

and/or operational parameters of each system. The Commission is seeking information on non-subscriber locations and operating characteristics of BRS receivers and other system characteristics of BRS incumbents (including operations by lessees) not currently collected on FCC Form 601 for this service. The Commission does not plan on incorporating this reporting requirement into the FCC Form 601 because it is a one-time collection. Respondents would submit the information as a separate attachment to their FCC 601 application.

This one-time collection is necessary because BRS Channels 1 and/or 2/2A are currently licensed at 2150–2150/62 MHz, which the Commission has designated for Advanced Wireless Services (AWS). The Commission also has announced that it intends to auction AWS licenses for 2150–2155 MHz, among other bands, as early as June 2006. Future AWS licensees will be obligated to relocate incumbent BRS operations in the 2150–2160/62 MHz band to comparable facilities, most likely within the newly restructured 2.5 GHz band. The Commission is currently reviewing comments filed in response to the *Fifth Notice* and considering the details of this relocation process in ET Docket No. 00–258 (FCC 05–172). However, in the *Order*, the Commission concluded that reliable, public data on each incumbent BRS system that will be subject to relocation is essential well in advance of this planned spectrum auction and that neither the Commission nor the public has reliable, up-to-date information on the construction status and/or operational parameters of these BRS systems. Accordingly, the Commission ordered licensees of BRS Channels 1 and/or 2/2A to submit information, listed in the *Order*, after the staff issued Public Notice(s) setting forth the specific data required, deadlines, and the procedures for filing this information electronically on the Commission's Universal Licensing System (ULS), where it will be available to the public. To assist in determining the scope of the new AWS entrants' relocation obligations, the Commission ordered BRS licensees in the 2150–2160/62 MHz band to provide the required data within 60 days and 120 days of the effective date of its *Order*, noting that these dates would correspond to OMB approval of the information collection, *i.e.*, PRA requirements for the ULS.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. E6–2486 Filed 2–21–06; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL RESERVE SYSTEM

### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center Web site at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than March 17, 2006.

**A. Federal Reserve Bank of Atlanta** (Andre Anderson, Vice President) 1000 Peachtree Street, N.E., Atlanta, Georgia 30303:

1. *Security Bank Corporation*, Macon, Georgia; to merge with *Neighbors Bancshares, Inc.*, and thereby indirectly acquire *Neighbors Bank*, both of Alpharetta, Georgia.

**B. Federal Reserve Bank of St. Louis** (Glenda Wilson, Community Affairs Officer) 411 Locust Street, St. Louis, Missouri 63166-2034:

1. *American Founders Bancorp, Inc.*, Frankfort, Kentucky; to become a bank

holding company by acquiring 100 percent of the voting shares of *American Founders Bank, Inc.*, Frankfort, Kentucky. *American Founders Bancorp, Inc.*, also proposes to acquire 100 percent of the voting shares of *First Security Bancorp, Inc.*, Lexington, Kentucky, and thereby indirectly acquire *First Security Bank of Lexington, Inc.*, Lexington, Kentucky.

In connection with this application, Applicant also has applied to acquire 50 percent of the voting shares of *Peoples Secure, LLC*, Lexington, Kentucky, and thereby indirectly engage in data processing activities, pursuant to section 225.28(b)(14)(i) of Regulation Y.

**C. Federal Reserve Bank of Minneapolis** (Jacqueline G. King, Community Affairs Officer) 90 Hennepin Avenue, Minneapolis, Minnesota 55480-0291:

1. *Westbrand, Inc.*, Minot, North Dakota; to acquire 100 percent of the voting shares of *First Western Bank*, Eden Prairie, Minnesota, a *de novo* bank.

**D. Federal Reserve Bank of Kansas City** (Donna J. Ward, Assistant Vice President) 925 Grand Avenue, Kansas City, Missouri 64198-0001:

1. *KansasLand Bancshares, Inc.*, Quinter, Kansas; to become a bank holding company by acquiring 87 percent of the voting shares of *Flint Hills Financial Services Corporation*, and thereby indirectly acquire *Americus State Bank* (to be known as *KansasLand Bank*), both of Americus, Kansas.

Board of Governors of the Federal Reserve System, February 16, 2006.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E6–2458 Filed 2–21–06; 8:45 am]

**BILLING CODE 6210-01-S**

## FEDERAL TRADE COMMISSION

### Agency Information Collection Activities; Proposed Collection; Comment Request; Extension

**AGENCY:** Federal Trade Commission (“FTC” or “Commission”).

**ACTION:** Notice.

**SUMMARY:** The FTC has submitted to the Office of Management and Budget (“OMB”) for review under the Paperwork Reduction Act, 44 U.S.C. 3501–3520 (“PRA”) information collection requirements contained in its proposed revision of the Pay-Per-Call Rule (“Rule”).<sup>1</sup> The FTC is seeking

<sup>1</sup> The FTC is seeking an extension of approval for the Rule's existing requirements and for the proposed amendments in advance of their adoption.

public comments on the proposal to extend through December 31, 2009 the current PRA clearance. That clearance expires on February 28, 2006.

**DATES:** Comments must be submitted on or before March 24, 2006.

**ADDRESSES:** Interested parties are invited to submit written comments. Comments should refer to "Pay-Per-Call Rule: FTC File No. R611016" to facilitate the organization of comments. A comment filed in paper form should include this reference both in the text and on the envelope and should be mailed or delivered, with two complete copies, to the following address: Federal Trade Commission, Room H 135 (Annex J), 600 Pennsylvania Ave., NW., Washington, DC 20580. Because paper mail in the Washington area and at the Commission is subject to delay, please consider submitting your comments in electronic form, (in ASCII format, WordPerfect, or Microsoft Word) as part of or as an attachment to e-mail messages directed to the following e-mail box: [paperworkcomment@ftc.gov](mailto:paperworkcomment@ftc.gov). However, if the comment contains any material for which confidential treatment is requested, it must be filed in paper form, and the first page of the document must be clearly labeled "Confidential."<sup>2</sup>

All comments should additionally be submitted to: Office of Management and Budget, Attention: Desk Officer for the Federal Trade Commission. Comments should be submitted via facsimile to (202) 395-6974 because U.S. Postal Mail is subject to lengthy delays due to heightened security precautions.

The FTC Act and other laws the Commission administers permit the collection of public comments to consider and use in this proceeding as appropriate. All timely and responsive public comments will be considered by the Commission and will be available to the public on the FTC Web site, to the extent practicable, at <http://www.ftc.gov>. As a matter of discretion, the FTC makes every effort to remove home contact information for individuals from the public comments it receives before placing those comments on the FTC Web site. More information, including routine uses permitted by the Privacy Act, may be found in the FTC's privacy

policy at <http://www.ftc.gov/ftc/privacy.htm>.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information or copies of the proposed information requirements should be sent to Elizabeth Hone, Attorney, Division of Marketing Practices, Bureau of Consumer Protection, FTC, 600 Pennsylvania Avenue, NW., Washington, DC 20580, (202) 326-3207.

**SUPPLEMENTARY INFORMATION:** On October 30, 1998, the Commission published a Notice of Proposed Rulemaking ("NPRM"), 63 FR 58524, to amend its Pay-Per-Call Rule 16 CFR part 308.<sup>3</sup> The Rule, which implements Titles II and III of the Telephone Disclosure and Dispute Resolution Act, 15 U.S.C. 5711-14, 5721-24, requires the disclosure of cost and other information with regard to pay-per-call services and establishes dispute resolution procedures for telephone-billed purchases (*i.e.*, charges for pay-per-call services or other charges appearing on a telephone bill other than telecommunications charges). As explained in the NPRM, the Rule contains certain reporting and disclosure requirements that are subject to OMB review under the PRA.<sup>4</sup> Accordingly, the FTC submitted the Rule with proposed amendments to OMB (*see* 64 FR 70031, Dec. 15, 1999) for its approval, which was granted until December 31, 2002 (OMB control number 3084-0102). Upon expiration of OMB's approval, the FTC again submitted these information collection requirements for an extension of the clearance (*see* 67 FR 77066, Dec. 16, 2002), including the proposed revisions of these requirements, which was granted through February 28, 2006. At this time, because the Commission has not yet adopted the proposed rule changes, the FTC is requesting an extension of the clearance for the Rule and the proposed rule changes through February 28, 2009.

As required by the PRA, the Commission's NPRM, 63 FR at 58556-57, invited public comment on the Rule's information collection requirements and proposed amendments prior to submission to

OMB. The Commission received no comments directly responding to the Commission's specific PRA questions. However, the Commission received one comment, from US West, Inc., stating that its current cost for making an annual disclosure of dispute resolution procedures under the Rule was \$53,000 and that this annual cost would increase to \$819,000 if the disclosures were required with every billing cycle under a proposed amendment to § 308.20(m)(1). The FTC staff is considering this comment and others (available on the FTC's Web site, <http://www.ftc.gov>) in determining whether to recommend the adoption of some or all of the proposed amendments.

Pursuant to the OMB regulations that implement the PRA (5 CFR Part 1320), the FTC is providing this opportunity for public comment while seeking OMB approval to extend the existing paperwork clearance for the Rule. All comments should be filed as prescribed in the **ADDRESSES** section above, and must be received on or before March 24, 2006.

*Brief description of the need for and proposed use of the information:* The reporting and disclosure requirements are mandated by statute to help prevent unfair and deceptive acts and practices in the advertising and operation of pay-per-call services and in the collection of charges for telephone-billed purchases. The information obtained by the Commission pursuant to the reporting requirement is used for law enforcement purposes. The disclosure requirements ensure that consumers are adequately informed of the costs they can expect to incur in using a pay-per-call service, that they will not be liable for unauthorized non-toll charges on their telephone bills, and that they have certain dispute resolution rights and obligations with respect to such telephone-billed purchases.

*Likely respondents, including estimated number and proposed frequency of response:* Respondents are: telecommunications common carriers (subject to the reporting requirement only, unless acting as a billing entity); information providers (vendors) offering one or more pay-per-call services or programs; and billing entities. In its submission in 2002, the FTC staff estimated that it would request information pursuant to the reporting requirement from no more than approximately 29 common carriers per year, and that the disclosure requirements would apply to 23,250 information vendors and 1646 billing entities. *See* 67 FR 77,066-68 (Dec. 16, 2002). In the present submission, the

<sup>2</sup> Commission Rule 4.2(d), 16 CFR 4.2(d). The comment must be accompanied by an explicit request for confidential treatment, including the factual and legal basis for the request, and must identify the specific portions of the comment to be withheld from the public record. The request will be granted or denied by the Commission's General Counsel, consistent with applicable law and the public interest. *See* Commission Rule 4.9(c), 16 CFR 4.9(c).

<sup>3</sup> The Rule was originally promulgated as the "Trade Regulation Rule Pursuant to the Telephone Disclosure and Dispute Resolution Act of 1992" and was known as the "900-Number Rule." In its NPRM, the Commission refers to the Rule as the "Trade Regulation Rule Concerning Pay-Per-Call Services and Other Telephone-Billed Purchases" and in this document it will be referred to as the "Pay-Per-Call Rule."

<sup>4</sup> Neither the Rule nor the proposed amendments contain any recordkeeping requirements that would be subject to the PRA.

FTC staff is decreasing its burden estimates to account for changes in the industry since 2002.<sup>5</sup>

*Estimated annual reporting and disclosure burden:* The total estimated annual hours burden of the information collection requirements of the Rule, including the proposed amendments, is 4,401,000 (rounded to the nearest thousand). This burden consists entirely of reporting and disclosure requirements; as explained earlier (n. 4), there are no recordkeeping requirements. As detailed below, the burden hour estimate for each reporting and disclosure requirement has been multiplied by a “blended” wage rate (expressed in dollars per hour), based on the particular skill mix needed to carry out that requirement, to determine the total annual cost of that requirement. The blended rate calculations are based on the following skill categories and average wage rates: \$250/hour for professional (attorney) services; \$20/hour for skilled clerical workers; \$25/hour for computer programmers; and \$50/hour for management time. Annual burden hour estimates (and the estimated total cost of those hours) have been provided below.

The burden estimates do not contain a separate set of figures for other annual “cost” burdens, if any—*i.e.*, (a) capital and start-up costs or (b) operation, maintenance and purchase of outside services not already reflected in the above burden hour estimates and associated annual costs. Capital or start-up costs are generally subsumed in activities otherwise undertaken in the ordinary course of business (e.g., business records from which only existing information must be reported to the Commission, pay-per-call advertisements or audiotexts to which cost or other disclosures are added, etc.). To the extent that entities incur operating or maintenance expenses, or purchase outside services to satisfy the Rule’s requirements, staff believe those expenses are also included in (or, if contracted out, would be comparable to) the burden hours and estimated annual

burden estimates provided below (where such expenses are labor-related), or are otherwise included in the ordinary cost of doing business (where the expenses are other than labor-related).

*Reporting requirement:* The Rule provides that common carriers must make available to the Commission, upon written request, any records and financial information maintained by such carrier relating to the arrangements between the carrier and any vendor or service bureau. *See* proposed § 308.19(a); current § 308.6. FTC staff is reducing the estimated annual cost of this requirement by more than half because of the infrequency with which the Commission has sought the subject information from common carriers and because of a decrease in the use of pay-per-call services. Accordingly, the previous estimated hours burden for this reporting requirement (*i.e.*, to provide certain information to the Commission upon request), 147 hours annually (based on 29 common carriers each spending 5 hours annually), is being reduced to 70 hours annually (based on 14 common carriers each spending 5 hours annually), at a blended wage rate of \$73.50/hour (30 percent computer programming, 20 percent attorney services, 30 percent skilled clerical workers, 20 percent for management time) for a total annual cost of \$5,145.

*Disclosure requirements:* (1) *Advertising.* The advertising disclosure requirements of the current Rule would be consolidated into §§ 308.3, 308.4 and 308.7 of the Rule, as amended. FTC staff estimates that the annual burden on the industry for these requirements is 84,084 hours. Due to a recent reduction in the use of pay-per-call services, this figure reflects a 35% reduction from the staff’s 2002 estimate of 129,360 burden hours. The estimate reflects the burden on approximately 15,571 vendors who must make additional disclosures if the advertisement is directed to individuals under 18 (50 percent of the ads) or relates to certain pay-per-call services (30 percent of the ads). The total estimated annual cost of these burden hours is \$6,054,048 using a blended wage rate of \$72/hour (20 percent attorney services, 60 percent skilled clerical workers, and 20 percent for management time).

Two proposed amendments, §§ 308.4(a)(1)(iii)(B) and 308.6(b),<sup>6</sup> would add 20,639 annual burden hours to the total, or a total annual cost of

\$1,486,008 using the \$72/hour blended wage rate discussed above. The first of these amendments, requiring disclosures when a call is billed on a variable time rate basis, assumes that 20 percent of the estimated 45,864 advertised pay-per-call services would need to contain such a disclosure, thereby accounting for 9,173 burden hours at an annual cost of \$660,456. The burden associated with the second amendment, requiring an audio signal to indicate (*i.e.*, disclose) the end of free time used to advertise certain pay-per-call services, is estimated at 11,466 burden hours, assuming this requirement applies to 25 percent of advertised pay-per-call services, or an annual cost of \$825,552.

(2) *Preamble.* The Rule’s existing preamble disclosure requirement, set forth in § 308.9, imposes an estimated burden of 10 hours annually per service, for an annual burden of 458,640 burden hours based on 45,864 advertised pay-per-call services. The cost associated with these burden hours is \$33,022,080, using a blended wage rate of \$72/hour (*i.e.*, similar to the blended rate used for advertising disclosures). As explained in the NPRM, the estimated burden of a proposed amendment requiring additional disclosures, § 308.9(a)(2)(iii)(B), is one additional hour for approximately 30 percent of the advertised pay-per-call services, or an estimated 13,759 burden hours at \$72/hour, for a total annual cost of \$990,648.

(3) *Telephone-billed charges in billing statements.* This requirement is currently set forth in § 308.5(j) of the Rule, which the Commission has proposed to redesignate and incorporate into § 308.18, as amended. The blended rate used to calculate the cost of these disclosures is \$61.75/hour (15 percent attorney services, 40 percent skilled clerical workers, 25 percent computer programming, and 20 percent for management time). The estimated annual burden of this disclosure requirement is 23,990 hours (*i.e.*, 10 percent of 19,992 vendors making spot checks at 12 hours per spot check), with an annual cost of \$1,481,382.50. As explained in the NPRM, no additional burden is anticipated from any proposed amendments of this requirement.

(4) *Dispute resolution procedures in billing statements.* This disclosure requirement is currently set forth in § 308.7(c), to be redesignated § 308.20, as amended. The blended rate being used for these disclosures is \$51/hour (40 percent computer programming, 10 percent attorney services, 30 percent skilled clerical workers, and 20 percent for management time). The estimated

<sup>5</sup> Since 2002, the number of registered 900 numbers has decreased by approximately 35%. Accordingly, the FTC staff reduced its estimate of the number of affected information vendors by 35%. The staff reduced its estimate of the number of affected billing entities by only 15%, however, because (1) billing statement disclosures are used for all telephone-billed purchases and not exclusively pay-per-call services and (2) because of a recent increase in the direct billing of such services. The staff reduced its estimate of affected common carriers by more than half because of the 35% decrease in pay-per-call services as well as the infrequency with which the FTC has sought the subject information from common carriers in the past. The FTC seeks public comment or data on these estimates.

<sup>6</sup> The PRA discussion in the NPRM erroneously referred to this provision as “308.7(b).” *See* 63 FR at 58556.

hour burden for the annual notice component of this requirement is 7,000 burden hours (based on 1,400 billing entities taking 5 hours to review, revise and provide disclosures annually), or a total cost of \$357,000. An additional 2,499,000 burden hours would be associated with specific notices in those cases where a customer reports a billing error (*i.e.*, 5 percent of approximately 49,980,000 calls), or \$127,449,000 annually. The additional burden hours for proposed amendments to § 308.2(i) and (j), requiring new disclosures of certain information regarding personal identification numbers issued to customers for access and billing purposes, have been estimated at 44,625 hours or an annual cost of \$2,275,875 (44,625 audiotext services spending one burden hour each). The additional burden hours for proposed amendments to require certain new disclosures in connection with billing dispute resolution, § 308.20(n)(2) and § 308.20(n)(4), would entail 1,249,500 hours for an annual cost of \$63,724,500 (5 percent of approximately 49,980,000 calls require responses to billing errors; 30 minutes of time per call required to comply with both disclosure requirements).

**William Blumenthal,**  
General Counsel.

[FR Doc. 06-1649 Filed 2-21-06; 8:45 am]

**BILLING CODE 6750-01-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

[Document Identifier: OS-0990-0129] [30-day notice]

#### Agency Information Collection Activities: Proposed Collection; 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 (OS), Department of Health and Human Services, is publishing the following summary of a proposed collection 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:* Regular Clearance, Extension of a currently approved collection;

*Title of Information Collection:* HHS Acquisition Regulation HHSAR Part 370, Special Programs Affecting Acquisition

*Form/OMB No.:* OS-0990-0129;

*Use:* This request for clearance covers the requirement of the Accessibility of Meetings, Conferences, and Seminars to Persons with Disabilities clause. It is the policy at the Health and Human Services, as a result of a Secretarial initiative, that all meetings, conferences, and seminar sites be accessible to individuals with disabilities.

*Frequency:* Recordkeeping, Reporting, on occasion;

*Affected Public:* Business or other for-profit, not-for-profit institutions, and Federal government;

*Annual Number of Respondents:* 1,242.

*Total Annual Responses:* 1,420;

*Average Burden per Response:* 2 hours;

*Total Annual Hours:* 10,556;

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access the HHS Web site address at <http://www.hhs.gov/ocio/infocollect/pending/> or e-mail your request, including your address, phone number, OMB number, and OS document identifier, to [naomi.cook@hhs.gov](mailto:naomi.cook@hhs.gov), or call the Reports Clearance Office on (202) 690-6162. Written comments and recommendations for the proposed information collections must be received within 30 days of this notice directly to the Desk Officer at the address below: OMB Desk Officer: John Kraemer, OMB Human Resources and Housing Branch, Attention: (OMB 0990-0129), New Executive Office Building, Room 10235, Washington, DC 20503.

Dated: February 10, 2006.

**Robert E. Polson,**

*Office of the Secretary, Paperwork Reduction Act Reports Clearance Officer.*

[FR Doc. E6-2462 Filed 2-21-06; 8:45 am]

**BILLING CODE 4151-17-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

[Document Identifier: OS-0990-0130] [60-day notice]

#### Agency Information Collection Activities: Proposed Collection; 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 (OS), Department of Health and Human Services, is publishing the following summary of a proposed collection 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:* Regular Clearance, Extension of a currently approved collection;

*Title of Information Collection:* HHS Acquisition Regulation HHSAR Part 352, Solicitation Provisions and Contract Clauses

*Form/OMB No.:* OS-0990-0130;

*Use:* This request for clearance covers the Key Personnel clause in HHSAR 352.270-5. This clause requires contractors to obtain approval before substituting key personnel which are specified in the contract.

*Frequency:* Reporting, on occasion;

*Affected Public:* Business or other for-profit, not-for-profit institutions, and Federal government;

*Annual Number of Respondents:* 1,921.

*Total Annual Responses:* 1,921;

*Average Burden per Response:* 8 hours;

*Total Annual Hours:* 3,842;

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access the HHS Web site address at <http://www.hhs.gov/ocio/infocollect/pending/> or e-mail your request, including your address, phone number, OMB number, and OS document identifier, to [naomi.cook@hhs.gov](mailto:naomi.cook@hhs.gov), or call the Reports