

1. The intent of the Supplemental EIS is to provide National Environmental Policy Act coverage for design features of the Kentucky Lock Addition project that were unspecified when the original EIS was prepared. At the time of the original EIS, it was recognized that decisions on several key features could not be made until additional hydraulic modeling studies and engineering evaluations were performed. This additional evaluation has progressed to the point that the SEIS can be completed.

2. The original EIS for Kentucky Lock Addition was completed in 1992 and a Record of Decision signed in 1998. An environmental assessment (EA) was completed in March 2000 for the relocation of the U.S. Highway 62/641 Crossing over the Tennessee River. This EA addressed changes to the project from moving the crossing off the Kentucky Lock and Dam (river mile 22.4) to a site just downstream of the dam (river mile 22.1). The SEIS now proposed will cover all known remaining changes to the project from that described in the earlier EIS and EA.

3. Key proposed project features to be evaluated in the SEIS include the following:

a. Training dike(s) on the west bank of the Powerhouse Island to improve navigation conditions for barge traffic entering the locks on the downstream side.

b. Fishing enhancement features added as mitigation for construction impacts (bank closures):

(1) three west bank rock jetties below the west bank boat basin;

(2) expanded west bank boat basin which will be used by contractors during construction and available to the public after construction;

(3) new boat ramp in the west bank boat basin;

(4) fishing piers on the west bank and off the Powerhouse Island.

c. Construction of a new Lock Visitor's Center as mitigation for loss of Taylor Park Campground.

d. Fill placement in lower level of now inactive Taylor Park Campground.

e. Mooring buoys at either Tennessee River Mile 19.4 (Left Bank) or TRM 20.6L.

f. Underwater rock excavations in upstream and downstream lock approaches.

g. Wastewater treatment systems for the Lock and Dam facilities.

h. Widening of Highway 282 at the railroad underpass on the west bank.

i. Guidewall construction in the tailwater.

4. This notice serves to solicit comments from the public; federal, state

and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received by us will be considered to determine whether to perform this work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, water supply and conservation, economics, aesthetics, wetlands, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, general environmental effects, and in general, the needs and welfare of the people.

5. Activities proposed that require a review under the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b)(1) of the Clean Water Act (40 CFR Part 230) include fill placement for fishing enhancement features and riprap temporarily placed in the lower lock approach channel.

6. Other federal, state and local approvals required for the proposed work are as follows:

a. Water quality certification from the Kentucky Division of Water.

b. Coordination with the U.S. Fish and Wildlife Service, including a Biological Assessment/Opinion for Endangered Species Act and a Fish and Wildlife Coordination Act Report.

7. Significant issues to be analyzed in depth in the draft SEIS include impacts to tailwater mussel resources, tailwater fishing activities, and commercial and recreational boating activities. The Tennessee Valley Authority has agreed to be a Cooperating Agency on the SEIS and will be responsible for preparing much of the evaluations of significant resources. A draft SEIS should be available in February 2001.

8. *Public Meeting:* A public meeting is scheduled to scope for potential issues to be evaluated in the SEIS as follows:

*Date:* May 22, 2000.

*Time:* 6:30 p.m. to 9 p.m.

*Place:* Kentucky Dam Village State Park Convention Center, U.S. Highway 641, Gilbertsville, Kentucky.

**Peter F. Taylor, Jr.,**

*Lieutenant Colonel, Corps of Engineers,  
District Engineer.*

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## DEPARTMENT OF EDUCATION

[CFDA No. 84.258]

### Even Start Family Literacy Program Grants for Indian Tribes and Tribal Organizations

**AGENCY:** Department of Education.

**ACTION:** Notice inviting applications for new awards for fiscal year (FY) 2000.

*Purpose of Program:* The Even Start Family Literacy Program for Indian tribes and tribal organizations is designed to help break the cycle of poverty and illiteracy by improving the educational opportunities of low-income families by integrating early childhood education, adult literacy or adult basic education, and parenting education into a unified family literacy program for federally recognized Indian tribes and tribal organizations.

*Eligible Applicants:* Federally recognized Indian tribes and tribal organizations. (The term "Indian tribe" and "tribal organization" have the meanings given those terms in section 4 of the Indian Self-Determination and Education Assistance Act.)

*Applications Available:* May 12, 2000. *Deadline for Transmittal of Applications:* June 30, 2000.

*Available Funds:* The Secretary estimates that there will be approximately \$1,500,000 in FY 2000 funds for new grants.

*Estimated Range of Awards:* \$100,000–\$200,000.

*Estimated Size of Average Award:* \$175,000.

*Estimated Number of Awards:* 8–10.

*Note:* The Department is not bound by any estimates in this notice.

*Project Period:* Up to 48 months.

*Applicable Regulations:* The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 75, 77, 80, 81, 82, 85, 97, 98, and 99.

## SUPPLEMENTARY INFORMATION:

### Description of Program

Under the authority of section 1202(a)(1)(C) of the Elementary and Secondary Education Act (ESEA), the Assistant Secretary of Elementary and Secondary Education (Assistant Secretary) awards grants to eligible applicants for projects that—

- Improve the educational opportunities of low-income families by integrating early childhood education, adult literacy or adult basic education, and parenting education into a unified family literacy program for federally recognized Indian tribe and tribal organization projects;

- Are implemented through cooperative activities that build on

existing community resources to create a new range of services for federally recognized Indian tribe and tribal organization projects;

- Promote achievement of the National Education Goals one, three, five, and eight that address school readiness, student achievement, adult literacy, and parent involvement in the education of their children; and
- Assist children and adults to achieve to challenging State content standards and challenging State student performance standards.

Each project must use the grant funds to provide an intensive family-centered education program that involves parents and children, from birth through age seven, in a cooperative effort to help parents become full partners in the education of their children and to assist children in reaching their full potential as learners.

In accordance with section 1205 of the ESEA, each project must include ten specific program elements (listed in the application package). Those ten elements include *in part* the following activities: identifying, recruiting, and providing services to families that are the most in need of family literacy services, as indicated by a low level of adult literacy or English language proficiency of the eligible parent or parents, and other need-related indicators; providing (through collaboration with other entities when possible) high-quality, intensive instructional programs in adult basic or secondary education (or English language training), early childhood education, literacy-based parenting education training, and interactive literacy activities between parents and their children; and providing year-round services, including some instructional services in the home. For a specific description of all of the required program elements, applicants should refer to the application package.

### Eligible Participants

Eligible participants are families with children and their parents who also meet the following conditions specified in section 1206(a) of the ESEA:

(1) The parent or parents must be eligible for participation in an adult education program under the Adult Education Act; or within the State's compulsory school attendance age range (in which case a local educational agency must provide (or ensure the availability of) the basic education component); and

(2) The child or children must be younger than eight years of age.

### Federal and Local Funding

An Even Start Family Literacy project's funding is comprised of both a Federal portion of funds (Federal share) and a portion contributed by the eligible applicant (local project share). The local share of the project may be provided in cash or in kind and may be obtained from any source, including other Federal programs funded by the ESEA. The Federal share of the project may not exceed—

- 90 percent of the total cost of the project in the first year;
- 80 percent in the second year;
- 70 percent in the third year;
- 60 percent in the fourth year;
- 50 percent in the fifth through eight years; and
- 35 percent in any subsequent year.

The Federal share for any grantee receiving a grant for a second grant cycle may not exceed 50 percent, and for any cycle after that may not exceed 35 percent. Any grantee that wishes to reapply at the end of a project period (up to 48 months) must recompete for funding with new applicants.

### Indirect Costs

Even Start Family Literacy Program funds may not be used for the indirect costs of a project. Recipients of an Even Start Indian tribe and tribal organization grant may request the Secretary to waive this requirement. To obtain a waiver, however, the recipient must demonstrate to the Secretary's satisfaction that the recipient otherwise would not be able to participate in the Even Start Family Literacy Program.

### National Evaluation

The Department is conducting a national evaluation of Even Start Family Literacy projects. Grantees are required to participate in the Department's national evaluation and to conduct a separate independent local evaluation consistent with the grantee's responsibilities under 34 CFR 75.590. Specific information about budgeting for those evaluations are contained in the application package.

**FOR FURTHER INFORMATION CONTACT:** To obtain a copy of the application package or further information, contact Doris Sligh, Compensatory Education Programs, Office of Elementary and Secondary Education, U.S. Department of Education, 400 Maryland Avenue SW, Washington, DC 20202-6132; telephone (202) 260-0999; or email [doris\\_sligh@ed.gov](mailto:doris_sligh@ed.gov).

The application package also is available on the Department's Web site at: [www.ed.gov/GrantApps/#84.258](http://www.ed.gov/GrantApps/#84.258).

Individuals who use a telecommunications device for the deaf

(TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339. Individuals with disabilities may obtain this document in an alternate format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact person listed in the preceding paragraph.

Individuals with disabilities may obtain a copy of the application package in an alternative format by contacting that person. However, the Department is not able to reproduce in an alternative format the standards forms included in the application package.

### Electronic Access to This Document

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To use the PDF, you must have Adobe Acrobat Reader, which is available free at either of the previous sites. If you have questions about using the PDF, call the U.S. Government Printing Office (GPO) toll free at 1-888-293-6498, or in the Washington DC area at (202) 512-1530.

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**Program Authority:** 20 U.S.C. 6362(c).

Dated: May 9, 2000.

**Michael Cohen,**

*Assistant Secretary for Elementary and Secondary Education.*

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## DEPARTMENT OF EDUCATION

### Arbitration Panel Decision Under the Randolph-Sheppard Act

**AGENCY:** Department of Education.

**ACTION:** Notice of Arbitration Panel Decision Under the Randolph-Sheppard Act.

**SUMMARY:** Notice is hereby given that on March 31, 1999, an arbitration panel rendered a decision in the matter of *West Virginia Department of Education and the Arts, Division of Rehabilitation Services v. U.S. Department of Labor, Mine Safety and Health Administration (Docket No. R-S/97-14)*. This panel was