

Defense and the Under Secretary of Defense for Acquisition & Technology on scientific and technical matters as they affect the perceived needs of the Department of Defense.

Persons interested in further information should call LTC Kerry M. Brown at (703) 697-7980.

Dated: August 29, 1995.

Patricia L. Toppings,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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Department of the Navy

Notice of Rescheduling of Public Hearing and Extension of the Comment Period for the Draft Environmental Impact Statement for Construction and Operation of a Relocatable Over the Horizon Radar, Puerto Rico

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, as implemented by the Council on Environmental Quality Regulations (40 CFR Parts 1500-1508), and the Commonwealth of Puerto Rico Public Law Number Nine, section 4(c), the Department of the Navy has prepared and filed with the U.S. Environmental Protection Agency the Draft Environmental Impact Statement (DEIS) for construction and operation of a Relocatable Over the Horizon Radar (ROTHR) system in Puerto Rico.

On August 7, 1995, the Navy announced in the **Federal Register** the postponement of public hearings scheduled for August 8, 1995 in Lajas, Puerto Rico and for August 10, 1995 in Vieques, PR. The public hearings were to solicit public comment on the DEIS for ROTHR. This announcement is to notify the public that the public hearings have been rescheduled. The Puerto Rico Environmental Quality Board and the Department of the Navy will hold two public hearings, one on September 26, 1995 from 6:30 PM to 9:30 PM at the Municipal Theater, Lajas, PR; and another on September 28, 1995 from 6:30 PM to 9:30 PM at the Town Hall Community Center, Vieques, PR. In order to allow additional time for public review on the DEIS, the public comment period has been extended to October 13, 1995.

The DEIS has been distributed to various Federal, commonwealth, and local agencies, elected officials, special interest groups, and libraries. The DEIS is available for review at the following locations: Town Hall, Municipality of Vieques, Vieques Island, PR; Public

Library, Municipality of Lajas, PR; and Mayor's Office, Lajas, PR. A limited number of copies of the DEIS are available by contacting Ms. Linda Blount, (804) 322-4892 or Sr. Jose Negron, Commander Fleet Air, Caribbean, (809) 865-4429.

Written statements and/or comments regarding the DEIS should be mailed to: Department of the Navy, Commander, Atlantic Division, Naval Facilities Engineering Command, 1510 Gilbert Street, Norfolk, VA 23511-2699 (Attn: Ms. Linda Blount, Code 2032LB). Questions may be directed to Ms. Linda Blount, (804) 322-4892 or Sr. Jose Negron, Commander Fleet Air, Caribbean, (809) 865-4429. All comments must be postmarked no later than October 13, 1995 to become part of the official record.

Dated: August 29, 1995.

M.D. Schetzle,

Lt, JAGC, USNR, Alternate Federal Register Liaison Officer.

[FR Doc. 95-21754 Filed 8-31-95; 8:45 am]

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DEPARTMENT OF EDUCATION

Office of Vocational and Adult Education; Intent to Repay to the Iowa State Board for Vocational Education Funds Recovered as a Result of a Final Audit Determination

AGENCY: Department of Education.

ACTION: Notice of intent to award grantback funds.

SUMMARY: Under section 459 of the General Education Provisions Act (GEPA), 20 U.S.C. 1234h (1988), the Secretary of Education (Secretary) intends to repay to the Iowa Department of Education (Iowa), under a grantback arrangement, an amount equal to 75 percent of the principal amount of Vocational Education Basic Grant funds recovered by the U.S. Department of Education (Department) as a result of the final audit determination (ACN: 07-82144) in this matter. The Department's recovery of funds followed a settlement reached between the parties under which Iowa refunded \$178,500 in principal, to the Department in full resolution of the Department's final audit determination for fiscal year (FY) 1986. This notice describes Iowa's plan for the use of the repaid Vocational Education funds and the terms and conditions under which the Secretary intends to make those funds available. This notice invites comments on the proposed grantback.

DATES: All comments must be received on or before October 2, 1995.

ADDRESSES: All written comments should be addressed to Dr. Marcel R. DuVall, Chief, Finance Branch, Division of Vocational-Technical Education, Office of Vocational and Adult Education, U.S. Department of Education, 600 Independence Avenue SW., (Mary E. Switzer Building, room 4320, MS-7324), Washington, DC 20202.

FOR FURTHER INFORMATION CONTACT: Dr. Marcel R. DuVall, Telephone (202) 205-9502. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8239 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION:

A. Background

Under a settlement agreement between the Department and Iowa, the Department recovered \$178,500 from Iowa in full resolution of all claims arising from an audit of the Iowa State Department of Education, covering FY 1986. Of this amount, \$132,959 is considered to be a recovery of Vocational Education Basic Grant funds.

The Department's original claim of \$240,803.68 was contained in a final letter of determination issued by the Assistant Secretary for Vocational and Adult Education, et al., on July 23, 1990. The parties determined that \$19,129.24 of the refund demand was barred by the statute of limitations. This claim arose from findings related to Iowa's administration of its Handicapped State Grant program, Civil Rights Technical Assistance and Training program, Adult Education program and Vocational Education program. The Vocational Education program was administered under the provisions of the Carl D. Perkins Vocational and Applied Technology Education Act of 1990 (Perkins II).

In the July 23, 1990, letter, the Assistant Secretary determined that Iowa violated the regulations governing payroll expenditures and maintenance of time distribution records. For the applicable programs, Iowa improperly allocated payroll expenditures based on predetermined budgets and failed to maintain appropriate time distribution records for employees who worked on more than one cost objective, thus violating provisions of the cost principles implemented at 34 CFR Part 74, Subpart Q, Appendix C, Part II (B)(10)(b).

Pursuant to a November 12, 1991, agreement resolving fully all claims in this matter, Iowa repaid the Department \$178,500. The full payment was made

on November 22, 1993. The repayment included \$132,959 of Vocational Education funds.

B. Authority for Awarding a Grantback

Section 459(a) of GEPA, 20 U.S.C. section 1234h, the authority applicable to this grantback request, provides that whenever the Secretary has recovered funds paid under an applicable program because the recipient made an expenditure of funds that was not allowable, or otherwise failed to discharge its responsibility to account properly for funds, the Secretary may consider those funds to be additional funds available for that program and may arrange to repay to the recipient affected by that action an amount not to exceed 75 percent of the recovered funds. The Secretary may enter into this grantback arrangement if the Secretary determines that—

(1) The practices or procedures of the recipient that resulted in the violation of law have been corrected, and that the recipient is in all other respects in compliance with the requirements of that program;

(2) The recipient has submitted to the Secretary a plan for the use of those funds pursuant to the requirements of that program and, to the extent possible, for the benefit of the population that was affected by the failure to comply or by the misuse of funds that resulted in the recovery; and

(3) The use of the funds in accordance with that plan would serve to achieve the purposes of the program under which the funds were originally paid.

C. Plan for Use of Funds Awarded Under a Grantback Arrangement

Pursuant to section 459(c) of GEPA, Iowa has applied for a grantback of \$99,719, or 75 percent of the Vocational Education portion of the recovered funds. Iowa has submitted a plan for use of the proposed grantback funds, consistent with Perkins II, which is currently in effect. Iowa plans to conduct a third-party evaluation of the applied academic coursework incorporated into Iowa's tech-prep education programs and to purchase equipment needed to connect the Iowa Department of Education to the Iowa Communication Network (ICN).

Specifically, Iowa plans to utilize the requested grantback funds to—

(1) Contract with an independent firm to design and conduct an evaluation of the applied academics course being administered as a portion of Iowa's tech-prep education programs. The State developed and implemented a framework model for tech-prep education programs approximately three

years ago. Many secondary and postsecondary institutions in the State have incorporated curriculum materials, based upon this framework model, into their own tech-prep education programs. These institutions are interested in obtaining data regarding the model program's effectiveness. The contractor will produce a final report summarizing the findings of this evaluation.

(2) Purchase equipment needed to link the State Department of Education to a statewide fiber optic network. This network connects all of Iowa's community colleges and provides for at least one education end point in all of the State's 99 counties. Gaining access to the ICN will enable the State to provide direct technical assistance to Perkins fund recipients, helping them to resolve administrative issues and to facilitate supplemental support services for students with special needs. The network will also improve basic communications between The State Board and the State community colleges. The additional equipment Iowa plans to purchase will serve to advance the quality of programs delivered by, and coordinated through, the postsecondary State system, resulting in Statewide benefit to vocational education, and maximizing the impact of the grantback funds.

D. The Secretary's Determination

The Secretary has carefully reviewed the plan submitted by Iowa and other relevant documentation. Based upon that review, the Secretary has determined that the conditions under section 459 of GEPA have been met.

This determination is based upon the best information available to the Secretary at the present time. If this information is not accurate or complete, the Secretary is not precluded from taking appropriate administrative action at a later date. In finding that the conditions of section 459 of GEPA have been met, the Secretary makes no determination concerning any pending audit recommendations or final audit determinations.

E. Notice of the Secretary's Intent to Enter into a Grantback Arrangement

Section 459(d) of GEPA requires that, at least 30 days before entering into an arrangement to award funds under a grantback, the Secretary must publish in the **Federal Register** a notice of intent to do so, and the terms and conditions under which the payment will be made.

In accordance with section 459(d) of GEPA, notice is hereby given that the Secretary intends to make funds available to the Iowa State Division of

Vocational Education under a grantback arrangement. The grantback award would be in the amount of \$99,719, which is 75 percent—the maximum percentage authorized by the statute—of the principal amount of Vocational Education Basic Grant funds recovered by the Department as a result of the final audit determination and the settlement in this matter.

F. Terms and Conditions Under Which Payments Under a Grantback Arrangement Would Be Made

Iowa agrees to comply with the following terms and conditions under which payment under a grantback arrangement would be made:

(1) Iowa will expend the funds awarded under the grantback in accordance with—

(a) All applicable statutory and regulatory requirements;

(b) The plan that was submitted and any amendments in that plan that are approved in advance of the grantback by the Secretary; and

(c) The budget that was submitted with the plan and any amendments to the budget that are approved in advance of the grantback by the Secretary.

(2) All funds received under the grantback arrangement must be obligated by September 30, 1995 in accordance with section 459(c) of GEPA and Iowa's plan.

(3) Iowa will, no later than January 1, 1996, submit a report to the Secretary which—

(a) Indicates that the funds awarded under the grantback have been spent in accordance with the proposed plan and approved budget; and

(4) Separate accounting records must be maintained documenting the expenditures of funds awarded under the grantback arrangement.

(Catalog of Federal Domestic Assistance Number 84.048, Basic State Grants for Vocational Education).

Dated: August 24, 1995.

Patricia W. McNeil,

Acting Assistant Secretary for Vocational and Adult Education.

[FR Doc. 95-21919 Filed 8-31-95; 8:45 am]

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Intent To Repay to the Washington State Board for Vocational Education Funds Recovered as a Result of Two Final Audit Determinations

AGENCY: Department of Education.

ACTION: Notice of intent to award grantback funds.

SUMMARY: Under section 459 of the General Education Provisions Act