

**DEPARTMENT OF DEFENSE****Department of the Navy****Notice of Proposed Conveyance of Excess Land at Naval Air Station, Oceana, VA, in Exchange for a Restrictive Easement Pursuant to 10 U.S.C. 2869**

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

**SUMMARY:** This notice provides information on the proposed conveyance of excess land at the Naval Air Station, Oceana, Virginia, in exchange for a restrictive easement to limit encroachment.

**FOR FURTHER INFORMATION CONTACT:** Ms. Lisa Grossman; Naval Facilities Engineering Command; 1322 Patterson Avenue, SE., Suite 1000; Washington Navy Yard, DC 20374-5065; telephone: 202-685-9205. For information concerning real estate, contact Ms. Patty Hankins, Realty Specialist; Naval Facilities Engineering Command, Mid-Atlantic; 9742 Maryland Avenue; Norfolk, Virginia 23511-3095; telephone: 757-445-6921.

**SUPPLEMENTARY INFORMATION:** Pursuant to the authority of 10 U.S.C. 2684a, the Department of the Navy and the City of Virginia Beach (City), Virginia, entered into a Multi-Year Agreement (MYA) to acquire long-term interests in lands within the vicinity of Naval Air Station, Oceana, Virginia, and Naval Auxiliary Landing Field, Fentress, Chesapeake, Virginia. The goal of the MYA is to acquire real property interests in the vicinity of the Installations for purposes that are consistent with their land and natural resources conservation objectives, preservation goals, and to prevent encroachment and land development that is incompatible with the mission of the Installations.

10 U.S.C. 2869 provides authority for the Navy to convey excess property at an Installation in exchange for property interests to be acquired under the terms of an encroachment protection agreement executed in accordance with 10 U.S.C. 2684a. The Navy proposes to convey approximately 82 acres of excess land, referred to as Marshview, to the City in exchange for a restrictive easement interest over approximately 46.59 acres of City-owned land located within the area of interest identified in the MYA as ideal for encroachment protection. The Marshview property will be conveyed in fee with deed restrictions limiting the property's future use to a public park with passive recreational use only. The restrictive easement to be acquired by the Navy

will limit the type and amount of development, as well as the activities that may be conducted on the land.

Dated: September 15, 2008.

**T.M. Cruz,**  
*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E8-22038 Filed 9-19-08; 8:45 am]

**BILLING CODE 3810-FF-P**

**DEPARTMENT OF DEFENSE****Department of the Navy****Notice of Proposed Conveyance of Excess Land at Marine Corps Air Station (MCAS) Beaufort, SC, in Exchange for Restrictive Easements Pursuant to 10 U.S.C. 2869**

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

**SUMMARY:** This notice provides information on the proposed conveyance of excess land in the Laurel Bay housing area, MCAS Beaufort, SC, in exchange for perpetual restrictive easements to limit encroachment.

**FOR FURTHER INFORMATION CONTACT:** Mr. Steve Matteo, Naval Facilities Engineering Command, 1322 Patterson Avenue, SE., Suite 1000, Washington Navy Yard, DC 20374-5065, telephone: 202-685-9426. For information concerning real estate, contact Mr. Scott Nobles, Realty Specialist, Naval Facilities Engineering Command, Southeast, North Ajax Street, Building 135, P.O. Box 30, Naval Air Station Jacksonville, Jacksonville, FL 32212-0030, telephone: 904-542-6021.

**SUPPLEMENTARY INFORMATION:** MCAS Beaufort is a long established Air Station, consisting of some 6,900 acres, 70 miles southwest of Charleston, and four miles from downtown Beaufort, SC, on Highway 21. The Laurel Bay housing area, located four miles from the base proper, is a 1,062-acre tract, of which 691.06 acres are leased to the housing privatization contractor. The majority of the leased tract is improved with residential and related ancillary improvements complete with paved streets and infrastructure typical of a military housing development.

A 45-acre and an 82-acre parcel in the northeast of the housing area are undeveloped, vacant, and excess to Navy and Department of Defense requirements. The Navy proposes to convey the excess land in exchange for perpetual restrictive easements over other lands within MCAS Beaufort's Air Installation Compatible Use Zone to limit encroachment and other

constraints on the mission. Title 10, United States Code, Section 2869 authorizes the Navy to convey excess property at an installation in exchange for property interests to be acquired under the terms of an encroachment protection agreement executed in accordance with Title 10, United States Code, Section 2684a.

The Navy executed an encroachment protection agreement with the County of Beaufort on September 28, 2006. In 2008, The Beaufort County Open Land Trust was added to the agreement as a full party to the agreement with the authority to fulfill all or part of the County's obligations. The stated objectives of the agreement are to limit development that is incompatible with the mission of MCAS Beaufort and conservation objectives around the installation, by acquiring interests in certain real property located in the vicinity of MCAS Beaufort.

The Navy proposes to exchange the 127 acres in Laurel Bay for a perpetual restrictive easement interest over approximately 259 acres of land that is part of property known as Clarendon Farms. The 259 acres are located in an area that has been identified for acquisition in the encroachment protection agreement. The restrictive easements to be acquired by the Navy will limit the type and amount of development, as well as incompatible activities that may be conducted on the land.

Dated: September 15, 2008.

**T.M. Cruz,**  
*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E8-22039 Filed 9-19-08; 8:45 am]

**BILLING CODE 3810-FF-P**

**DEPARTMENT OF EDUCATION****Submission for OMB Review; Comment Request**

**AGENCY:** Department of Education.

**SUMMARY:** The IC Clearance Official, Regulatory Information Management Services, Office of Management invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before October 22, 2008.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Education Desk Officer, Office of Management and Budget, 725 17th Street, NW., Room 10222,

Washington, DC 20503. Commenters are encouraged to submit responses electronically by e-mail to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov) or via fax to (202) 395-6974. Commenters should include the following subject line in their response "Comment: [insert OMB number], [insert abbreviated collection name, e.g., "Upward Bound Evaluation"]]. Persons submitting comments electronically should not submit paper copies.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The IC Clearance Official, Regulatory Information Management Services, Office of Management, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g. new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

Dated: September 16, 2008.

**Angela C. Arrington,**

*IC Clearance Official, Regulatory Information Management Services, Office of Management.*

#### **Institute of Education Sciences**

*Type of Review:* New Collection.

*Title:* Individuals with Disabilities Education Act (IDEA) 2004 National Assessment Implementation Study (NAIS).

*Frequency:* Other: One time.

*Affected Public:* State, Local, or Tribal Gov't, SEAs or LEAs (primary).

*Reporting and Recordkeeping Hour Burden:*

*Responses:* 541.

*Burden Hours:* 1,021.

*Abstract:* The current reauthorization of IDEA (2004) instructs the Department of Education to carry out a National Assessment of the law to measure: (1) Progress in the implementation of IDEA

2004; and (2) the relative effectiveness of the law in achieving its purposes. The IDEA National Assessment Implementation Study (NAIS) will inform the National Assessment by providing a representative, national picture of the implementation of early intervention and special education policies and practices at the state and district levels with a focus on new provisions included in IDEA 2004. Data collection will include three surveys of state administrators: (1) All State Part B administrators responsible for programs providing special education services to school aged children with disabilities (6-21); (2) all State 619 coordinators who oversee preschool programs for children with disabilities ages 3-5, and; (3) all State IDEA Part C coordinators who are responsible for early intervention programs serving infants and toddlers. A fourth survey will collect district level data from a nationally representative sample of local special education administrators about preschool and school-age programs for children with disabilities ages 3-21. The U.S. Department of Education has commissioned Abt Associates to conduct this study.

Requests for copies of the information collection submission for OMB review may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 3753. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., LBJ, Washington, DC 20202-4537. Requests may also be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to 202-401-0920. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. E8-22041 Filed 9-19-08; 8:45 am]

**BILLING CODE 4000-01-P**

#### **ELECTION ASSISTANCE COMMISSION**

##### **Sunshine Act Notice**

**AGENCY:** U.S. Election Assistance Commission.

**ACTION:** Notice of public meeting.

**DATE AND TIME:** Tuesday, October 7, 2008, 10 a.m.-1 p.m.

**PLACE:** U.S. Election Assistance Commission, 1225 New York Ave., NW., Suite 150, Washington, DC 20005 (Metro Stop: Metro Center).

**AGENDA:** Commissioners will consider and vote on Draft EAC Guidance to States Regarding Material Changes to State Plans. Commissioners will consider and vote on the accreditation of CIBER, Inc. Commissioners will consider a Draft Working Group Policy [formally known as Draft Policy for Joint Partnership Task Force of EAC and State Election Officials Regarding Spending of HAVA Funds]. Commissioners will discuss revisions to the advisory opinion process. The Commission will consider other administrative matters.

This meeting will be open to the public.

**PERSON TO CONTACT FOR INFORMATION:** Bryan Whitener, Telephone: (202) 566-3100.

**Thomas R. Wilkey,**

*Election Director, U.S. Election Assistance Commission.*

[FR Doc. E8-22130 Filed 9-17-08; 4:15 pm]

**BILLING CODE 6820-KF-P**

#### **DEPARTMENT OF ENERGY**

##### **Notice of Intent to Prepare an Environmental Impact Statement and Notice of Proposed Floodplain and Wetlands Involvement for the Kemper County IGCC Project, Kemper County, MS**

**AGENCY:** Department of Energy.

**ACTION:** Notice of Intent and Notice of Proposed Floodplain and Wetlands Involvement.

**SUMMARY:** The U.S. Department of Energy (DOE) announces its intent to prepare an Environmental Impact Statement (EIS) pursuant to the National Environmental Policy Act (NEPA) of 1969, as amended (42 U.S.C. 4321 *et seq.*), the Council on Environmental Quality NEPA regulations (40 CFR Parts 1500-1508), and the DOE NEPA regulations (10 CFR Part 1021), to assess the potential environmental impacts associated with the construction and operation of a project proposed by Southern Company, through its affiliate Mississippi Power Company (Mississippi Power), which has been selected by DOE for consideration for cost-shared funding under the Clean Coal Power Initiative (CCPI) program. In addition, the U.S. Army Corps of Engineers will be a cooperating agency in the preparation of the EIS, and the