

includes the linear feet of perennial or intermittent stream bed that is filled or excavated. This statement is inaccurate because ephemeral stream bed that is filled or excavated can also be considered a loss of waters of the United States. However, the 300 linear foot limit for stream beds filled or excavated does not apply to ephemeral streams. We have modified this sentence to define the loss of stream bed as the linear feet of stream bed that is filled or excavated." Thus, the modification of this definition was intended to clarify that activities that involve filling or excavating ephemeral streams are not included in the linear foot limits for filling or excavating stream beds in NWP 39, 40, 42, and 43. However, it was not intended to exempt ephemeral waters or streams from calculations of impacted acreages to determine PCN or maximum acreage requirements in accordance with NWP 39, 40, 42, and 43.

In the August 9, 2001, **Federal Register** notice (66 FR 42099) we proposed to modify the definition of "Loss of Waters of the US" by adding the sentence "\* \* \* The loss of stream bed includes the linear feet of perennial stream or intermittent stream that is filled or excavated \* \* \*". The proposed change was in response to a commitment to clearly state in the text of the NWPs (which includes the definitions) that the 300 linear foot limit in NWP 39, 40, 42, and 43 for filling and excavating stream beds would only apply to intermittent and perennial streams, not to ephemeral streams.

In the January 15, 2002, **Federal Register** notice (67 FR 2074-2075) we erroneously stated that both the acreage and linear limits of the NWPs do not apply to ephemeral waters. This was never intended to be adopted as policy for the NWPs or the Corps regulatory program. As previously stated, in the first column of page 2075 of the January 15, 2002, **Federal Register** notice, we refer to page 12881 of the March 9, 2000, **Federal Register** notice, which only discusses the 300 linear foot limit, not the acreage limits of the NWPs. Our intent is to continue to apply acreage limits of NWPs to activities that result in the permanent loss of ephemeral waters, but the linear foot limits of the NWPs (*i.e.*, NWP 39, 40, 42, and 43) for filling or excavating stream beds would not apply to activities that involve filling or excavating ephemeral streams. The last sentence of the definition of "Loss of Waters of the US" as published in the January 15, 2002, **Federal Register** notice does not comport with remainder of this NWP package.

Therefore, we are correcting this definition as described above.

We believe that correcting the text of NWP 39 and the definition of "Loss of Waters of the US" through the publication of this correction notice is appropriate. Nevertheless, in order to give all interested parties further opportunity to comment on this matter, we intend to publish a **Federal Register** notice to solicit public comments on those two corrections. If we determine that any other matter relating to the final NWPs requires correction or clarification, but that matter was not adequately dealt with in this correction notice, we will address that additional matter in the forthcoming **Federal Register** notice, as well. We expect to publish that **Federal Register** notice within a few weeks.

Dated: February 7, 2002.

**Lawrence A. Lang,**

*Assistant Chief, Operations Division,  
Directorate of Civil Works.*

[FR Doc. 02-3555 Filed 2-12-02; 8:45 am]

**BILLING CODE 3710-92-P**

## DEPARTMENT OF DEFENSE

### Uniformed Services University of the Health Sciences

#### Sunshine Act Meeting

##### AGENCY HOLDING THE MEETING:

Uniformed Services University of the Health Sciences.

**TIME AND DATE:** 8:00 a.m. to 4:00 p.m., February 5, 2002.

**PLACE:** Uniformed Services University of the Health Sciences, Board of Regents Conference Room (D3001), 4301 Jones Bridge Road, Bethesda, MD 20814-4799.

**STATUS:** Open—under "Government in the Sunshine Act" (5 U.S.C. 552b(e)(3)).

##### MATTERS TO BE CONSIDERED:

8:30 a.m. Meeting—Board of Regents

- (1) Approval of Minutes—November 14, 2001
- (2) Faculty Matters
- (3) Department Reports
- (4) Financial Report
- (5) Report—President, USUHS
- (6) Report—Dean, School of Medicine
- (7) Report—Dean, Graduate School of Nursing
- (8) Comments—Chairman, Board of Regents
- (9) New Business

##### CONTACT PERSON FOR MORE INFORMATION:

Mr. Bobby D. Anderson, Executive Secretary, Board of Regents, (301) 295-3116.

Dated: February 8, 2002.

**Linda Bynum,**

*OSD Federal Register Liaison Officer,  
Department of Defense.*

[FR Doc. 02-3683 Filed 2-11-02; 3:32 pm]

**BILLING CODE 5001-08-M**

## DEPARTMENT OF EDUCATION

### Submission for OMB Review; Comment Request

**AGENCY:** Department of Education.

**SUMMARY:** The Leader, Regulatory 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 March 15, 2002.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Lauren Wittenberg, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10202, New Executive Office Building, Washington, DC 20503 or should be electronically mailed to the internet address [Lauren\\_Wittenberg@omb.eop.gov](mailto:Lauren_Wittenberg@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, Regulatory 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: February 6, 2002.

**John Tressler,**

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

**Student Financial Assistance**

*Type of Review:* Extension.

*Title:* Student Assistance General Provisions—Subpart I—Immigration Status Confirmation.

*Frequency:* On Occasion.

*Affected Public:* Individuals or households; Not-for-profit institutions  
*Reporting and Recordkeeping Hour Burden:*

Responses: 7,310.

Burden Hours: 23,209.

*Abstract:* Collection of this information used for immigration status confirmation reduces the potential of fraud and abuse caused by ineligible aliens receiving Federally subsidized student financial assistance under Title IV of the Higher Education Act (HEA) of 1965, as amended. The respondent population is comprised of 7,310 postsecondary institutions who participate in administration of the Title IV, HEA programs.

Requests for copies of the proposed information collection request may be accessed from <http://edicsweb.ed.gov>, or should be addressed to Vivian Reese, Department of Education, 400 Maryland Avenue, SW, Room 4050, Regional Office Building 3, Washington, DC 20202-4651 or to the e-mail address [vivian.reese@ed.gov](mailto:vivian.reese@ed.gov). Requests may also be electronically mailed to the internet address [OCIO\\_RIMG@ed.gov](mailto:OCIO_RIMG@ed.gov) or faxed to 202-708-9346. Please specify the complete title of the information collection when making your request.

Comments 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](mailto: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. 02-3452 Filed 2-12-02; 8:45 am]

BILLING CODE 4000-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RP00-332-003]

**ANR Pipeline Company; Notice of Compliance Filing**

February 7, 2002.

Take notice that on January 30, 2002, ANR Pipeline Company (ANR),

tendered for filing as part of its FERC Gas Tariff, Second Revised Volume No. 1, the tariff sheets identified in Appendix A attached to the filing, with an effective date of April 1, 2002.

ANR states that these tariff sheets are being filed in compliance with Article 5 of the Stipulation and Agreement submitted in the above-referenced docket on July 10, 2001 (the Settlement), and the Commission's Order on Order No. 637 Settlement issued in the above referenced docket. *ANR Pipeline Company*, 97 FERC ¶ 61, 323 (2001).

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with section 385.211 of the Commission's rules and regulations. All such protests must be filed in accordance with section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Web at <http://www.ferc.gov> using the "RIMS" link, select "Docket#" and follow the instructions (call 202-208-2222 for assistance). Comments, protests and interventions may be filed electronically via the Internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's Web site under the "e-Filing" link.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 02-3478 Filed 2-12-02; 8:45 am]

BILLING CODE 6717-01-P

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. ER01-3056-000 and ER01-3056-001]

**Cedar Brakes III, L.L.C.; Notice of Issuance of Order**

February 7, 2002.

Cedar Brakes III, L.L.C. (Cedar Brakes) submitted for filing a tariff under which Cedar Brakes will engage in the sale of energy and capacity at market-based rates. Cedar Brakes also requested waiver of various Commission regulations. In particular, Cedar Brakes requested that the Commission grant blanket approval under 18 CFR part 34 of all future issuances of securities and

assumptions of liability by Cedar Brakes.

On December 4, 2001, pursuant to delegated authority, the Director, Office of Markets, Tariffs and Rates-West, granted requests for blanket approval under Part 34, subject to the following:

Any person desiring to be heard or to protest the blanket approval of issuances of securities or assumptions of liability by Cedar Brakes should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's rules of practice and procedure (18 CFR 385.211 and 385.214).

Absent a request to be heard in opposition within this period, Cedar Brakes is authorized to issue securities and assume obligations or liabilities as a guarantor, indorser, surety, or otherwise in respect of any security of another person; provided that such issuance or assumption is for some lawful object within the corporate purposes of Cedar Brakes, compatible with the public interest, and is reasonably necessary or appropriate for such purposes.

The Commission reserves the right to require a further showing that neither public nor private interests will be adversely affected by continued approval of Cedar Brakes' issuances of securities or assumptions of liability.

Notice is hereby given that the deadline for filing motions to intervene or protests, as set forth above, is February 19, 2002.

Copies of the full text of the Order are available from the Commission's Public Reference Branch, 888 First Street, NE., Washington, DC 20426. The Order may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance). Comments, protests, and interventions may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.fed.us/efi/doorbell.htm>.

**Magalie R. Salas,**

*Secretary.*

[FR Doc. 02-3467 Filed 2-12-02; 8:45 am]

BILLING CODE 6717-01-P