

#2062

REGULATION ASSIGNMENT CONTROL SHEET

LOG CONTROL NUMBER: 55

ANALYST
ASSIGNED: AXT

TYPE OF ACTION: OT

TITLE: NOTICE SOLICITING RECOMMENDATIONS FOR
MEMBERSHIP ON THE NATIVE HAWAIIAN EDUCATION
COUNCIL AND ON THE CRITERIA FOR SELECTING
MEMBERS

RECEIVED: 2/13/2002

DATE ASSIGNED: 2/13/2002

DATE DUE: 2/15/2002

ANALYST SIGNATURE:

Karen Cox

COMPLETION DATE:

2/13/02

FINAL APPROVAL:

Not Joseph Schubert

DATE: *Feb 15, 2002*

OMB NO:

REG PART:

*will need info collection prior
to publication of this notice*

Rudolph, Kim

From: Axt, Kathy
Sent: Thursday, February 14, 2002 11:01 AM
To: Cunningham, Marlene
Cc: Rudolph, Kim
Subject: Notice for Soliciting Recommendations for Membership on Native Hawaiian Ed Council

Marlend - so you have this electronically to send us? Thanks.

I do not approve for publication until the program can submit an information collection for clearance. It will take 120 days for OMB approval. At that time, the notice can be published.

REGULATIONS CLEARANCE SHEET
OFFICE OF THE GENERAL COUNSEL
DIVISION OF REGULATORY SERVICES (DRS)

DRAFT NO.: Draft No. 2

DATE: 02-12-02

Please review the attached document, check the appropriate box below, sign, and return to DRS (Rm. 6E217, FB-6) by fax at 260-5085 or E-mail your concurrence to Marlene Cunningham by the due date.

Exec. Sec., Rm. 7C100 (2)

Legislation 7E255

ODS, Room 7W108

OUS, Room 5W311 (1)

Public Affairs, 7E201

PES, Room. 6W321 (2)

Budget Service Rm. 5W319 (2)

CFO&CIO, 4E213 (4)

B. Jaso, Dep. GC

IRG/IMG, 5624-ROB

Joe Schubart, 5624

Assistant General Counsels

GPOS, 3652, ROB

K. Depew, Rm. 6E217

W. Haubert, 6C106

H. Jenkins, 6E203

S. Craig, 6B304

P. Rosenfelt

Cathy Grimes-Miller, Program Attorney

CHECK ONE

Approved

Approved subject to minor changes

Not approved—see comments

TYPE AND TITLE OF DOCUMENT: Notice Soliciting Recommendations for Membership on the Native Hawaiian Education Council and on the Criteria for Selecting Members

RETURN TO: Marlene Cunningham, 6E217

DUE DATE: 02-15-02

SIGNATURE: Harold Axt

DATE: 2/13/02

COMMENTS:

Need info. collection approved by OMB prior to the publication of this notice

DRAFT – February 11, 2002 pm

4000-01-U

DEPARTMENT OF EDUCATION

(CFDA Number)

Native Hawaiian Education Council

AGENCY: Office of Elementary and Secondary Education, Department of Education

ACTION: Notice Soliciting Recommendations for Membership on the Native Hawaiian Education Council and on the Criteria for Selecting Members

SUMMARY: Section 7204 of the Elementary and Secondary Education Act of 1965 (ESEA), as amended by the No Child Left Behind Act of 2001 (P.L. 107-110), authorizes the Secretary of Education to establish a Native Hawaiian Education Council to help coordinate the educational and related services and programs available to Native Hawaiians, including programs receiving funding under the Native Hawaiian Education Act (Part B of Title VII of the reauthorized ESEA). The Council will be responsible for assessing the extent to which these services and programs meet the needs of Native Hawaiians, and for collecting data on the status of Native Hawaiian education. In addition, the Council will provide direction and guidance to Federal, State, and local agencies to improve the use of resources relating to Native Hawaiian education, and will serve in an advisory capacity, where appropriate. The Council will also provide administrative support and financial assistance to the individual island councils established under the statute to address their distinct needs.

The legislation states that the Native Hawaiian Education Council may consist of no more than twenty-one members, unless otherwise determined by a majority of the

Council. Furthermore, at least ten members of the Education Council must be Native Hawaiian service providers and ten members must be Native Hawaiians or Native Hawaiian education consumers. In addition, membership must include a representative of the State of Hawaii Office of Hawaiian Affairs. Unlike the provisions governing the Council in the predecessor ESEA , Section 7204(c)(2) of the reauthorized ESEA provides that the Secretary of Education will appoint members of the Native Hawaiian Education Council based on recommendations received from the Native Hawaiian Community.

REQUEST FOR RECOMMENDATIONS: To assist the Secretary in establishing an Education Council that will effectively advance the purposes of the Native Hawaiian Education Act, the Secretary requests that members of the Native Hawaiian community provide the Department with --

(1) The names of individuals whom they recommend for appointment to the Native Hawaiian Education Council, together with letters of recommendation describing the qualifications of those individuals for service on the Council, and addresses and telephone numbers of those individuals; and

(2) Recommendations concerning the criteria that the Secretary should use in selecting members of the Council.

DATES: In order than the Secretary can establish the Council on the timely basis, we request that the recommendations concerning Council membership and selection criteria be submitted on or before [INSERT DATE 45 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Address all recommendations in response to this notice to Mrs. Lynn Thomas, U.S. Department of Education, 400 Maryland Avenue, SW, room 3C126, Mail

Stop 6140, Washington, DC 20202. If you prefer to send your recommendations by facsimile transmission, use the following number: (202) 205-5630. If you prefer to send your recommendations through the Internet, use the following address:

lynn.thomas@ed.gov.

FOR FURTHER INFORMATION CONTACT: Mrs. Lynn Thomas. Telephone: (202) 205-1541 or via Internet: lynn.thomas@ed.gov.

If you use a telecommunications device for the deaf (TDD), you may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Individuals with disabilities may obtain this notice in an alternative format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact person listed above.

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www.ed.gov/legislation/FedRegister

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NOTE: The official version of this document is the document published in the Federal Register. Free Internet access to the official version of the Federal Register and the Code of Federal Regulations is available on GPO access at:

www.access.gpo.gov/nara/index.html

PROGRAM AUTHORITY: Section 7204 of the ESEA, as amended by the No Child
Left Behind Act of 2001 (P.L. 107-110).

Dated:

Susan B. Neuman,
Assistant Secretary for
Elementary and Secondary Education