

prepared for the Governing Board under contract with Achieve, Inc.

A transcript of the teleconference, and other related matters which are informative to the public and consistent with the policy of the section 5 U.S.C. 552b(c), will be available to the public within 14 days after the meeting. Records are kept of all Board proceedings and are available for public inspection at the U.S. Department of Education, National Assessment Governing Board, Suite #825, 800 North Capitol Street, NW., Washington, DC from 8:30 a.m. to 5 p.m.

Dated: January 31, 2005.

**Charles E. Smith,**

*Executive Director, National Assessment Governing Board.*

[FR Doc. 05-2109 Filed 2-3-05; 8:45 am]

**BILLING CODE 4000-01-M**

## DEPARTMENT OF EDUCATION

### Meeting of the President's Board of Advisors on Tribal Colleges and Universities

**AGENCY:** White House Initiative on Tribal Colleges and Universities (WHITCU)—U.S. Department of Education.

**ACTION:** Notice of Board meeting.

**SUMMARY:** This notice sets forth the schedule and proposed agenda of an upcoming meeting of the President's Board of Advisors on Tribal Colleges and Universities (the Board) and is intended to notify the general public of their opportunity to attend. This notice also describes the functions of the Board. Notice of the Board's meetings is required under Section 10(a)(2) of the Federal Advisory Committee Act and by the Board's charter.

**Agenda:** The purpose of the meeting will be to further enhance the Board's strategic plan including identifying ways to strengthen institutional viability; explore private-sector funding support; expand and complement Federal education initiatives; employ new and emerging technologies; augment resources to ultimately impact the recruitment and retention of students and faculty; and, assist in implementing the *No Child Left Behind Act of 2001* and meet other high standards of educational achievement within the nation's tribal colleges and universities.

**Dates and Time:** February 16, 2005, 9 a.m. to 4 p.m. and February 17, 2005, 9 a.m. to 12 noon.

**Location:** Residence Inn Washington—Capitol, 333 E Street, SW., Washington, DC 20024.

### FOR FURTHER INFORMATION CONTACT:

Diane L. Cullo, Executive Director, White House Initiative on Tribal Colleges and Universities, U.S. Department of Education, 400 Maryland Avenue, SW., Room 5W254, Washington, DC 20202. Telephone: (202) 401-0302; Fax: (202) 260-0485.

**SUPPLEMENTARY INFORMATION:** The Board is established by Executive Order 13270 of July 3, 2002 and Executive Order 13316 of September 17, 2003 to provide advice regarding the progress made by Federal Agencies toward fulfilling the purposes and objectives of the first order. The Board also provides recommendations to the President through the Secretary of Education on ways the Federal government can help tribal colleges: (1) Use long-term development, endowment building and planning to strengthen institutional viability; (2) improve financial management and security, obtain private sector funding support, and expand and complement Federal education initiatives; (3) develop institutional capacity through the use of new and emerging technologies offered by both the Federal and private sectors; (4) enhance physical infrastructure to facilitate more efficient operation and effective recruitment and retention of students and faculty; and (5) help implement the *No Child Left Behind Act of 2001* and meet other high standards of educational achievement.

The general public is welcome to attend the February 16-17, 2005 meeting, however, space is limited and is available on a first-come, first-served basis. Individuals who need accommodations for a disability in order to attend the meeting (*i.e.*, interpreting services, assistive listening devices, materials in alternative format) should notify Diane Cullo at (202) 401-0302 no later than February 11, 2005. Every attempt to met requests after this date will be made but cannot be guaranteed availability of the requested accommodation. The meeting site is accessible to individuals with disabilities.

A summary of the activities of the meeting and other related materials that are informative to the public will be available to the public within 14 days after the meeting. Records are kept of all Board proceedings and are available for public inspection at the White House Initiative on Tribal Colleges and Universities, United States Department of Education, 400 Maryland Avenue,

SW., Room 5W254, Washington, DC 20202.

**Margaret Spellings,**

*Secretary, U.S. Department of Education.*

[FR Doc. 05-2280 Filed 2-3-05; 8:45 am]

**BILLING CODE 4000-01-M**

## DEPARTMENT OF ENERGY

[Docket No. EA-171-B]

### Application To Export Electric Energy Powerex Corp.

**AGENCY:** Office of Fossil Energy, DOE.

**ACTION:** Notice of application.

**SUMMARY:** Powerex Corp. (Powerex) has applied to renew its authority to transmit electric energy from the United States to Canada pursuant to section 202(e) of the Federal Power Act.

**DATES:** Comments, protests or requests to intervene must be submitted on or before March 7, 2005.

**ADDRESSES:** Comments, protests or requests to intervene should be addressed as follows: Office of Coal & Power Import/Export (FE-27), Office of Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585-0350 (FAX 202-287-5736).

### FOR FURTHER INFORMATION CONTACT:

Steven Mintz (Program Office) 202-586-9506 or Michael Skinker (Program Attorney) 202-586-2793.

**SUPPLEMENTARY INFORMATION:** Exports of electricity from the United States to a foreign country are regulated and require authorization under section 202(e) of the Federal Power Act (FPA) (16 U.S.C. 824a(e)).

On February 25, 1998, the Office of Fossil Energy (FE) of the Department of Energy (DOE) issued Order No. EA-171 authorizing British Columbia Power Exchange Corporation (BC Power) to transmit electric energy from the United States to Canada as a power marketer. That order was renewed on February 23, 2000, and will expire on February 25, 2005. On October 4, 2000, DOE was notified that BC Power had officially changed its name to Powerex Corporation (Powerex).

On January 7, 2005, FE received an application from Powerex to renew its authorization to transmit electric energy from the United States to Canada for a five-year term. Powerex proposes to arrange for the delivery of those exports over the international transmission facilities owned by Basin Electric Power Cooperative, Bonneville Power Administration, Eastern Maine Electric Cooperative, International Transmission

Company, Joint Owners of the Highgate Project, Long Sault, Inc., Maine Electric Power Company, Maine Public Service Company, Minnesota Power, Inc., Minnkota Power Cooperative, New York Power Authority, Niagara Mohawk Power Corporation, Northern States Power, Vermont Electric Power Company, and Vermont Electric Transmission Company.

The construction of each of the international transmission facilities to be utilized by Powerex, as more fully described in the application, has previously been authorized by a Presidential permit issued pursuant to Executive Order 10485, as amended.

*Procedural Matters:* Any person desiring to become a party to these proceedings or to be heard by filing comments or protests to this application should file a petition to intervene, comment or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the FERC's Rules of Practice and Procedures (18 CFR 385.211, 385.214). Fifteen copies of each petition and protest should be filed with the DOE on or before the dates listed above.

Comments on the Powerex application to export electric energy to Canada should be clearly marked with Docket EA-171-B. Additional copies are to be filed directly with Paul W. Fox, Bracewell & Patterson, L.L.P., 111 Congress Avenue, Suite 2300, Austin, TX 78746, and Tracey L. Bradley, Bracewell & Patterson, L.L.P., 2000 K Street, NW., Suite 500, Washington, DC 20006, and Mike MacDougall, Powerex Corp., 666 Burrard Street, Suite 1400, Vancouver, British Columbia, Canada, V6C 2X8.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above or by accessing the Fossil Energy Home Page at <http://www.fe.doe.gov>. Upon reaching the Fossil Energy Home page, select "Electricity Regulation," and then "Pending Proceedings" from the options menus.

Issued in Washington, DC, on January 28, 2005.

**Anthony J. Como,**

*Deputy Director, Electric Power Regulation,  
Office of Fossil Energy.*

[FR Doc. 05-2183 Filed 2-3-05; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF ENERGY

### Office of Energy Efficiency and Renewable Energy

#### Energy Conservation Program for Consumer Products: Publication of the Petition for Waiver of Fujitsu General Limited From the DOE Residential Air Conditioner and Heat Pump Test Procedures (Case No. CAC-010)

**AGENCY:** Office of Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Notice of petition for waiver and solicitation of comments.

**SUMMARY:** Today's notice publishes a Petition for Waiver from Fujitsu General Limited (Fujitsu). The Fujitsu Petition requests a waiver of the test procedures applicable to residential and commercial package air conditioners and heat pumps. The Department of Energy (DOE) is soliciting comments, data, and information with respect to the Petition for Waiver.

**DATES:** DOE will accept comments, data, and information not later than March 7, 2005.

**ADDRESSES:** DOE will accept comments on this Petition, identified by case number CAC-010, and submitted by any of the following methods:

- Mail: Ms. Brenda Edwards-Jones, U.S. Department of Energy, Building Technologies Program, Mailstop EE-2J, 1000 Independence Avenue, SW., Washington, DC 20585-0121.
- Telephone: (202) 586-2945. Please submit one signed paper original.
- Hand Delivery/Courier: Ms. Brenda Edwards-Jones, U.S. Department of Energy, Building Technologies Program, Room 1J-018, 1000 Independence Avenue, SW., Washington, DC 20585.

*Docket:* For access to the docket to read copies of public comments received, this notice, and the Petition for Waiver, go to the U.S. Department of Energy, Forrestal Building, Room 1J-018 (Resource Room of the Building Technologies Program), 1000 Independence Avenue, SW., Washington, DC, (202) 586-9127, between 9 a.m. and 4 p.m., Monday through Friday, except Federal holidays. Please call Ms. Brenda Edwards-Jones at the above telephone number for additional information regarding visiting the Resource Room. Please note: The Department's Freedom of Information Reading Room (formerly Room 1E-190 at the Forrestal Building) is no longer housing rulemaking materials.

**FOR FURTHER INFORMATION CONTACT:** Dr. Michael G. Raymond, U.S. Department

of Energy, Building Technologies Program, Mail Stop EE-2J, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-9611; e-mail:

*Michael.Raymond.ee.doe.gov*; or Francine Pinto, Esq., or Thomas DePriest, Esq., U.S. Department of Energy, Office of General Counsel, Mail Stop GC-72, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0103, (202) 586-9507; e-mail:

*Francine.Pinto@hq.doe.gov*, or *Thomas.DePriest@hq.doe.gov*.

**SUPPLEMENTARY INFORMATION:** Title III of the Energy Policy and Conservation Act (EPCA) sets forth a variety of provisions concerning energy efficiency. Part B of Title III (42 U.S.C. 6291-6309) provides for the "Energy Conservation Program for Consumer Products other than Automobiles." Part C of Title III (42 U.S.C. 6311-6317) provides for an energy efficiency program entitled "Certain Industrial Equipment," which is similar to the program in Part B, and which includes commercial air conditioning equipment, packaged boilers, water heaters, and other types of commercial equipment.

Today's notice involves both residential equipment under Part B, and commercial equipment under Part C. Both Parts specifically provide for definitions, test procedures, labeling provisions, energy conservation standards, and the authority to require information and reports from manufacturers. With respect to test procedures, both Parts generally authorize the Secretary of Energy to prescribe test procedures that are reasonably designed to produce results which reflect energy efficiency, energy use and estimated annual operating costs, and that are not unduly burdensome to conduct. (42 U.S.C. 6293, 6314)

Fujitsu's petition requests a waiver from both the residential and commercial test procedures for its Airstage product, which is sold for both residential and commercial applications.

As noted above, the test procedure for residential products appears at 10 CFR Part 430, Subpart B.

For commercial package air-conditioning and heating equipment, EPCA provides that the test procedures shall be those generally accepted industry testing procedures developed or recognized by the Air-Conditioning and Refrigeration Institute (ARI) or by the American Society of Heating, Refrigerating and Air Conditioning Engineers (ASHRAE), as referenced in