

and responding to concerns about the PDE's resolution of a particular State complaint.

- Letter dated August 7, 2008 to Idaho Commission for the Blind and Visually Impaired Administrator Angela Jones, concerning a separate State agency that would provide outreach programs for children who are blind or visually impaired.

Topic Addressed: Obligations Related to and Methods of Ensuring Services.

- Letter dated July 23, 2008 to Kinney Management Services, LLC representative Joseph Kinney, reiterating the Department's position that Medicaid billing issues are governed primarily by Medicaid requirements and State law, and explaining the parental consent requirements that apply when access to public benefits or insurance is sought.

*Section 615—Procedural Safeguards*

Topic Addressed: Prior Written Notice.

- Letter dated August 15, 2008 to Missouri Department of Elementary and Secondary Education Assistant Commissioner Heidi Atkins Lieberman, concerning whether the prior written notice requirements in Part B of the IDEA are applicable when a parent proposes a change or a public agency proposes a change with which a parent agrees.

Topic Addressed: Protections for Children Not Yet Eligible for Special Education and Related Services.

- Letter dated August 15, 2008 to Kentucky School Boards Association Senior Attorney Teresa T. Combs, clarifying the requirements in Part B of the IDEA that apply to evaluations of children suspected of having specific learning disabilities when those students are subject to disciplinary measures.

### Part C—Infants and Toddlers With Disabilities

*Section 632—Definitions*

Topic Addressed: Early Intervention Services.

- Letter dated July 1, 2008 to District of Columbia State Superintendent of Education's Early Care and Education Administration's Infants and Toddlers with Disabilities Division Program Manager Tracie Bullock Dickson, concerning when nebulizer treatments may be considered a health service under Part C of the IDEA.

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

*Delegation of Authority:* The Secretary of Education has delegated authority to Andrew J. Pepin, Executive Administrator for Special Education and Rehabilitative Services to perform the functions of the Assistant Secretary for Special Education and Rehabilitative Services.

Dated: February 18, 2009.

**Andrew J. Pepin,**

*Executive Administrator for Special Education and Rehabilitative Services.*

[FR Doc. E9-3814 Filed 2-20-09; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### National Assessment Governing Board: Proposed Information Collection

**AGENCY:** National Assessment Governing Board.

**ACTION:** Agency Information Collection Activities: Submission for OMB Review; Comment Request.

**SUMMARY:** In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the National Assessment Governing Board is publishing the following summary of a proposed information collection for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the Agency's function; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; (4) ways to minimize the

burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (5) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

*Type of Information Collection*

*Request:* New information collection.

*Title of Information Collection:*

Survey of Placement Tests and Cut-Scores in Higher Education Institutions.

*Use:* The congressionally authorized National Assessment of Educational Progress (NAEP) reports to the public on the achievement of students at grades 4, 8, and 12 in core subjects. The National Assessment Governing Board oversees and sets policy for NAEP. NAEP and the Governing Board are authorized under the National Assessment of Educational Progress Authorization Act (Pub. L. 107-279).

Among the Board's responsibilities is "to improve the form, content, use, and reporting of [NAEP results]." Toward this end, the Governing Board plans to enable NAEP at the 12th grade to report on the academic preparedness of 12th grade students in reading and mathematics for entry level college credit coursework.

The Governing Board has planned a program of research studies to support the validity of statements about 12th grade student preparedness that would be made in NAEP reports, beginning with the 2009 assessments in 12th grade reading and mathematics. Among the studies planned is a survey of 2-year and 4-year institutions of higher education about the tests and test scores used to place students into entry level college credit coursework leading to a degree and into non-credit remedial or developmental programs in reading and/or mathematics. The data resulting from this survey will be used to help develop valid statements that can be made about the preparedness of 12th grade students in NAEP reports.

*Frequency:* One time only; *Affected*

*Public:* State, Local or Tribal Governments (2-year and 4-year public higher education institutions); Private Sector Not-For-Profit Institutions (2-year and 4-year private higher education institutions); *Number of Respondents:* 3,700; *Total Annual Responses:* 3,700; *Total Annual Hours:* 1,542.

To obtain copies of the proposed survey and/or supporting statement for the proposed paperwork collection referenced above, e-mail your request, including your address and phone number, to [Ray.Fields@ed.gov](mailto:Ray.Fields@ed.gov) or call 202-357-0395.

To be assured consideration, comments and recommendations for the proposed information collection must be received by the OMB desk officer at the address below, no later than 5 p.m. on March 25, 2009:

OMB, Office of Information and Regulatory Affairs, Attention: Education Desk Officer, New Executive Office Building, 725 17th St, NW., Room 10235, Washington, DC 20503, Fax Number: (202) 395-6974, E-mail (*OIRA\_submission@omb.eop.gov*).

Dated: February 18, 2009.

**Ray Fields,**

*Authorized Agency Paperwork Contact,  
National Assessment Governing Board.*

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## DEPARTMENT OF EDUCATION

[CFDA No. 84.129B]

### Rehabilitation Training: Rehabilitation Long-Term Training—Rehabilitation Counseling

**AGENCY:** Office of Special Education and Rehabilitative Services, Department of Education.

**ACTION:** Notice reopening the Rehabilitation Long-Term Training—Rehabilitation Counseling fiscal year (FY) 2009 competition.

**SUMMARY:** On November 17, 2008, we published in the **Federal Register** (73 FR 67852) a notice inviting applications for the Rehabilitation Long-Term Training—Rehabilitation Counseling FY 2009 competition. That notice established a January 15, 2009 deadline date for eligible applicants to apply for funding under this program.

In order to allow applicants the opportunity to respond to a correction in the selection criteria published in the Application Package, we are reopening the Rehabilitation Long-Term Training—Rehabilitation Counseling FY 2009 competition to eligible applicants. Specifically, we inadvertently omitted a heading and the point value of the criterion on *Quality of Project Services*, worth 10 points. The requirements of this criterion were embedded at the end of the criterion on *Nature and Scope of Curriculum*, worth 20 points. By omitting the heading and points for the criterion on *Quality of Project Services*, applicants were given the mistaken impression that this criterion was part of the *Nature and Scope of Curriculum* criterion. We have corrected the selection criteria in the Application Package. This correction of the selection criteria increases the possible points an

applicant may receive from 90 points to 100 points and makes it clear that there is a criterion on *Quality of Project Services*, worth 10 points. We strongly recommend that any eligible applicant that submitted its application using the criteria in the original application package re-submit its application in order to ensure that there is a clear response to the criterion on *Quality of Project Services*. If an applicant that submitted its application by the January 15, 2009 deadline does not choose to re-submit its application to address separately the Nature and Scope of Curriculum and *Quality of Project Services* criteria, we will increase the point value of the co-joined criteria contained under the heading *Nature and Scope of Curriculum* from 20 to 30 points for that applicant and the selection criteria overall from 90 to 100 points. We will separate the applicant's response to the co-joined criteria under the heading of *Nature and Scope of Curriculum*, and each criteria will be rated separately with the total value of the *Nature and Scope of Curriculum* criteria being 20 points and the *Quality of Project Services* criteria being 10 points.

All information in the November 17, 2008 notice remains the same for this notice reopening the competition, except for the following updates to *Dates* and to section IV. 3. *Submission Dates and Times*.

*Dates and section IV. 3. Submission Dates and Times:*

*Applications Available:* February 23, 2009.

*Deadline for Transmittal of Applications:* March 16, 2009.

**Note:** Applications for grants under this program must be submitted electronically using the Governmentwide Grants.gov Apply site at <http://www.grants.gov>. For information about how to submit your application electronically, please refer to *Electronic Submission of Applications* in the November 17, 2008 notice (73 FR 67852-67856). We encourage eligible applicants to submit their applications as soon as possible to avoid any problems with filing electronic applications on the last day.

Deadline for Intergovernmental Review: May 8, 2009.

**FOR FURTHER INFORMATION CONTACT:**

Edwin Powell, U.S. Department of Education, Rehabilitation Services Administration, 400 Maryland Avenue, SW., room 5038, PCP, Washington, DC 20202-2800. Telephone: (202) 245-7505 or by e-mail: [Edwin.Powell@ed.gov](mailto:Edwin.Powell@ed.gov).

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*Program Authority:* 29 U.S.C. 772.

*Delegation of Authority:* The Secretary of Education has delegated authority to Andrew J. Pepin, Executive Administrator for Special Education and Rehabilitative Services to perform the functions of the Assistant Secretary for Special Education and Rehabilitative Services.

Dated: February 18, 2009.

**Andrew J. Pepin,**

*Executive Administrator for Special Education and Rehabilitative Services.*

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## DEPARTMENT OF ENERGY

### Energy Information Administration

#### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** Energy Information Administration (EIA), Department of Energy (DOE).

**ACTION:** Agency Information Collection Activities: Proposed Collection; Comment Request.

**SUMMARY:** The EIA is soliciting comments on the proposed reinstatement and three-year approval of Form EIA-457A-G, "Residential Energy Consumption Survey (RECS)."

**DATES:** Comments must be filed by April 24, 2009. If you anticipate difficulty in submitting comments within that period, contact the person listed below as soon as possible.