

(DEvR/DEIS). This study identifies deficiencies in the foundation of the existing dam that could lead to failure in the event of a major earthquake. In addition, minor deficiencies were identified in the existing tainter gate system and with the existing amount of freeboard that could adversely affect performance of the dam during a major flood event. Failure of the structure in the event of a major earthquake or flood would have significant adverse impacts on the human environment, including property damage and potential loss of human life. Considering these potential significant impacts on the human environment, and in accordance with the NEPA, the Corps initiated preparation of an Evaluation Report and Environmental Impact Statement (EvR/EIS). This DevR/DEIS presents a screening level analysis of several alternatives considered during scoping and a detailed analysis of four alternatives that would minimize the potential for loss of human life and property damage related to failure of the dam in the event of a major earthquake. These included: Restricted Lake Operation; Stabilize Foundation Soil with Drawdown; Stabilize Foundation Soil without Drawdown; and Enlarge Embankment. The DEIS identifies Stabilize Foundation Soil without Drawdown as the Corps' Preferred Alternative. In addition, the Corps considered the "No Action" Alternative. The Corps also identified potential measures to ensure satisfactory performance of the dam during a major flood. These measures include minor repair work on the existing tainter gate system and construction of a "Jersey barrier" wall across the top of the dam to increase freeboard and prevent wind and wave wash. The DEvR/EIS presents a detailed study of the environmental impacts of the five alternatives listed above, the minor measures needed to ensure satisfactory performance of the dam during a major flood, and an interim measure proposed to enhance public safety.

**DATES:** Submit comments by June 10, 2002.

**ADDRESSES:** Send written comments and suggestions concerning this proposal to William B. Empson, P.E., Project Manager, Tuttle Creek Dam Safety Assurance Program, U.S. Army Corps of Engineers, Kansas City District, Attn: Dam Safety and Support Section (EC-GD), 700 Federal Building, 601 E. 12th St., Kansas City, MO 64106 or via E-mail: [tcdam.nwk@usace.army.mil](mailto:tcdam.nwk@usace.army.mil) or the Tuttle Creek Dam Safety Assurance Program Web site: <http://www.nwk.usace.army.mil/tcdam>.

Requests to be placed on the mailing list should also be sent to this address.

**FOR FURTHER INFORMATION CONTACT:** William B. Empson, P.E., Project Manager, Tuttle Creek Dam Safety Assurance Study, USACE, Kansas City District, at the above address, telephone (816) 983-3556 or via e-mail: [tcdam.nwk@usace.army.mil](mailto:tcdam.nwk@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** The proposed project must also address environmental impacts relative to the Clean Air Act, Clean Water Act, Endangered Species Act and the Fish and Wildlife Coordination Act (FWCA). In accordance with the NEPA, the DEvR/DEIS evaluates reasonable alternatives for the USACE's decision making process. As required by NEPA, the USACE also analyzes the "no action" alternative as a baseline for gauging potential impacts. As part of the public involvement process, notice is hereby given by the USACE-Kansas City District of a public meeting to be held at the Holiday Inn, 530 Richards Drive, Manhattan, KS, beginning at 7 p.m. on May 2, 2002. The public meeting will allow participants the opportunity to comment on the DEvR/DEIS prepared for the Tuttle Creek Dam Safety Assurance Study. Written comments should be submitted to the address above. Copies of the document may also be obtained from the same address.

Copies of the DEvR/DEIS are also available for inspection at the locations identified below:

- (1) Manhattan Public Library, 629 Poyntz Ave., Manhattan, KS 66506.
- (2) Hale Library, Kansas State University, Manhattan, KS 66506.
- (3) Wamego Public Library, 408 Elm St., Wamego, KS 666547.
- (4) Topeka & Shawnee County Public Library, 1515 SW 10th Ave., Topeka, KS 66604.
- (5) Lawrence Public Library, 707 Vermont, Lawrence, KS 66044.
- (6) Kansas State Library, 300 SW 10th Ave./Room 343-N, Topeka, KS 66612.
- (7) Marysville Public Library, 1009 Broadway, Marysville, KS 66508.
- (8) The Tuttle Creek Dam Safety Assurance Program website at <http://www.nwk.usace.army.mil/tcdam>.
- (9) Rm. 747—Library, U.S. Army Corps. of Engineers, Kansas City District, 601 E. 12th St., Kansas City, MO 64106.
- (10) Corps Lake Project Offices in the study area including Tuttle Creek Lake Project Office, 5020 Tuttle Creek Blvd., Manhattan, KS 66502.

After the public comment period ends, USACE will consider all comments received, revise the DEvR/DEIS as appropriate, and issue a Final

Evaluation Report and Final Environmental Impact Statement.

**Luz D. Ortiz,**  
Army Federal Register Liaison Officer.  
[FR Doc. 02-9645 Filed 4-18-02; 8:45 am]  
**BILLING CODE 3710-KN-M**

## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Availability of the Draft Environmental Assessment for the Green Brook Flood Control Project, Segments A and N

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

**ACTION:** Notice of availability.

**SUMMARY:** The U.S. Army Corps of Engineers (USACE), New York District, is issuing this notice to announce the availability for public review and comment of a draft Environmental Assessment (EA) for the proposed project modification of the Green Brook Flood Control Project in Segments A and N. The environmental impacts of the project were previously evaluated in the Final Environmental Impact Statement (FEIS) for the Proposed Plan for the Green Brook Flood Control Project in the Green Brook Sub-Basin, Somerset, Middlesex, and Union Counties, New Jersey, filed in August 1980, and the Final Supplemental Environmental Impact Statement (FSEIS) and Final General Reevaluation Report (FGRR) for the Proposed Plan for the Green Brook Flood Control Project in the Green Brook Sub-Basin, Somerset, Middlesex, and Union Counties, New Jersey, filed in May 1997. The EA documents and addresses the environmental impacts of the following project changes: (1) Buy-outs of properties in place of other flood proofing measures for up to 18 properties at Prospect Place, Borough of Middlesex, Middlesex County, in Segment N of the project; (2) Buy-outs of up to an additional 4 properties at Prospect Place, not previously identified to receive non-structural flood protection; and (3) Buy-outs of up to three commercial properties along Raritan Avenue and Lincoln Boulevard, Borough of Middlesex, Middlesex County, to eliminate the need for construction of structural flood protection elements in Segment A of the project which had included a levee and floodwall alignment with pump station. Congressional authorization of the post authorization project change was included in the Energy and Water Development Appropriations Act of

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.*

[FR Doc. 02-9644 Filed 4-18-02; 8:45 am]

**BILLING CODE 3710-06-M**

## 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.*

[FR Doc. 02-9646 Filed 4-18-02; 8:45 am]

**BILLING CODE 3710-GM-M**

## 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