

D. Notwithstanding any other provision of law, no person is required to respond to, nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act (PRA) unless that collection of information displays a currently valid Office of Management and Budget (OMB) control number. This notice involves a collection of information requirement subject to the provisions of the PRA and has been approved by OMB under Control Number 0610-0094. The EDA application (ED-900A), which incorporates the SF-424, are the forms in the EDA application kit, approved under the aforementioned OMB control number.

E. If an application is selected for funding, EDA has no obligation to

provide any additional future funding in connection with an award. Renewal of an award to increase funding or extend the period of performance is at the sole discretion of EDA.

F. EDA is committed to a policy of non-discrimination in the administration of all its programs.

G. EDA will notify unsuccessful proposers in writing and unsuccessful proposals will be maintained for not more than three years from the date of receipt.

H. The rulemaking requirements of 5 U.S.C. 553 are not applicable to this notice relating to public property, loans, grants, benefits or contracts (5 U.S.C. 553(a)(2)). Because notice and comment are not required under 5 U.S.C. 553, or any other law for this rule, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601)

are not applicable. Thus, a Regulatory Flexibility Analysis is not required and has not been prepared for this rule.

I. It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

J. See EDA's Notice of Funding Availability for FY 2003 of April 9, 2003 (68 FR 17520), for additional information and requirements (available on the Internet at <http://www.doc.gov/eda>, under the heading "Notice of Funding Availability").

Dated: May 20, 2003.

David A. Sampson,

Assistant Secretary for Economic Development.

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