

thereby indirectly acquire The Biltmore Bank of Arizona, Phoenix, Arizona.

**3. Steele Street State Bank Corporation**, Denver, Colorado; to become a bank holding company by acquiring 100 percent of the voting shares of Steele Street State Bank, Denver, Colorado.

**F. Federal Reserve Bank of San Francisco** (Maria Villanueva, Consumer Regulation Group) 101 Market Street, San Francisco, California 94105-1579:

**1. American Premier Bancorp**, Arcadia, California; to become a bank holding company by acquiring 100 percent of the voting shares of American Premier Bank, Arcadia, California.

Board of Governors of the Federal Reserve System, March 20, 2003.

**Robert deV. Frierson**,

*Deputy Secretary of the Board.*

[FR Doc. 03-7194 Filed 3-25-03; 8:45 am]

BILLING CODE 6210-01-S

## FEDERAL RESERVE SYSTEM

### Notice of Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies that are Engaged in Permissible Nonbanking Activities

The companies listed in this notice have given notice under section 4 of the Bank Holding Company Act (12 U.S.C. 1843) (BHC Act) and Regulation Y (12 CFR Part 225) to engage *de novo*, or to acquire or control voting securities or assets of a company, including the companies listed below, that engages either directly or through a subsidiary or other company, in a nonbanking activity that is listed in § 225.28 of Regulation Y (12 CFR 225.28) or that the Board has determined by Order to be closely related to banking and permissible for bank holding companies. Unless otherwise noted, these activities will be conducted throughout the United States.

Each notice is available for inspection at the Federal Reserve Bank indicated. The notice also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether the proposal complies with the standards of section 4 of the BHC Act. Additional information on all bank holding companies may be obtained from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than April 9, 2003.

**A. Federal Reserve Bank of New York** (Betsy Buttrill White, Senior Vice

President) 33 Liberty Street, New York, New York 10045-0001:

**1. DNB Holdings ASA**, Oslo, Norway; to acquire DnB Asset Management (US), Inc., New York, New York, and thereby engage in certain financial and investment advisory activities, pursuant to section 225.28(b)(6) of Regulation Y.

**B. Federal Reserve Bank of Chicago** (Phillip Jackson, Applications Officer) 230 South LaSalle Street, Chicago, Illinois 60690-1414:

**1. Standard Bancshares, Inc.**, Hickory Hills, Illinois; to acquire Security Financial Bancorp, Inc., Saint John, Indiana, and thereby indirectly acquire Security Federal Bank and Trust, St. John, Indiana, and thereby engage in operating a savings association, pursuant to section 228.25(b)(4)(ii) of Regulation Y. Comments regarding this application must be received not later than April 18, 2003.

Board of Governors of the Federal Reserve System, March 20, 2003.

**Robert deV. Frierson**,

*Deputy Secretary of the Board.*

[FR Doc. 03-7192 Filed 3-25-03; 8:45 am]

BILLING CODE 6210-01-S

## FEDERAL TRADE COMMISSION

### Notice Concerning Telemarketing Sales Rule

**AGENCY:** Federal Trade Commission.

**ACTION:** Notice.

**SUMMARY:** In this document, the Federal Trade Commission ("FTC" or "Commission") announces that in response to petitions from the Direct Marketing Association ("DMA") and the American Teleservices Association ("ATA"), the Commission has decided to extend the date by which it will require full compliance with § 310.4(b)(4)(iii) of the Amended Telemarketing Sales Rule ("TSR") until October 1, 2003.

**DATES:** The Commission will require full compliance with § 310.4(b)(4)(iii) on October 1, 2003.

**ADDRESSES:** Requests for copies of the Amended Rule and this notice should be sent to Public Reference Branch, Room 130, Federal Trade Commission, 600 Pennsylvania Avenue, NW., Washington, DC 20580.

**FOR FURTHER INFORMATION CONTACT:** Catherine Harrington-McBride, (202) 326-2452, Karen Leonard, (202) 326-3597, Michael Goodman, (202) 326-3071, or Carole Danielson, (202) 326-3115, Division of Marketing Practices, Bureau of Consumer Protection, Federal

Trade Commission, 600 Pennsylvania Ave., NW., Washington, DC 20580.

**SUPPLEMENTARY INFORMATION:** On January 29, 2003, the Federal Trade Commission published the Amended Telemarketing Sales Rule ("TSR"), 16 CFR part 310, and its Statement of Basis and Purpose in the **Federal Register**.<sup>1</sup> The notice stated that the Amended Rule would become effective March 31, 2003; that full compliance with § 310.4(a)(7), the caller identification transmission provision, would be required by January 29, 2004; and that the Commission would announce at a future time the date by which full compliance with § 310.4(b)(1)(iii)(B), the "do-not-call" registry provision, would be required.

By letter dated February 27, 2003, the Direct Marketing Association ("DMA") petitioned the Commission either to "forebear from enforcing the requirements of § 310.4(b)(1)(iv) \* \* \* and § 310.4(a)(6)(i) of the Telemarketing Sales Rule (TSR) or in the alternative, stay the effectiveness of these sections of the rule \* \* \*." These are the provisions that, respectively, prohibit telemarketers from abandoning calls, and require taping of the entire telemarketing call in any transaction combining the use of preacquired account information and a free-to-pay conversion offer.

Also on February 27, 2003, the American Teleservices Association ("ATA") petitioned the Commission to stay the effective date of the Amended TSR pending resolution of lawsuits initiated by ATA and DMA that challenge the validity of certain provisions of the Amended Rule.<sup>2</sup> ATA seeks, in the alternative, postponement of the March 31, 2003, effective date of the Amended TSR until the FCC has finished its review of its regulations under the Telephone Consumer Protection Act ("TCPA"), 47 U.S.C. 227.

Based on information submitted by the petitions together with information obtained from other sources, the Commission has determined that full compliance with the recording requirement of the call abandonment safe harbor provision (§ 310.4(b)(4)(iii)) by March 31, 2003, many constitute an undue burden on some telemarketers and sellers, who may need to reprogram or purchase software for their equipment, or replace their current equipment. In some instances, it will be very difficult or impossible to accomplish this by the March 31, 2003,

<sup>1</sup> 68 FR 4580 (Jan. 29, 2003).

<sup>2</sup> *ATA v. FTC*, No. 03-N-0184(MJW)(D. Col. filed Jan. 29, 2003); *DMA v. FTC*, No. CIV 03-122-W (W.D. Okla. filed Jan. 29, 2003).

effective date. Therefore, the Commission has determined to extend the date by which it will require full compliance with § 310.4(b)(4)(iii) until October 1, 2003. The Commission also stays until October 1, 2003, the date by which it will require full compliance with the safe harbor record retention requirement, § 310.4(b)(4)(iv), to the extent it would require record keeping to document the use of a recorded message in instances of call abandonment. The additional six months should give industry ample time to make the changes in their operations necessary to comply with the recording requirement of the call abandonment safe harbor.

The requirement of full compliance with the prohibition on call abandonment (§ 310.4(b)(1)(iv)) is not stayed, and the requirement of full compliance with the other requirements of the call abandonment safe harbor provision (§§ 310.4(b)(4)(i), (ii) & (iv)) similarly is not stayed.<sup>3</sup> The Commission determined that these provisions are necessary to remedy the abusive practice of call abandonment and the related abusive practice of disconnecting the call after only one or two rings, before the consumer can reach the telephone to answer it.<sup>4</sup> Nothing the petitioners have submitted demonstrates that telemarketers would be unable to comply with these call abandonment provisions.

As the Statement of Basis and Purpose indicates, in the future the Commission will announce the date by which full compliance with the national "do-not-call" registry provisions of the amended Rule will be required. Full compliance with all other provisions of the amended Rule—with the exception of the Caller ID provision (§ 310.4(a)(7))—will be required by the date on which the amended Rule is effective, March 31, 2003. Full compliance with the Caller ID provisions will be required by January 29, 2004.

By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 03-7249 Filed 3-25-03; 8:45 am]

**BILLING CODE 6750-01-M**

<sup>3</sup> The requirement of full compliance with Section 310.4(b)(4)(iv) is not stayed to the extent that it requires record keeping to document compliance with §§ 310.4(b)(4)(i) or (ii).

<sup>4</sup> See the Commission's discussion of these practices and the TSR provisions adopted to remedy them at 68 FR at 4641 (Jan. 29, 2003).

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

[Document Identifier: OS-0990-0001]

### Agency Information Collection Activities: Submission for OMB Review; Comment Request

**AGENCY:** Office of the Secretary, HHS.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Office of the Secretary, Department of Health and Human Services, is publishing the following summary of proposed collections for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

**Type of Information Collection Request:** Revision of a currently approved collection.

**Title of Information Collection:** Waiver of the Two-Year Home-Country Physical Presence Requirement for Physician Exchange Visitors to Deliver Health Care Services in Underserved Areas and Supporting regulations 45 CFR part 50.1 through 50.8; Form No.: OMB# 0938-0001; Use: Section 50.4 of the interim final rule published in the **Federal Register** Vol. 67, No. 244, page 77692, on December 19, 2002 contains information collection requirements currently approved under OMB Control Number 0990-0001. Sections 50.5(e)(4) and (5) of the rule contain disclosure requirements. Section 50.5(e)(4) requires facilities or practices sponsoring an Exchange Visitor waiver request for the delivery of health care to post a notice of the charges for services. On an annual basis it is estimated that it will take 300 practices one hour each to prepare and post such notices. The total annual burden associated with this requirement is 300 hours. Section 50.5(e)(5) of the rules contains the requirements for the submission of evidence that the applicant made unsuccessful efforts to recruit a U.S. physician. The burden associated with these requirements is the time and effort necessary for an applicant to submit the documentation.

On an annual basis it is estimated that it will take 300 applicants two hours each to prepare and submit this documentation. The total annual burden associated with this requirement is 600 hours. As a note we are requesting approval of the revised forms that are currently approved under OMB number 0990-0001, which are used by the public to comply with the information collection requirements contained in the interim final rule denoted above.

**Frequency:** On Occasion.

**Affected Public:** Individuals, Organizations.

**Number of Respondents:** 600 (300 facilities/300 applicants).

**Total Annual Responses:** 600.

**Total Annual Hours:** 900 (300 facilities/600 applicants).

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, or E-mail your request, including your address, phone number, OS document identifier, to [John.Burke@hhs.gov](mailto:John.Burke@hhs.gov), or call the Reports Clearance Office on (202) 690-8356.

Written comments and recommendations for the proposed information collections must be mailed within 30 days of this notice directly to the OMB desk officer: OMB Human Resources and Housing Branch, Attention: Allison Eydt (OMB #0990-0001), New Executive Office Building, Room 10235, Washington, DC 20503.

Dated: March 10, 2003.

**John P. Burke, III,**

*Paperwork Reduction Act Reports Clearance Officer, Office of the Secretary, Department of Health and Human Services.*

[FR Doc. 03-7110 Filed 3-25-03; 8:45 am]

**BILLING CODE 4165-15-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### National Committee on Vital and Health Statistics: Meeting

Pursuant to the Federal Advisory Committee Act, the Department of Health and Human Services announces the following advisory committee meeting.

**Name:** National Committee on Vital and Health Statistics (NCVHS), Subcommittee on Standards and Security.

**Time and Date:** 9 a.m. to 5 p.m., March 25, 2003; 9 a.m. to 1 p.m., March 26, 2003.

**Place:** Hubert H. Humphrey Building, Room 505A on March 25, Room 705A on March 26, 200 Independence Avenue SW., Washington, DC.

**Status:** Open.

**Purpose:** The Subcommittee will continue the process of evaluating PMRI terminologies