

requirements for Part C funds and indicating that the total State and local expenditures should be considered, and not just lead agency funds.

Section 643—Allocation of Funds.

Topic Addressed: Administration of Part C Funds

- Letter dated November 20, 2002 to New Mexico Department of Health Program Manager Andrew Gomm, clarifying that the Education Department General Administrative Regulations require recipients of IDEA part C Federal grant awards to have a restricted indirect cost rate.

Other Letters Relevant to the Administration of Idea Programs

Topic Addressed: Child with a Disability

- Letter dated November 8, 2002 to U.S. Congressman Ken Lucas, regarding the circumstances under which a child with asthma may be eligible under the IDEA or under section 504 of the Rehabilitation Act of 1973 or both.

Topic Addressed: Applicability of Regulations

- Letter dated October 29, 2002 to Dr. Perry A. Zirkel regarding application of the requirements of the IDEA, section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act to overseas schools.

Topic Addressed: Free Appropriate Public Education

- Letter dated October 22, 2002 to Chief State School Officers, regarding implementation of the No Child Left Behind Act and the importance of identifying schools in need of improvement to ensure that every child learns.

Topic Addressed: Procedural Safeguards

- Letter dated November 19, 2002 to Dr. Perry A Zirkel clarifying that neither the IDEA nor its implementing regulations address interlocutory appeals and that whether these appeals are allowed is a State decision subject to the timeline provisions of 34 CFR 300.512.

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(Catalog of Federal Domestic Assistance Number 84.027, Assistance to States for Education of Children with Disabilities)

Dated: April 17, 2003.

Robert H. Pasternack,

Assistant Secretary for Special Education and Rehabilitative Services.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 5044]

Avondale Mills, Inc.; Notice of Authorization for Continued Project Operation

April 16, 2003.

On April 2, 2001, Avondale Mills, Inc., licensee for the Sibley Mill Project No. 5044, filed an application for a new or subsequent license pursuant to the Federal Power Act (FPA) and the Commission's regulations thereunder. Project No. 5044 is located on the Augusta Canal in the City of Augusta, Richmond County, Georgia.

The license for Project No. 5044 was issued for a period ending March 31, 2003. Section 15(a)(1) of the FPA, 16 U.S.C. 808(a)(1), requires the Commission, at the expiration of a license term, to issue from year to year an annual license to the then licensee under the terms and conditions of the prior license until a new license is issued, or the project is otherwise disposed of as provided in Section 15 or any other applicable section of the FPA. If the project's prior license waived the applicability of Section 15 of the FPA, then, based on Section 9(b) of the Administrative Procedure Act, 5 U.S.C. 558(c), and as set forth at 18 CFR 16.21(a), if the licensee of such project has filed an application for a subsequent license, the licensee may continue to operate the project in accordance with the terms and conditions of the license after the minor or minor part license expires, until the Commission acts on its application. If the licensee of such a project has not filed an application for a subsequent license, then it may be required, pursuant to 18 CFR 16.21(b), to continue project operations until the

Commission issues someone else a license for the project or otherwise orders disposition of the project.

If the project is subject to Section 15 of the FPA, notice is hereby given that an annual license for Project No. 5044 is issued to Avondale Mills, Inc. for a period effective April 1, 2003, through March 31, 2004, or until the issuance of a new license for the project or other disposition under the FPA, whichever comes first. If issuance of a new license (or other disposition) does not take place on or before April 1, 2004, notice is hereby given that, pursuant to 18 CFR 16.18(c), an annual license under Section 15(a)(1) of the FPA is renewed automatically without further order or notice by the Commission, unless the Commission orders otherwise.

If the project is not subject to Section 15 of the FPA, notice is hereby given that Avondale Mills, Inc. is authorized to continue operation of the Sibley Mill Project No. 5044 until such time as the Commission acts on its application for subsequent license.

Magalie R. Salas,
Secretary.

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP96-200-100]

CenterPoint Energy Gas Transmission Company; Notice of Negotiated Rates

April 16, 2003.

Take notice that on April 1, 2003, CenterPoint Energy Gas Transmission Company (CEGT) tendered for filing as part of its FERC Gas Tariff, Sixth Revised Volume No. 1, the following tariff sheets to be effective April 1, 2003:

First Revised Sheet No. 859
First Revised Sheet No. 860
First Revised Sheet No. 862
First Revised Sheet No. 864
First Revised Sheet No. 883
Original Sheet No. 891

CEGT states that the purpose of this filing is to reflect implementation of a new negotiated rate transaction, and terminated or expired existing negotiated rate transactions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Sections 385.314 or 385.211 of the Commission's Rules and Regulations. Protests will be