

Abstract: The Even Start Family Literacy Women's Prison Project is designed such that the grantee will operate a family literacy project in a prison that houses women and their preschool-aged children

Office of Elementary and Secondary Education

Type of Review: New

Title: Even Start Statewide Family Literacy Initiative Grants

Frequency: Annually

Affected Public: State, Local or Tribal Gov't, SEAs or LEAs

Annual Reporting and Recordkeeping Burden:

Responses: 50

Burden Hours: 375

Abstract: Under the Even Start Statewide Family Literacy Initiative Grants, States will plan and implement statewide family literacy initiatives designed to coordinate and integrate existing Federal, State, and local literacy resources. The Department analyzes the application to determine which applicants meet the absolute priority in the application package and are best qualified to receive Federal funds under the law and EDGAR

[FR Doc. 96-3408 Filed 2-14-96; 8:45 am]

BILLING CODE 4000-01-P

Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

ACTION: Notice of proposed information collection requests.

SUMMARY: The Director, Information Resources Group, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: An emergency review has been requested in accordance with the Act (44 U.S.C. Chapter 3507 (j)), since public harm is reasonably likely to result if normal clearance procedures are followed. Approval by the Office of Management and Budget (OMB) has been requested by February 23, 1996.

ADDRESSES: Written comments regarding the emergency review should be addressed to the Office of Information and Regulatory Affairs, Attention: Wendy Taylor, Desk Officer: Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, DC 20503. Requests for copies of the proposed information collection request should be addressed to Patrick J. Sherrill, Department of Education, 7th &

D Streets, SW., Room 5624, Regional Office Building 3, Washington, DC 20202-4651.

DATES: A regular clearance process is also beginning. Interested persons are invited to submit comments on or before April 15, 1996.

ADDRESSES: Written comments and requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, SW., Room 5624, Regional Office Building 3, Washington, DC 20202-4651, or should be electronic mailed to the internet address #FIRB@ed.gov, or should be faxed to 202-708-9346.

FOR FURTHER INFORMATION CONTACT:

Patrick J. Sherrill (202) 708-8196. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506 (c)(2)(A) of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 3506 (c)(2)(A) requires that the Director of OMB provide interested Federal agencies and the public an early opportunity to comment on information collection requests. The Office of Management and Budget (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 Director of the Information Resources Group, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. 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. ED invites public comment at the address specified above. Copies of the requests are available from Patrick J. Sherrill at the address specified above.

The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department, (2) will this information be processed and used

in a timely manner, (3) is the estimate of burden accurate, (4) how might the Department enhance the quality, utility, and clarity of the information to be collected, and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology. Because an emergency review is requested, the additional information to be requested in this collection is included in the section on "Additional Information" in this notice. Gloria Parker,

Director, Information Resources Group.

Office of Elementary and Secondary Education

Type of Review: Extension

Title: Application for Grants for Desegregation Assistance Centers under Civil Rights Technical Assistance and Training

Frequency: Annually

Affected Public: Not-for-profit institutions

Annual Reporting and Recordkeeping Burden:

Responses: 100

Burden Hours: 3,570

Abstract: The Department uses this information to evaluate the proposed projects and make awards in accordance with program regulations. Desegregation Assistance Centers use this application to apply for assistance under Title IV of the Civil Rights Act of 1964, Desegregation of Public Education Program

[FR Doc. 96-3409 Filed 2-14-96; 8:45 am]

BILLING CODE 4000-01-P

Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

ACTION: Proposed collection; comment request.

SUMMARY: The Director, Information Resources Group, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before March 18, 1996.

ADDRESSES: Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Wendy Taylor, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, DC 20503. Requests for copies of the

proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202-4651.

FOR FURTHER INFORMATION CONTACT: Patrick J. Sherrill (202) 708-8196.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

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 Director of the Information Resources Group publishes this 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 at the address specified above. Copies of the requests are available from Patrick J. Sherrill at the address specified above.

Dated: February 9, 1996.

Gloria Parker,

Director, Information Resources Group.

Office of Postsecondary Education

Type of Review: New.

Title: Direct Loan Participant Survey.

Frequency: Annually.

Affected Public: Business or other for-profit; Not-for-profit institutions.

Annual Reporting and Recordkeeping Burden:

Responses: 1,500.

Burden Hours: 750.

Abstract: This information is being requested specifically for providing a higher level of Customer Service to Direct Loan schools. Collection of this information will allow us to provide better technical assistance to DL schools

and to provide a network database to schools as an information device that would enable them to communicate with schools that have similar configurations, software needs, and process procedures.

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BILLING CODE 4000-01-P

Arbitration Panel Decision Under the Randolph-Sheppard Act

AGENCY: Department of Education.

ACTION: Notice of arbitration panel decision under the Randolph-Sheppard Act.

SUMMARY: Notice is hereby given that on April 13, 1994, an arbitration panel rendered a decision in the matter of *Betty Moffitt v. Tennessee Department of Human Services*, (Docket No. R-S/92-8). This panel was convened by the U.S. Department of Education pursuant to 20 U.S.C. 107d-2, upon receipt of a complaint filed by Betty Moffitt.

FOR FURTHER INFORMATION CONTACT: A copy of the full text of the arbitration panel decision may be obtained from George F. Arsnow, U. S. Department of Education, 600 Independence Avenue, SW., Room 3230, Switzer Building, Washington, DC 20202-2738. Telephone: (202) 205-9317. Individuals who use a telecommunications device for the deaf (TDD) may call the TDD number at (202) 205-8298.

SUPPLEMENTARY INFORMATION: Pursuant to the Randolph-Sheppard Act (20 U.S.C. 107d-2(c)), the Secretary publishes a synopsis of arbitration panel decisions affecting the administration of vending facilities on Federal and other property.

Background

The complainant, Betty Moffitt, became a licensed manager in the Tennessee Business Enterprise Program on September 1, 1976, and was eventually assigned to Facility #299 at the Tennessee Valley Authority (TVA) Sequoyah Nuclear Power Plant on September 1, 1982. The Tennessee Department of Human Services (TDHS) is the designated State licensing agency (SLA) charged with the administration and operation of the Tennessee Vending Facility program. The Division of Internal Audit for TDHS conducted an in-depth examination and audit of Facility #299 for the calendar year 1987. TDHS found substantial and compelling discrepancies between the amounts of purchases and sales reported by the complainant and amounts of purchases and sales obtained by the auditors from independent sources.

After a thorough analysis of all information, including an independent audit conducted by the Tennessee Department of Revenue that also demonstrated major inconsistencies, TDHS issued a letter to the complainant terminating her license effective February 9, 1991. Complainant allegedly violated Tennessee Rule 1240-6-6.3 (4), which mandates termination of license for falsification of records.

The complainant appealed her termination of license by requesting and receiving a State fair hearing held on July 25 and 26, 1991. An opinion was issued by the hearing officer on January 31, 1992. The hearing officer sustained TDHS's termination of Ms. Moffitt's license based upon the evidence presented at the hearing. Specifically, the hearing officer ruled that the evidence substantiated the falsification allegations made by the SLA. Subsequently, the complainant filed a petition for reconsideration of the hearing officer's decision, which was denied in a written opinion on February 12, 1992. A notice of appeal was filed by the complainant, and on March 2, 1992, the hearing officer issued a final order adopting the earlier opinion of January 31, 1992.

The complainant applied for and received reconsideration of the final order on March 6, 1992, which was denied by the Director of Appeals on March 10, 1992.

On May 13, 1992, Ms. Moffitt filed a request with the Secretary of the U.S. Department of Education to convene an arbitration panel to review the final order of the hearing officer. A hearing by a Federal arbitration panel was held on September 3, 1993.

Arbitration Panel Decision

The arbitration panel reviewed the audit findings of TDHS's Division of Internal Audit of the complainant's Facility #299. The panel concluded that, while the findings of the audit were not conclusive, they were extraordinarily persuasive and were not satisfactorily rebutted. Further, the complainant's testimony and presentation of evidence did not satisfactorily rebut the evidence presented by TDHS. Accordingly, the panel found that in 1987 at Facility #299 the complainant underreported merchandise purchased by at least \$58,000 and underreported sales by approximately \$140,000 (this was a projected figure accepted by the panel). The panel further found that the underreporting was so significant that it could not be attributed to errors of negligence or inadvertence.

The panel found that TDHS had demonstrated by a preponderance of