

2002, Public Law 107-258. It is anticipated that the proposed non-structural alternatives for flood protection in Segment A and Segment N of the project will provide benefits to the environmental quality of the floodplain in the area and reduce adverse impacts of the project to forested wetland and upland habitat. Public comments on the EA will assist in the Corps' evaluation of the project modification and will be reflected in the final EA.

**DATES:** The draft EA will be available for public review from April 22, 2002 through May 22, 2002. Written comments must be received by May 22, 2002.

**FOR FURTHER INFORMATION CONTACT:** Ms. Megan Grubb, Project Biologist, Planning Division, Environmental Analysis Branch, U.S. Army Corps of Engineers, New York District, 26 Federal Plaza, Room 2146, New York, New York, 10278-0090, at (202) 264-5759 or at [megan.b.grubb@usace.army.mil](mailto:megan.b.grubb@usace.army.mil). Written comments are to be provided to Ms. Grubb.

**SUPPLEMENTARY INFORMATION:** The overall Green Brook basin encompasses sixty-five (65) square miles within the State of New Jersey in the counties of Somerset, Middlesex, and Union and incorporates the Green Brook sub-basin of the Raritan River Basin, a short reach of the Raritan River along the border of the Borough of Bound Brook and the Middle Brook tributary to the Raritan River. This EA addresses project changes for project Segment A and Prospect Place in project Segment N in the Borough of Middlesex, Middlesex County, along Green Brook and Ambrose Brook, due north of the confluence of these tributaries and the confluence with the Raritan River.

Public coordination and communications with the Borough of Middlesex, the Green Brook Flood Commission, and the State of New Jersey, since the time of release of the 1997 FSEIS and GFRR, have yielded a locally preferred plan for the Prospect Place area that differs slightly from the recommended plan identified in those documents. The Hurricane Floyd storm event, which occurred in 1999, caused significant destruction to the Green Brook sub-basin and raised concerns over the adequacy of flood protection provided by the National Economic Development (NED) plan for the area. The local sponsors determined that a locally preferred plan of buy-outs for up to twenty-two (22) properties along Prospect Place would be supported in substitution of other flood proofing

measures that would not prevent damages from a reoccurrence of a storm event similar to the 1999 Hurricane Floyd storm.

The local sponsors for the Green Brook Flood Control Project also requested that three commercial properties, along Raritan Avenue and Lincoln Boulevard, that were proposed to be protected by a proposed levee/floodwall as described in the Corps' 1997 recommended NED plan, be bought out as part of the project plan. Ten other properties along Raritan Avenue, that were proposed to be protected by the Segment A levee alignment on the east side of Ambrose Brook, were bought out by the Federal Emergency Management Agency and the State of New Jersey following the 1999 storm event. Expansion of the buy-out area to include the three properties at the south end of Raritan Avenue and the intersection with Lincoln Boulevard reduces the flood protection need for a levee and floodwall in Segment A. The elimination of the levee and floodwall alignment and a supporting pump station would yield a project cost savings, as well as reduce adverse environmental impacts of the project.

**Luz D. Ortiz,**

*Army Federal Liaison Officer.*

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## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### **Cancellation of the Availability for a Draft Environmental Impact Statement To Consider Issuance of a Department of the Army Permit Pursuant to Section 404 of the Clean Water Act for Fills Associated With Hobet Mining, Inc.'s Proposed Surface Coal Mining Operation in Conjunction With Its Spruce No. 1 Surface Mine, Near Blair in Logan County, WV**

**AGENCY:** Department of the Army, Army Corps of Engineers, DoD.

**ACTION:** Notice; cancellation.

**SUMMARY:** This cancellation is necessitated in order to amend the Draft Environmental Impact Statement (DEIS) to include socioeconomic data that was erroneously omitted; reference notice published in the *Federal Register*, April 10, 2002 (67 FR 17418). A notice of availability for the DEIS will be published at a later date. In addition, the public hearing scheduled for April 24th at 6:30 p.m. at the Park Restaurant, Chief Logan State Park has been

postponed. The public will be notified of the forthcoming public hearing date, location and time, as well as the comment period expiration date. Any comments received in the meantime will be made a part of the administrative record and will be considered in the Final Environmental Impact Statement.

**FOR FURTHER INFORMATION CONTACT:**

Teresa (Hughes) Spagna, U.S. Army Corps of Engineers, Huntington District, Attn: Regulatory Branch-OR-FS, 502 8th Street, Huntington, West Virginia 25701, telephone (304) 529-5710 or electronic mail at [Teresa.D.Hughes@Lrh01.usace.army.mil](mailto:Teresa.D.Hughes@Lrh01.usace.army.mil).

**SUPPLEMENTARY INFORMATION:** None.

**Luz D. Ortiz,**

*Army Federal Register Liaison Office.*

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## DEPARTMENT OF EDUCATION

### Notice of Proposed Information Collection Requests

**AGENCY:** Department of Education.

**ACTION:** Correction notice.

**SUMMARY:** On April 16, 2002, a notice inviting comment from the public, was published for "National Longitudinal Transition Study—2 (NLTS2)" in the *Federal Register* (67 FR 18596). On page 18596, in the second column, 10th line from the bottom of the column, *Type of Review* should read, "Reinstatement". The Leader, Regulatory Information Management, Office of the Chief Information Officer, hereby issues a correction notice as required by the Paperwork Reduction Act of 1995.

Dated: April 16, 2002.

**John D. Tressler,**

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

[FR Doc. 02-9632 Filed 4-18-02; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

### Student Financial Assistance

**AGENCY:** Department of Education.

**ACTION:** Notice of "Ability-to-Benefit" Tests and Passing Scores.

**SUMMARY:** This notice extends the Secretary's approval of seven "ability-to-benefit" (ATB) tests for five years. Additionally, the Secretary, at the request of the test publisher is removing the Test of Adult Basic Education (TABE)—Forms 5 and 6, Level A, as an