

contact Kathy Axt at 202-708-9902. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

#### Office of Educational Research and Improvement

*Type of Review:* Reinstatement.

*Title:* Annual Performance Reporting Form for Office of Indian Education (OIE) Local Grantees.

*Frequency:* Annually.

*Reporting and Recordkeeping Hour Burden:*

Responses: 1,272.

Burden Hours: 5,088.

*Abstract:* This data collection will be conducted annually to obtain program and performance information from local education agencies on their project activities. The information collected will assist federal program staff in responding to the Government Performance and Results Act (GPRA). Data will primarily be collected through an internet form. Grantees without internet access will complete a paper version of this form.

Written comments and requests for copies of the proposed information collection request should be addressed to Vivian Reese, Department of Education, 400 Maryland Avenue, SW, Room 5624, Regional Office Building 3, Washington, DC 20202-4651, or should be electronically mailed to the internet address [Vivian\\_Reese@ed.gov](mailto:Vivian_Reese@ed.gov), or should be faxed to 202-708-9346.

For questions regarding burden and/or the collection activity requirements, contact Kathy Axt at 202-708-9902. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. 99-15191 Filed 6-15-99; 8:45 am]

BILLING CODE 4000-01-P

#### DEPARTMENT OF EDUCATION

##### Notice of Proposed Information Collection Requests

**AGENCY:** Department of Education.

**SUMMARY:** The Acting Leader, Information Management Group, Office of the Chief Information Officer, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before August 16, 1999.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of

1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Acting Leader, Information Management Group, Office of the Chief Information Officer, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g. new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

The Department of Education is especially interested in public comment addressing the following issues: (1) is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: June 11, 1999.

**William E. Burrow,**

*Acting Leader, Information Management Group, Office of the Chief Information Officer.*

##### Office of the Under Secretary

*Type of Review:* New.

*Title:* Evaluation of the Eisenhower Regional Consortia Program.

*Frequency:* Annually.

*Affected Public:* Not-for-profit institutions; State, local or Tribal Gov't, SEAs or LEAs.

*Reporting and Recordkeeping Hour Burden:*

Responses: 1,562.

Burden Hours: 781.

*Abstract:* The Evaluation of the Eisenhower Regional Consortia Program is designed to determine the quality and effectiveness of technical assistance and professional development activities that

each of the 10 Consortia provide to educators in their respective regions. The evaluation is mandated by Congress and is needed to provide information on the program in time for the reauthorization of the program. In addition, the evaluation is designed to provide information to measure the program's Government Performance and Results Act (GPRA) performance indicators. Respondents to the surveys being submitted for clearance include State Education Agency staff and other state-level educators, as well as local educators who have received Consortia services.

Written comments and requests for copies of the proposed information collection request should be addressed to Vivian Reese, Department of Education, 400 Maryland Avenue, SW, Room 5624, Regional Office Building 3, Washington, DC 20202-4651, or should be electronically mailed to the internet address [Vivian\\_Reese@ed.gov](mailto:Vivian_Reese@ed.gov), or should be faxed to 202-708-9346.

For questions regarding burden and/or the collection activity requirements, contact Jacqueline Montague at 202-708-5359. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

[FR Doc. 99-15247 Filed 6-15-99; 8:45 am]

BILLING CODE 4000-01-P

#### 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 July 31, 1998, an arbitration panel rendered a decision in the matter of *Donald R. Williams v. North Carolina Department of Human Resources, Division of Services for the Blind (Docket No. R-S/97-9)*. This panel was convened by the U.S. Department of Education pursuant to 20 U.S.C. 107d-1(a), upon receipt of a complaint filed by petitioner, Donald R. Williams.

**FOR FURTHER INFORMATION:** A copy of the full text of the arbitration panel decision may be obtained from George F. Arsnow, U.S. Department of Education, 400 Maryland Avenue, SW., room 3230, Mary E. Switzer Building, Washington DC 20202-2738. Telephone: (202) 205-9317. Individuals who use a telecommunications device for the deaf

(TDD) may call the TDD number at (202) 205-8298.

Individuals with disabilities may obtain this document in an alternate format (e.g., Braille, large print, audiotope, or computer diskette) on request to the contact person listed in the preceding paragraph.

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<http://www.access.gpo.gov/nara/index.html>

**SUPPLEMENTARY INFORMATION:** Pursuant to the Randolph-Sheppard Act (20 U.S.C. 107d-2(c)) (the Act), the Secretary publishes in the **Federal Register** a synopsis of each arbitration panel decision affecting the administration of vending facilities on Federal and other property.

#### Background

This dispute concerns the alleged improper denial by the North Carolina Department of Human Resources, Division of Services for the Blind (the State licensing agency (SLA)), of Mr. Donald R. Williams' request to acquire satellite vending machines at the Kinston Post Office. A summary of the facts is as follows: In September 1994, complainant Donald R. Williams, a blind vendor under the State's Randolph-Sheppard program, spoke with the SLA regarding his desire to have supplemental income in addition to managing a facility at the Caswell Center Canteen. Mr. Williams also informed the SLA that he would be looking for other sites within the city that would support a Randolph-Sheppard vending facility.

In October 1994, complainant contacted the postmaster at the Kinston Post Office concerning the possibility of establishing a Randolph-Sheppard

vending facility at that location. The site was then under contract with a private concessionaire.

In April 1996, the concession contract at the Kinston Post Office expired, and the SLA became the new contract holder on July 15, 1996. Subsequently, the SLA determined that the location would be advertised as a separate facility and would not be added as an outside vending location to the Caswell Center Canteen.

Mr. Williams requested and received a State evidentiary fair hearing on this matter on March 3, 1997. On March 26, 1997, the hearing officer affirmed the SLA's decision to advertise and award the Kinston Post Office location to another vendor. The SLA adopted the hearing officer's decision as final agency action, and it is this decision that Mr. Williams sought to have reviewed by a Federal arbitration panel. A Federal arbitration hearing on this matter was held on April 23, 1998.

#### Arbitration Panel Decision

The issue before the arbitration panel was whether the North Carolina Department of Human Resources, Division of Services for the Blind, was correct in awarding the Kinston Post Office location to another vendor instead of adding it to Mr. Williams' facility.

The majority of the panel concluded that the SLA is charged with providing vending facility preference to blind persons in need of employment. Specifically, by awarding the Kinston Post Office facility to the current vendor, who was unemployed, the SLA acted in fulfillment of a specific requirement of the Act in 20 U.S.C. 107(a) and implementing regulations in 34 CFR 395.7(a), which states in relevant part that "the State licensing agency shall establish in writing and maintain objective criteria for licensing qualified applicants, including a provision for giving preference to blind persons who are in need of employment. \* \* \*"

The majority of the panel further concluded that the SLA and not the complainant has the authority to locate and negotiate facilities at new sites. The SLA also has the inherent authority to determine if the site will be offered as a separate facility and not as a satellite location.

Therefore, the majority of the panel ruled that, upon a thorough review of the documents, testimony, and arguments presented at the hearing, the SLA acted properly in awarding the Kinston Post Office facility to the current vendor.

One panel member dissented.

The views and opinions expressed by the panel do not necessarily represent the views and opinions of the U.S. Department of Education.

Dated: June 10, 1999.

**Curtis L. Richards,**

*Acting Assistant Secretary for Special Education and Rehabilitative Services.*

[FR Doc. 99-15323 Filed 6-15-99; 8:45 am]

BILLING CODE 4000-01-P

## 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 July 31, 1998, an arbitration panel rendered a decision in the matter of *Brent Davidson v. Texas Commission for the Blind (Docket No. R-S/97-15)*. This panel was convened by the U.S. Department of Education pursuant to 20 U.S.C. 107d-1(a), upon receipt of a complaint filed by petitioner, Brent Davidson.

**FOR FURTHER INFORMATION:** A copy of the full text of the arbitration panel decision may be obtained from George F. Arsnow, U.S. Department of Education, 400 Maryland Avenue, SW., room 3230, Mary E. Switzer Building, Washington DC 20202-2738. Telephone: (202) 205-9317. Individuals who use a telecommunications device for the deaf (TDD) may call the TDD number at (202) 205-8298.

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