

companies in domestic and export markets.

This rule will not have substantial direct effects on the United States, on the relationship between the national government and the United States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with E.O. 12612, it is determined that this rule, if finalized, will not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

List of Subjects in 21 CFR Part 1308

Administrative practice and procedure, Drug traffic control, Narcotics, Prescription drugs.

Under the authority vested in the Attorney General by section 201(a) of the CSA [21 U.S.C. 811(a)], and delegated to the Administrator of the DEA by the Department of Justice regulations (28 CFR 0.100) and redelegated to the Deputy Administrator pursuant to 28 CFR 0.104, the Deputy Administrator hereby proposes that 21 CFR part 1308 be amended as follows:

PART 1308—[AMENDED]

1. The authority citation for 21 CFR 1308 continues to read as follows:

Authority: 21 U.S.C. 811, 812, 871(b), unless otherwise noted.

2. Section 1308.13 is proposed to be amended by redesignating the existing paragraphs (c)(5) through (c)(11) as (c)(6) through (c)(12).

3. Section 1308.13 is proposed to be amended by adding a new paragraph (c)(5) to read as follows:

§ 1308.13 Schedule III.

* * * * *

(c) Depressants.

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(5) Ketamine, its salts, isomers, and salts of isomers . . . 7285 [Some other names for ketamine: (±)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone.

* * * * *

Dated: April 2, 1999.

Donnie R. Marshall,

Deputy Administrator.

[FR Doc. 99-8815 Filed 4-8-99; 8:45 am]

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

24 CFR Part 990

[Docket No. FR-4425-N-03]

Negotiated Rulemaking Committee on Operating Fund Allocation; Meetings

AGENCY: Office of the Assistant Secretary for Public and Indian Housing, HUD.

ACTION: Notice of Negotiated Rulemaking Committee Meetings.

SUMMARY: This notice announces the second and third meetings of the Negotiated Rulemaking Committee on Operating Fund Allocation. These meetings are sponsored by HUD for the purpose of discussing and negotiating a proposed rule that would change the current method of determining the payment of operating subsidies to public housing agencies (PHAs).

DATES: The second committee meeting will be held on April 13 and April 14, 1999. On April 13, 1999, the meeting will begin at approximately 9:30 am and run until completion; on April 14, 1999, the meeting will begin at approximately 9:00 am and run until approximately 4:00 pm.

The third committee meeting will be held on May 13 and May 14, 1999. On May 13, 1999, the meeting will begin at approximately 9:30 am and run until completion; on May 14, 1999 the meeting will begin at approximately 9:00 am and run until approximately 4:00 pm.

ADDRESSES: The second and third committee meetings will take place at the Hyatt Dulles Hotel (Concorde Ballroom), 2300 Dulles Corner Boulevard, Herndon, VA 22071.

FOR FURTHER INFORMATION CONTACT: Joan DeWitt, Director, Funding and Financial Management Division, Public and Indian Housing, Room 4216, Department of Housing and Urban Development, 431 Seventh Street, SW, Washington, DC 20410-0500; telephone (202) 708-1872 ext. 4035 (this telephone numbers is not toll-free). Hearing or speech-impaired individuals may access this number via TTY by calling the toll-free federal Information Relay Service at 1-800-877-8339.

SUPPLEMENTARY INFORMATION: The Secretary of HUD has established the Negotiated Rulemaking Committee on Operating Fund Allocation to negotiate and develop a proposed that would change the current method of determining the payment of operating subsidies to PHAs. The establishment of the committee is required by the Quality

Housing and Work Responsibility Act of 1996 (Pub.L. 105-276, approved October 21, 1998; 112 Stat. 2461) (the "Public Housing Reform Act"). The Public Housing Reform Act makes extensive changes to HUD's public and assisted housing programs. These changes include the establishment of an Operating Fund for the purpose of making assistance available to PHAs for the operation and management of public housing. The Public Housing Reform Act requires that the assistance to be made available from the new Operating Fund be determined using a formula developed through negotiated rulemaking procedures.

On March 16, 1999 (64 FR 12920), HUD published a notice in the **Federal Register** that announced: (1) The establishment of the negotiated rulemaking committee; (2) the names of the committee members; and (3) the dates, location, and agenda for the first committee meeting. The second and third meetings of the negotiated rulemaking committee will take place as described in the **DATES** and **ADDRESSES** section of this notice.

The agenda planned for the committee meetings includes: (1) The adoption of committee protocols, as appropriate; (2) defining the goals for the operating fund formula; (3) discussing the various methods for translating these goals into a formula-based allocation system; and (4) the scheduling of future meetings.

In accordance with the General Services Administration (GSA) regulations implementing the Federal Advisory Committee Act, HUD normally publishes a **Federal Register** meeting notice at least 15 calendar days before the date of an advisory committee meeting. The GSA regulations, however, also provide that an agency may give less than 15 days notice if the reasons for doing so are included in the **Federal Register** meeting notice. (See 41 CFR 101-6.1015(b).) Due to the difficulty in obtaining suitable hotel and conference room accommodations in the Washington, DC area during April, 1999, it has not been possible for HUD to announce the date and location of the second committee meeting before today. Given the strict statutory deadline for implementation of the Operating Fund formula, HUD believes it is imperative that the negotiations for development of the formula not be delayed. Failure to publish the Operating Fund final rule on a timely basis will delay the provision of operating subsidies to PHAs. Accordingly, rather than defer the negotiations, HUD has decided to proceed with the second committee meeting on April 13 and April 14, 1999.

The meetings will be open to the public without advance registration. Public attendance may be limited to the space available. Members of the public may make statements during the meeting, to the extent time permits, and file written statements with the committee for its consideration. Written statements should be submitted to the address listed in the **FOR FURTHER INFORMATION** section of this notice. Summaries of committee meetings will be available for public inspection and copying at the address in the same section.

Dated: April 7, 1999.

Harold Lucas,

Assistant Secretary for Public and Indian Housing.

[FR Doc. 99-9004 Filed 4-8-99; 8:45 am]

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CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

45 CFR Parts 2522, 2525, 2526, 2527, 2528, and 2529

RIN 3045-AA09

AmeriCorps Education Awards

AGENCY: Corporation for National and Community Service.

ACTION: Proposed rule.

SUMMARY: The Corporation proposes to amend several provisions relating to the AmeriCorps education award, including those governing the process for determining a participant's eligibility and the ways in which participants may use the award. These changes will promote efficiency and consistency in providing education awards to AmeriCorps participants.

DATES: Written comments should be received on or before June 8, 1999.

ADDRESSES: Comments may be mailed or delivered to Gary Kowalczyk, Coordinator of National Service Programs, Corporation for National and Community Service, 1201 New York Avenue NW, Washington, DC 20525, sent by facsimile transmission to (202) 565-2784, or sent electronically to gkowalcz@cns.gov. Copies of all communications received will be available for review at the Corporation by members of the public.

FOR FURTHER INFORMATION CONTACT: Gary Kowalczyk, Coordinator of National Service Programs, Corporation for National and Community Service, (202) 606-5000, ext. 340. T.D.D. (202) 565-2799. This proposed rule may be requested in an alternative format for persons with visual impairments.

SUPPLEMENTARY INFORMATION: Pursuant to the National and Community Service Act of 1990, as amended (42 U.S.C. 12501 *et seq.*), the Corporation for National and Community Service ("the Corporation"), through the National Service Trust, provides education awards and interest benefits to AmeriCorps participants who successfully complete a term of service in an approved national service position. AmeriCorps participants who successfully complete a term of national service receive an education award and student loan interest benefits from the National Service Trust. The AmeriCorps education award may be used to pay for specified educational costs and to repay certain types of student loans. In addition, upon a participant's successful completion of a term of service, the National Service Trust will pay the interest on certain types of student loans that accrued during the term.

On March 23, 1994 (59 FR 13772), the Corporation published final rules covering its grant programs, including general provisions regarding the provision of a partial education award for participants who are released because of compelling personal circumstances before completing their terms of service. On June 15, 1994 (59 FR 30709), the Corporation published interim final rules for the National Service Trust governing the AmeriCorps education award and related interest benefits. This notice of proposed rulemaking is intended to clarify the rules applicable to the determination of compelling personal circumstances as well as several National Service Trust rules concerning the education award.

Because AmeriCorps*State/National is administered under different legal authorities than AmeriCorps*National Civilian Community Corps and AmeriCorps*VISTA, in several instances (e.g., eligibility criteria, grievance procedure) the proposed rules govern the former but not the latter.

Eligibility Criteria for AmeriCorps*State/National

The proposed rule clarifies the eligibility criteria for AmeriCorps*State/National participants by making clear that 16 year olds may participate only if they are considered "out-of-school" and serving in a specified type of program and by making other technical changes.

The proposed rule also lists the type of documentation acceptable to establish an individual's status as a U.S. citizen, U.S. national, or lawful permanent resident alien (LPRA) for purposes of eligibility to participate in AmeriCorps. The Corporation strongly

discourages the use of INS Form I-9, Employment Eligibility Verification, because that form includes categories of non-citizens who may be eligible for employment but who are not eligible under the more narrow eligibility for participation in AmeriCorps. Also, programs should note that a Social Security card or a driver's license is not acceptable for documenting citizenship, national, or LPRA status because individuals outside the three categories may obtain those forms of identification. In addition, programs should note that an application for permanent-resident status is not sufficient to establish eligibility to participate in AmeriCorps. Finally, programs should understand that no other non-citizens (for example, refugees, asylees, parolees, or individuals holding visas) are eligible to participate in AmeriCorps.

Release for Compelling Personal Circumstances

The proposed rule clarifies the circumstances under which an AmeriCorps participant who does not complete a term of service may receive a pro-rated education award. The proposed rule makes clear that a participant in an AmeriCorps*State/National program has the primary responsibility for demonstrating that compelling personal circumstances make completion of a term unreasonably difficult or impossible. Under the proposed rule, the program makes this determination and must document the basis for its decision.

The proposed rule gives examples of situations that would constitute compelling personal circumstances and examples of situations that are not considered compelling personal circumstances. These revisions are intended to increase consistency across all AmeriCorps programs in approving pro-rated education awards. The examples of compelling personal circumstances include those that are unforeseeable (e.g., serious illness). The examples also include circumstances that may be foreseeable but which the Corporation has determined, for public policy reasons, should not involve a penalty for those who leave service early (e.g. military service obligation, welfare to work transition). Programs may not make a determination of compelling personal circumstances solely to avoid a dispute involving a participant.

The proposed rule will supercede guidance previously provided by the Corporation in the provisions of its AmeriCorps*State/National cooperative agreements and related materials. For example, the proposed rule will