

U.S. Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814, 301-504-7479 (Office) or 240-863-8938 (Cell).

Dated: March 7, 2023.

**Alberta E. Mills,**

*Commission Secretary.*

[FR Doc. 2023-05065 Filed 3-8-23; 11:15 am]

BILLING CODE P

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### **Withdrawal of Notice of Intent (NOI) To Prepare a Draft Environmental Impact Statement (DEIS) Pursuant to Section 203 of Water Resources Development Act of 1986 for the Wilmington Harbor Navigation Improvement Project Integrated Feasibility Study and Environmental Report, New Hanover and Brunswick Counties, NC**

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

**ACTION:** Notice of intent; withdrawal.

**SUMMARY:** The U.S. Army Corps of Engineers (USACE) is issuing this notice to advise Federal, State, and local governmental agencies and the public that USACE is withdrawing the notice of intent for the preparation of the DEIS pursuant to Section 203 of Water Resources Development Act (WRDA) of 1986 for the Wilmington Harbor Navigation Improvement Project Integrated Feasibility Study and Environmental Report, which was published in the **Federal Register** on September 12, 2019. Since publication of the NOI, the project was conditionally authorized under Section 403 of WRDA of 2020: Authorization of Projects Based on Feasibility Studies Prepared by Non-Federal Interests. USACE will be initiating a separate environmental review process for the Federal action related to the conditional authorization under Section 403 of WRDA of 2020.

**DATES:** The notice of intent to prepare an EIS published in the **Federal Register** on September 12, 2019 (84 FR 48131), is withdrawn as of March 10, 2023.

**ADDRESSES:** U.S. Army Corps of Engineers, Wilmington; 69 Darlington Avenue, Wilmington, North Carolina 28403.

#### **FOR FURTHER INFORMATION CONTACT:**

Questions about the withdrawal of the Notice of Intent can be directed to Andrea Stolba, (910) 882-4936 at [andrea.m.stolba@usace.army.mil](mailto:andrea.m.stolba@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** A draft environmental report and integrated feasibility study for potential navigation improvements to the Wilmington Harbor Federal navigation channel leading from the Atlantic Ocean to the Port of Wilmington, North Carolina, was prepared in 2020 by the NCSPA under the authority granted by Section 203 of WRDA of 1986. The study area was the existing Wilmington Harbor federal navigation channel that originates offshore and extends approximately 38 miles through the Atlantic Ocean and up the Cape Fear River to the City of Wilmington, NC where it services the Port of Wilmington. The existing project provides for a channel – 44 feet Mean Lower Low Water (MLLW) through the ocean bar and entrance channel, changing to – 42 feet (MLLW) extending to just downstream of the Cape Fear Memorial Bridge. The Port of Wilmington has experienced increases in cargo volume and in the size of vessels calling at the port since the last major channel improvements were completed by the USACE under the Wilmington Harbor Project authorized under WRDA of 1996.

The Section 403 authorization for the navigation project, Wilmington Harbor, North Carolina, is conditioned upon the resolution of comments from the review assessment of the ASA(CW), titled “Review Assessment of Wilmington Harbor, North Carolina Navigation Improvement Project Integrated Section 203 Study & Environmental Report (February 2020)” and dated May 17, 2020.

Resolution of comments from the May 2020 ASA(CW) review assessment and any future Federal action related to the conditional authorization under Section 403 of WRDA of 2020 will comply with the requirements of NEPA (42 U.S.C. 4321 *et seq.*), Council on Environmental Quality’s NEPA Implementing Regulations (40 CFR part 1500–1508), and USACE Procedures For Implementing NEPA (33 CFR part 230), and other related environmental review requirements. The USACE will initiate a separate environmental review process for the federal action pursuant to the Section 403 authorization.

**Daniel H. Hibner,**

*Brigadier General, U.S. Army, Commanding.*

[FR Doc. 2023-04904 Filed 3-9-23; 8:45 am]

BILLING CODE 3720-58-P

## DEPARTMENT OF EDUCATION

### **Authorization of Subgrants for The Rhonda Weiss National Technical Assistance Center To Improve State Capacity To Collect, Report, Analyze, and Use Accurate IDEA Data in Accessible Formats**

**AGENCY:** Office of Special Education and Rehabilitative Services, Department of Education.

**ACTION:** Notice.

**SUMMARY:** Pursuant to the Education Department General Administrative Regulations, the Department of Education (Department) authorizes the grantee receiving an award under the Rhonda Weiss National Technical Assistance Center to Improve State Capacity to Collect, Report, Analyze, and Use Accurate IDEA Data in Accessible Formats (Accessible Data Center), (Assistance Listing Number (ALN) 84.373Q), to make subgrants, subject to the limitations described in this notice.

**DATES:** Applicable Date: March 10, 2023.

**FOR FURTHER INFORMATION CONTACT:** Rebecca Smith, U.S. Department of Education, 400 Maryland Avenue SW, Room 5076, Potomac Center Plaza, Washington, DC 20202-5076. Telephone: (202) 987-0139. Email: [rebecca.smith@ed.gov](mailto:rebecca.smith@ed.gov).

If you are deaf, hard of hearing, or have a speech disability and wish to access telecommunications relay services, please dial 7-1-1.

#### **SUPPLEMENTARY INFORMATION:**

**Purpose of Program:** The purpose of the Accessible Data Center is to improve State capacity to accurately collect, report, analyze, and use the Individuals with Disabilities Education Act (IDEA) Part B and Part C data reported under IDEA sections 616 and 618 in accessible formats for persons with disabilities, particularly those with blindness, visual impairments, motor impairments, and intellectual disabilities.

**Subgrant Authorization:** The Department’s regulations in 34 CFR 75.708(a) prohibit a grantee from making a subgrant under this program unless authorized by statute or by a notice in the **Federal Register**. While subgranting is not authorized by statute for this program, and the Department’s notice inviting applications (NIA) published in the **Federal Register** on July 12, 2022 (87 FR 41298) did not authorize subgranting for this program, the Department has determined that subgrants may be appropriate and necessary to enable the grantee to meet the purposes of the Accessible Data Center. Specifically, OSEP has