

type of unit to maneuver more effectively with the other, understand key limitations and requirements, promote increased training readiness, and effectively prepare Army units for operational deployments abroad. In addition, both Fort Carson and JBLM are world-class military installations that have modernized range and training infrastructure and existing airfields capable of supporting CAB units. Both installations have adequate maneuver lands and airspace access, and the capability to provide CAB units with new or existing administrative space and garrison support infrastructure.

The decision to realign components of a CAB to JBLM instead of stationing a full CAB there will reduce the impacts a full CAB would have had to traffic on Interstate 5 and other congested roadways and also reduce impacts on local schools. Split stationing existing CAB units and realigning less than a full CAB to JBLM will also ensure that critical aviation lift assets will remain in Alaska to support operations there. This split stationing approach will provide units at JBLM with full CAB training capability and benefits when realigned units are added to JBLMs existing aviation units.

Environmental impacts associated with the implementation of the decision include potentially significant impacts to: transportation on the Interstate 5 corridor near JBLM, fish and water quality in Puget Sound, and noise impacts to sensitive receptors. There are potentially significant impacts to biological resources at YTC from increased potential for wildfire and habitat degradation associated with aviation training. There may also be significant but mitigable impacts to soils at Fort Carson, PCMS, and YTC as well as significant but mitigable impacts to water resources at YTC. At PCMS, cumulative impacts to soils are predicted to be manageable with current dust control mitigation techniques. Impacts to cultural resources, air quality, noise, and public land use were all predicted to be less than significant.

This decision provides the proper balance for addressing the shortfall in aviation force structure, optimizing training readiness, and enhancing quality of life for Soldiers and their families by increasing the times between deployments for aviation Soldiers. As part of the implementation of this decision, the Army will take practical measures to mitigate impacts to protect and sustain the environment.

A summary of environmental impacts and rationale for the decision can be found in the ROD which is available along with the FPEIS for public review

at <http://aec.army.mil/usaec/nepa/topics00.html>.

Dated: March 25, 2011.

**Hershell E. Wolfe,**

*Acting Deputy Assistant Secretary of the Army (Environment, Safety and Occupational Health)*

[FR Doc. 2011-7507 Filed 3-30-11; 8:45 am]

**BILLING CODE 3710-08-P**

## DEPARTMENT OF EDUCATION

### Credit Enhancement for Charter School Facilities Program

**AGENCY:** Office of Innovation and Improvement, Department of Education.

**ACTION:** Notice inviting applications for new awards for fiscal year (FY) 2011; correction.

#### *Overview Information:*

*Catalog of Federal Domestic Assistance (CFDA) Number: 84.354A.*

**SUMMARY:** On March 11, 2011, the Department of Education published in the **Federal Register** (76 FR 13365) a notice inviting applications for new awards for FY 2011 for the Credit Enhancement for Charter School Facilities program (March 11 NIA). This notice makes two corrections to the March 11 NIA.

**FOR FURTHER INFORMATION CONTACT:** Ann Margaret Galiatsos. Telephone: (202) 205-9765; or by e-mail: [ann.galiatsos@ed.gov](mailto:ann.galiatsos@ed.gov); or by mail: (Attention: Credit Enhancement for Charter School Facilities Program), U.S. Department of Education, 400 Maryland Avenue, SW., Room 4W259, Washington, DC 20202.

If you use a telecommunications device for the deaf (TDD), call the Federal Relay Service (FRS), toll free, at 1-800-877-8339.

Individuals with disabilities can obtain this document in an accessible format (e.g., braille, large print, audiotape, or computer diskette) on request to the contact listed in this section.

#### **SUPPLEMENTARY INFORMATION:**

##### **Correction**

On pages 13365, 13366, and 13367 of the March 11 NIA, we indicated that there would be only one pre-application meeting and that it would be held on April 4, 2011 at 9:00 a.m., Washington, DC time. We are correcting the March 11 NIA to reflect that the Department is offering a second pre-application meeting at 2:00 p.m. on April 5, 2011. The corrections are as follows:

On page 13365, second column, the "Date of Pre-Application Meeting"

section is corrected to read "Dates of Pre-Application Meetings: April 4, 2011 at 9:00 a.m., Washington, DC time and April 5, 2011 at 2:00 p.m., Washington, DC time."

On page 13366, third column, and page 13367, first column, the "Date of Pre-Application Meeting" section is corrected to read as follows:

"Dates of Pre-Application Meetings: The Department will hold two pre-application meetings for prospective applicants. The first pre-application meeting will be held on April 4, 2011 at 9:00 a.m., Washington, DC time, at the U.S. Department of Education, Room 1W128, 400 Maryland Avenue, SW., Washington, DC. The second pre-application meeting will be held on April 5, 2011 at 2:00 p.m., Washington, DC time, via conference call.

Interested parties are invited to participate in these meetings to discuss the purpose of the program, priorities, selection criteria, application requirements, submission requirements, and reporting requirements. Interested parties may participate in the first pre-application meeting either by conference call or in person. Interested parties may participate in the second pre-application meeting by conference call.

The site for the first pre-application meeting is accessible by Metro on the Blue, Orange, Green, and Yellow lines at the Seventh Street and Maryland Avenue exit of the L'Enfant Plaza station. After the first meeting, program staff will be available from 12:00 p.m. to 2:00 p.m. on that same day to provide information and technical assistance through individual consultation.

To participate by conference call in either the first or second pre-application meetings, the conference line number is 1-888-456-0285 and the participant pass code is 1704354. If you use a telecommunications device for the deaf (TDD), call the Federal Relay Service (FRS), toll free, at 1-800-877-8339.

Individuals interested in attending either meeting are encouraged to preregister by e-mailing their name, organization, and contact information with the subject heading PRE-APPLICATION MEETING to [ann.galiatsos@ed.gov](mailto:ann.galiatsos@ed.gov). There are no registration fees for attending these meetings.

For further information about the pre-application meetings, contact Ann Margaret Galiatsos, U.S. Department of Education, 400 Maryland Avenue, SW., Room 4W259, Washington, DC 20202-5970. Telephone: (202) 205-9765 or by e-mail: [ann.galiatsos@ed.gov](mailto:ann.galiatsos@ed.gov).

**Program Authority:** 20 U.S.C. 7223-7223j.

**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/news/fedregister/index.html>. To use PDF you must have Adobe Acrobat Reader, which is available free at this site.

**Note:** The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available via the Federal Digital System at: <http://www.gpo.gov/fdsys>.

Dated: March 28, 2011.

**James H. Shelton, III,**

*Assistant Deputy Secretary for Innovation and Improvement.*

[FR Doc. 2011-7636 Filed 3-30-11; 8:45 am]

**BILLING CODE 4000-01-P**

**DEPARTMENT OF EDUCATION****Intent To Compromise Claim Against the District of Columbia Public Schools**

**AGENCY:** Department of Education.

**ACTION:** Notice of intent to compromise claim with request for comments.

**SUMMARY:** The United States Department of Education (Department) intends to compromise a claim against the District of Columbia Public Schools (DCPS) now pending before the Office of Administrative Law Judges (OALJ), Docket No. 07-42-R. Before compromising a claim, the Department must publish its intent to do so in the **Federal Register** and provide the public an opportunity to comment on that action.

**DATES:** We must receive your comments on the proposed action on or before May 16, 2011.

**ADDRESSES:** Address all comments concerning the proposed action to Ronald B. Petracca, Office of the General Counsel, U.S. Department of Education, 400 Maryland Avenue, SW., room 6C111, Washington, DC 20202-2110.

**FOR FURTHER INFORMATION CONTACT:** Ronald B. Petracca. Telephone: (202) 401-6008. If you use a telecommunications device for the deaf (TDD), call the Federal Relay Service (FRS), toll free, at 1-800-877-8339. Individuals with disabilities can obtain this document in an accessible format (e.g., braille, large print, audio tape, or computer diskette) on request to the

contact person listed under **FOR FURTHER INFORMATION CONTACT**.

**SUPPLEMENTARY INFORMATION:****Invitation To Comment**

We invite you to submit comments regarding this proposed action. During and after the comment period, you may inspect all public comments about this notice in room 6E312, FB-6, 400 Maryland Avenue, SW., Washington, DC, between the hours of 8:30 a.m. and 4:00 p.m., Washington, DC time, Monday through Friday of each week except Federal holidays.

**Assistance to Individuals With Disabilities in Reviewing Comments**

On request, we will supply an appropriate aid, such as a reader or print magnifier, to an individual with a disability who needs assistance to review the comments. If you want to schedule an appointment for this type of aid, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

**Background**

On July 12, 2007, the Assistant Secretary for Elementary and Secondary Education and the Assistant Secretary for Special Education and Rehabilitative Services (collectively, the Assistant Secretaries) jointly issued a program determination letter (PDL) seeking to recover from DCPS \$1,354,679 in funds under Title I, Part A (Title I) of the Elementary and Secondary Education Act of 1965 (ESEA), Title I, Part B, Subpart 1 of the ESEA (Reading First), Title II, Part A of the ESEA (Improving Teacher Quality or ITQ), and Part B of the Individuals with Disabilities Education Act (IDEA-B). These funds, based on findings in a single audit of DCPS (Audit Control Number 03-04-68025), were determined by the Assistant Secretaries to have been expended, during fiscal year 2003, in violation of Title I, Reading First, ITQ, and IDEA-B. Specifically, the Assistant Secretaries found that DCPS had: Failed to maintain appropriate documentation supporting payroll costs for Title I, ITQ, and IDEA-B; failed to provide proof of payment for various accrued expenses billed to Title I, ITQ, and IDEA-B; failed to maintain appropriate documentation for expenditures under ITQ and IDEA-B; failed to maintain source documentation to support journal entries for costs attributed to Title I, ITQ, and IDEA-B; failed to maintain adequate documentation to support the acquisition and disposition of property obtained with Reading First and Title I funds; and lacked adequate supporting

documentation for items charged to IDEA-B.

DCPS filed an *Application for Review* of this PDL with the Office of Administrative Law Judges (OALJ) on September 10, 2007. On October 24, 2007, the OALJ granted the parties' *Joint Motion to Conduct Voluntary Discovery, Engage in Settlement Negotiations, and Suspend the Procedural Schedule (Joint Motion)*. Since this *Joint Motion* was granted, DCPS<sup>1</sup> has presented the Department with extensive documentation, not available to the Department at the time the PDL was issued, to support the withdrawal from this claim of \$571,978 in questioned costs. In particular, DCPS provided copies of purchase orders, printouts from DCPS' accounting system with transaction detail, and copies of corresponding checks to support \$556,033 in accrued expenses billed to Title I, ITQ, and IDEA-B. In addition, DCPS provided printouts from its accounting system with transaction detail and copies of corresponding checks demonstrating that expenditures under ITQ and IDEA-B totaling \$15,945 were, in fact, made. After conducting a thorough review of this documentation, the Assistant Secretaries have decided to accept DCPS' documentation, thereby reducing the claim to \$782,701.

The Department proposes to compromise this remaining claim to \$675,000. Based on litigation risks, the high percentage of funds being recovered (86 percent of the remaining claim), and the costs of proceeding through the administrative and, possibly, court process for this appeal, the Department has determined that it would not be practical or in the public interest to continue this proceeding. In making this determination, the Department recognizes that DCPS has entered into a High Risk Corrective Action Plan (HRCAP) with the Department, which includes a plan to address weaknesses in financial management, procurement, and property management, among other issues. Since entering into the HRCAP, the Department has worked closely with DCPS to support DCPS in resolving the issues addressed in the HRCAP, including the practices or procedures that gave rise to the disallowances in the PDL. Therefore, the Department does

<sup>1</sup> Since DCPS filed its application for review, the Office of the State Superintendent of Education (OSSE) was established as the District of Columbia's State educational agency (SEA). Although OSSE has been involved in settlement discussions and would necessarily have a role in any compromise, for ease of reference and consistent with the pleadings before the OALJ, this notice refers to DCPS as the relevant party.