requires each agency to establish, in accordance with regulations, one or more Senior Executive Service performance review boards. The boards shall review and evaluate the initial appraisal of senior executives' performance by supervisors and make recommendations to the appointing authority or rating official relative to the performance of these executives.

**Luz D. Ortiz,**  
Army Federal Register Liaison Officer.  
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## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Estuary Habitat Restoration Council; Open Meeting

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DOD.

**ACTION:** Notice of open meeting.

**SUMMARY:** In accordance with section 105(h) of the Estuary Restoration Act of 2000, (Title I, Pub. L. 106-457), announcement is made of the forthcoming meeting of the Estuary Habitat Restoration Council. The meeting is open to the public.

**DATES:** The meeting will be held February 26, 2003, from 10 a.m. to 12 p.m.

**ADDRESSES:** The meeting will be held at 441 G Street, NW., Washington, DC., room 3M60/70.

**FOR FURTHER INFORMATION CONTACT:** Ms. Ellen Cummings, Headquarters, U.S. Army Corps of Engineers, Washington, DC 20314-1000, (202) 761-4558; or Ms. Cynthia Garman-Squier, Office of the Assistant Secretary of the Army (Civil

Works), Washington, DC., (703) 695-6791.

**SUPPLEMENTARY INFORMATION:** The Estuary Habitat Restoration Council consists of representatives of five agencies. These are the National Oceanic and Atmospheric Administration, Environmental Protection Agency, U.S. Fish and Wildlife Service, Department of Agriculture, and Army. Among the duties of the Council is development of a national estuary restoration strategy designed in part to meet the goal of restoring one million acres by 2010.

Items the Council will consider at this meeting include revision of the Council's operating procedures and the future role of the Council in estuary habitat restoration.

Current security measures require that persons interested in attending the meeting must pre-register with us before 2 p.m. February 24, 2003. Please contact Ellen Cummings at 202-761-4558 to pre-register. When leaving a voice mail message please provide the name of the individual attending, the company or agency represented, and a telephone number, in case there are any questions. The public should enter on the "G" Street side of the GAO building. All attendees are required to show photo identification and must be escorted to the meeting room by Corps personnel. Attendee's bags and other possessions are subject to being searched. All attendees arriving between one-half hour before and one-half hour after 10 a.m. will be escorted to the hearing. Those who are not pre-registered and/or arriving later than the allotted time will be unable to attend the public meeting.

**Luz D. Ortiz,**  
Army Federal Register Liaison Officer.  
[FR Doc. 03-3246 Filed 2-7-03; 8:45 am]  
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## DEPARTMENT OF EDUCATION

### Office of Special Education and Rehabilitative Services; List of Correspondence

**AGENCY:** Department of Education.

**ACTION:** List of correspondence from July 1, 2002 through September 30, 2002.

**SUMMARY:** The Secretary is publishing the following list pursuant to section 607(d) of the Individuals with Disabilities Education Act (IDEA). Under section 607(d) of IDEA, the Secretary is required, on a quarterly basis, to publish in the **Federal Register** a list of correspondence from the Department of Education received by

individuals during the previous quarter that describes the interpretations of the Department of Education of IDEA or the regulations that implement IDEA.

**FOR FURTHER INFORMATION CONTACT:** Melisande Lee or JoLeta Reynolds. Telephone: (202) 205-5507.

If you use a telecommunications device for the deaf (TDD), you may call (202) 205-5637 or the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Individuals with disabilities may obtain a copy of this notice in an alternative format (e.g., Braille, large print, audiotape, or computer diskette) on request to Katie Mincey, Director of the Alternate Format Center. Telephone: (202) 205-8113.

**SUPPLEMENTARY INFORMATION:** The following list identifies correspondence from the Department issued from July 1, 2002 through September 30, 2002.

Included on the list are those letters that contain interpretations of the requirements of IDEA and its implementing regulations, as well as letters and other documents that the Department believes will assist the public in understanding the requirements of the law and its regulations. The date and topic addressed by a letter are identified, and summary information is also provided, as appropriate. To protect the privacy interests of the individual or individuals involved, personally identifiable information has been deleted, as appropriate.

## **Part B—Assistance for Education of all children with disabilities**

### **Section 611—Authorization; Allotment; Use of Funds; Authorization of Appropriations.**

*Topic Addressed: Grants to States*

- Letter dated September 25, 2002 to Rhode Island Department of Education Office of Special Needs Director Dr. Thomas P. DiPaolo, clarifying that although the effective date of a Part B grant cannot be changed, it is possible, subject to certain conditions, to grant pre-award costs to a State to mitigate significant hardship on State and local programs if there is very limited potential harm to the Federal interest.

*Topic Addressed: Authorization of Appropriations*

- Memorandum dated September 30, 2002 to Governors and Chief State School Officers, regarding nonregulatory guidance pertaining to Federal education programs, including section 611 of IDEA, with advance appropriations in fiscal year (FY) 2002.

### **Section 612—State Eligibility**

*Topic Addressed: Confidentiality of Education Records*

- Letter dated July 30, 2002 to Pennsylvania Assistant Director of Special Education John Tommasini from Family Policy Compliance Office Director LeRoy S. Rooker, explaining that States must resolve complaints filed by non-parent individuals or organizations even if the parent refuses to consent to the disclosure of personally identifiable information about the student; but, in such cases, the State may not disclose personally identifiable information about the student.

- Letter dated July 29, 2002 to U.S. Representative C.L. "Butch" Otter from Family Policy Compliance Office Director LeRoy S. Rooker, regarding the right of parents to obtain copies of education records and whether a parent's representative can inspect and review education records.

- Letter dated July 18, 2002 to individual, (personally identifiable information redacted), regarding the creation, retention, and destruction of education records, and records handling and storage.

*Topic Addressed: Maintenance of Effort*

- Letter dated July 16, 2002 to Michael J. Hernandez, Esq., regarding the use of Medicaid reimbursement funds to construct or equip special education classrooms.

### **Section 615—Procedural Safeguards**

*Topic Addressed: Due Process Hearings*

- Letter dated September 12, 2002 to Louisiana Assistant Legislative Auditor David K. Greer, regarding whether due process hearings under the IDEA may be conducted by Louisiana's administrative law judge panel and clarifying that as a general matter, the Office of Special Education Programs does not interpret State law, or opine about its application, unless State law appears to conflict with Federal requirements.

## **Part C—Infants and Toddlers with Disabilities**

### **Section 634—Eligibility**

*Topic Addressed: State Participation*

- Letter dated August 13, 2002 to individual, (personally identifiable information redacted), clarifying that participation by States in Part C is voluntary.

### **Section 636—Individualized Family Service Plan**

*Topic Addressed: Natural Environments*

- Letter dated July 30, 2002 to individual, (personally identifiable information redacted), regarding the history of implementation of the natural environments requirements of Part C of the IDEA since the early intervention program was originally enacted, and clarifying that, based on the child's individualized family services plan (IFSP), appropriate services can be provided in other environments.

## **Part D—National Activities to Improve Education of Children with Disabilities**

### **Subpart 2—Coordinated Research, Personnel Preparation, Technical Assistance, Support, and Dissemination of Information.**

### **Section 687—Technology Development, Demonstration, and Utilization; and Media Services**

*Topic Addressed: Captioning*

- Letter dated August 8, 2002 to House Education and Workforce Committee Chairman John Boehner, generally describing the process by which grant awards are made under the IDEA to provide support for the captioning of educational, news, and informational television, videos, and materials.

Other Letters Relevant to the Administration of IDEA Programs

*Topic Addressed: Child with a disability*

- Letter dated July 12, 2002 to U.S. Senator Mary L. Landrieu, regarding the identification and evaluation of handicapped persons under Section 504 of the Rehabilitation Act of 1973.

*Topic Addressed: Accountability for Results*

- Letter dated August 13, 2002 to Dr. Lucille Linde, clarifying that the Department of Education does not have the authority to mandate the use of specific assessment and instructional/intervention programs in public schools and that these decisions are made at the State and local school district levels.

- Dear Colleague letter dated July 24, 2002, regarding the implementation of the No Child Left Behind Act and statewide accountability systems, and providing guidance on adequate yearly progress.

### **Electronic Access to This Document**

You may view this document, as well as all other Department of Education documents published in the **Federal Register**, in text or Adobe Portable

Document Format (PDF) on the Internet at the following site: <http://www.ed.gov/legislation/FedRegister>.

To use PDF you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free, at 1-800-293-6498; or in the Washington, DC, area at (202) 512-1530.

**Note:** The official version of this document is published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO Access at: <http://www.access.gpo.gov/nara/index.html>.

(Catalog of Federal Domestic Assistance Number 84.027, Assistance to States for Education of Children with Disabilities)

Dated: February 5, 2003.

**Robert H. Pasternack,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

[FR Doc. 03-3257 Filed 2-7-03; 8:45 am]

BILLING CODE 4000-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP03-206-001]

#### ANR Pipeline Company; Notice of Compliance Filing

February 4, 2003.

Take notice that on January 30, 2003, ANR Pipeline Company (ANR), tendered for filing FERC Gas Tariff, Second Revised Volume No. 1, Substitute Fourth Revised Sheet No. 161A.02, with an effective date of January 16, 2003.

ANR states that the tariff sheet is being filed in compliance with the Commission's January 15, 2003 order implementing changes to ANR's Capacity Release provisions of the General Terms and Conditions of its FERC Gas Tariff.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. This filing is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at

<http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or TTY, contact (202) 502-8659. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link.

*Protest Date:* February 12, 2003.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 03-3149 Filed 2-7-03; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP03-246-000]

#### CenterPoint Energy Gas Transmission Company; Notice of Proposed Changes in FERC Gas Tariff

February 4, 2003.

Take notice that on January 31, 2003., CenterPoint Energy Gas Transmission Company (CEGT) tendered for filing as part of its FERC Gas Tariff, Sixth Revised Volume No. 1, First Revised Sheet No. 560 and Original Sheet No. 560A, to be effective March 3, 2003.

CEGT states that the purpose of this filing is to revise the provisions of the General Terms and Conditions of CEGT's Tariff relating to capacity releases where the releasing shipper is not creditworthy.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Sections 385.314 or 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. This filing is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number

field to access the document. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or TTY, contact (202) 502-8659. The Commission strongly encourages electronic filings. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link.

*Comment Date:* February 12, 2003.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 03-3151 Filed 2-7-03; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP96-200-095]

#### CenterPoint Energy Gas Transmission Company; Notice of Negotiated Rates

February 4, 2003.

Take notice that on January 30, 2003., CenterPoint Energy Gas Transmission Company (CEGT) tendered for filing as part of its FERC Gas Tariff, Fifth Revised Volume No. 1, the following tariff sheets to be effective February 1, 2003:

First Revised Sheet No. 659

Original Sheet No. 660A

First Revised Sheet No. 660

Original Sheet No. 660B

CEGT states that the purpose of this filing is to reflect an amendment to an existing negotiated rate transaction.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Sections 385.314 or 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. This filing is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's Web site at <http://www.ferc.gov> using the "FERRIS" link. Enter the docket number excluding the last three digits in the docket number field to access the document. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-