

**Janet A. Long,**

*Air Force Federal Register Liaison Officer.*  
[FR Doc. 99-32215 Filed 12-10-99; 8:45 am]  
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## DEPARTMENT OF EDUCATION

### Submission for OMB Review; Comment Request

**AGENCY:** Department of Education.

**SUMMARY:** The Leader, Information Management Group, Office of the Chief Information Officer 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 January 12, 2000.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Danny Werfel, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW, Room 10235, New Executive Office Building, Washington, DC 20503 or should be electronically mailed to the internet address DWERFEL@OMB.EOP.GOV.

**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 Leader, Information Management Group, Office of the Chief Information Officer, 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: December 7, 1999.

**William E. Burrow,**

*Leader, Information Management Group,  
Office of the Chief Information Officer.*

### Office of Postsecondary Education

*Type of Review:* New Collection.  
*Title:* Performance Report for the Jacob K. Javits Fellowship Program.

*Frequency:* Annually.  
*Affected Public:*  
Not-for-profit institutions;  
Businesses or other for-profit.  
*Reporting and Recordkeeping Hour Burden:*

Responses: 115.

Burden Hours: 690.

*Abstract:* This information collection provides the U.S. Department of Education with information needed to determine if grantees have made substantial progress toward meeting the program's objectives and allow program staff to monitor and evaluate the program. The Congress has mandated (through the Government's Performance and Results Act of 1993) that the U.S. Department of Education provide documentation about the progress being made by the program.

Requests for copies of the proposed information collection request should be addressed to Vivian Reese, Department of Education, 400 Maryland Avenue, SW, Room 5624, Regional Office Building 3, Washington, DC 20202-4651, or should be electronically mailed to the internet address OCIO\_IMG\_Issues@ed.gov or should be faxed to 202-708-9346.

Questions regarding burden and/or the collection activity requirements should be directed to Joseph Schubart at (202) 708-9266 or via his internet address joe\_schubart@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. 99-32135 Filed 12-10-99; 8:45 am]

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## DEPARTMENT OF EDUCATION

### Intent to Compromise Claim Against the Puerto Rico Department of Education

**AGENCY:** Department of Education.

**ACTION:** Notice of intent to compromise claim.

**SUMMARY:** The United States Department of Education (Department) intends to compromise a claim against the Commonwealth of Puerto Rico Department of Education (Puerto Rico)

now pending before the Office of Administrative Law Judges (OALJ), Docket No. 97-170-R (20 U.S.C. 1234a(j)).

**DATES:** Interested persons may comment on the proposed action by submitting written data, views, or arguments on or before January 27, 2000.

**ADDRESSES:** Comments should be addressed to John R. Mason, Esq., Office of the General Counsel, U.S. Department of Education, 400 Maryland Avenue, SW., Room 6E112, Washington, DC 20202.

**FOR FURTHER INFORMATION CONTACT:** John R. Mason, Esq., Telephone 401-8292.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8399.

**SUPPLEMENTARY INFORMATION:** The claim in question arose when the Department's Assistant Secretary for Vocational and Adult Education (Assistant Secretary) issued a program determination letter (PDL) on September 30, 1997. The PDL demanded a refund of \$671,373 of funds provided Puerto Rico for Federal Fiscal Years 1990-1994 under the Adult Education Act, 20 U.S.C. 1201 et seq. (1990 and 1991). The refund related to Puerto Rico's alleged failure spend the amounts of funds that the Act required to be set aside for special populations and purposes. Puerto Rico filed a timely request for review of the PDL with the OALJ. The Administrative Law Judge assigned to the appeal then granted the parties' joint motion to stay proceedings pending settlement negotiations.

During settlement discussions, the parties stipulated that \$53,736 in 1990 funds are barred by the applicable statute of limitations. Therefore, only \$617,637 of the \$671,373 in the PDL are still at issue. Puerto Rico also submitted substantial documentation purporting to show that it, in fact, spend enough to meet a portion of the set asides out of State funds. After conducting a thorough review of this documentation and re-examining the documentation upon which the PDL was based, the Assistant Secretary has decided to accept Puerto Rico's documentation as to \$218,283 and reduce the claim to \$399,354. The Department proposes to compromise the remaining \$399,354 for 230,755.

Based on the amount that would be repaid by Puerto Rico under the proposed settlement agreement, the documentation Puerto Rico submitted during settlement discussions, and the litigation risks and costs of proceeding through the administrative and,