



Federal Register

**Monday,
May 16, 2005**

Part LVI

**Federal Trade
Commission**

Semiannual Regulatory Agenda

FEDERAL TRADE COMMISSION (FTC)

FEDERAL TRADE COMMISSION

16 CFR Ch. I

Semiannual Regulatory Agenda

AGENCY: Federal Trade Commission.

ACTION: Semiannual regulatory agenda.

SUMMARY: The following agenda of Commission proceedings is published in accordance with section 22(d)(1) of the Federal Trade Commission Act, 15 U.S.C. 57b-3(d)(1), and the Regulatory Flexibility Act (RFA), 5 U.S.C. 601 *et seq.*, as amended by the Small Business Regulatory Enforcement Fairness Act of 1996, title II of Pub. L. 104-121, 110 Stat. 847. The Commission's agenda follows guidelines and procedures received February 4, 2005, from the Office of Management and Budget (OMB) in accordance with the provisions of Executive Order No. 12866, "Regulatory Planning and Review" of September 30, 1993, as amended. 58 FR 51735 (Oct. 4, 1993).

The Commission has responded to the optional information requirement to identify rulemakings that are likely to have some impact on small entities but are not subject to the requirements of the RFA. The current rulemakings that are likely to have some impact on small entities include: (1) the Smokeless Tobacco Rules, 16 CFR part 307; (2) the Pay-Per-Call Rule, 16 CFR part 308; (3) the Telemarketing Sales Rule, 16 CFR part 310; (4) the Children's Online Privacy Protection Rule, 16 CFR part 312; (5) Privacy of Consumer Financial Information, 16 CFR part 313; (6) Rules Implementing the CAN-SPAM Act of 2003, 16 CFR part 316; (7) Deceptive Advertising as to Sizes of Viewable Pictures Shown by Television Receiving Sets Rule, 16 CFR part 410; (8) the Franchise and Business Opportunities Rule, 16 CFR part 436; (9) the Funeral Rule, 16 CFR part 453; (10) the Rule on Labeling and Advertising of Home

Insulation, 16 CFR part 460; and (11) Rules promulgated pursuant to the Fair and Accurate Credit Transactions Act, 16 CFR parts 602, 603, 613, 614, and 682.

In addition, the agency has responded to the optional information requirement that corresponds to the requirements of Executive Order 13132, "Federalism" of August 4, 1999. 64 FR 43255 (Aug. 10, 1999). The Commission believes that none of the rules in this agenda has "substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and the responsibilities among the various levels of government" within the meaning of E.O. 13132. The Commission continues to work closely with the States and other governmental units in its rulemaking process, which explicitly considers the effect of the agency's rules on these governmental entities.

Further, the agency has responded to the optional information requirement that corresponds to the requirements of Executive Order 13211, "Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution or Use." 66 FR 28355 (May 22, 2001). None of the rules in this agenda meets this E.O.'s criteria requiring preparation of a Statement of Energy Effects.

Finally, the Commission's submission also references the website www.regulations.gov in the rule abstracts where appropriate. This is the Governmentwide website where members of the public can find, review, and submit comments on Federal rulemakings that are open for comment and published in the **Federal Register**, the Government's legal newspaper. The Commission's rulemakings are also available on the agency's website, www.ftc.gov.

Some of the rulemakings listed on the following agenda are being conducted as part of the Commission's plan to review and seek information about all of its regulations and guides, including their costs and benefits, and regulatory and economic impact every ten years. These reviews incorporate and expand upon the review required by the RFA and regulatory reform initiatives directing agencies to conduct a review of all regulations and eliminate or revise those that are outdated or otherwise in need of reform.

Except for notice of completed actions, the information in this agenda represents the judgment of Commission staff, based upon information now available. Each projected date of action reflects an assessment by the FTC staff of the likelihood that the specified event will occur during the coming year. No final determination by the staff or the Commission respecting the need for, or the substance of, a trade regulation rule or any other procedural option should be inferred from the notation of projected events in this agenda. In most instances, the dates of future events are listed by month, not by a specific day. The acquisition of new information, changes of circumstances, or changes in the law may alter this information.

FOR FURTHER INFORMATION CONTACT: For information about specific regulatory actions listed in the agenda, contact the contact person listed for each particular proceeding. Comments or inquiries of a general nature about the agenda should be directed to Sandra M. Vidas, Attorney, telephone: (202) 326-2456; e-mail: svidas@ftc.gov; or G. Richard Gold, Attorney, telephone: (202) 326-3355; e-mail: rgold@ftc.gov, Federal Trade Commission, 600 Pennsylvania Avenue NW., Washington, DC 20580.

By direction of the Commission.
Donald S. Clark,
Secretary.

Federal Trade Commission—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
3917	Regulatory Review	3084-AA47
3918	Regulations Under the Comprehensive Smokeless Tobacco Health Education Act of 1986	3084-AA48
3919	Trade Regulation Rule on Funeral Industry Practices	3084-AA82
3920	Privacy of Consumer Financial Information	3084-AA97
3921	Children's Online Privacy Protection Rule	3084-AB00

FTC

Federal Trade Commission—Prerule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
3922	Deceptive Advertising as to Sizes of Viewable Pictures Shown by Television Receiving Sets Rule	3084-AB01

Federal Trade Commission—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3923	Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation	3084-AA60
3924	Trade Regulation Rule on Franchising and Business Opportunity Ventures	3084-AA63
3925	Premerger Notification Rules and Report Form	3084-AA91
3926	Fair and Accurate Credit Transactions Act of 2003	3084-AA94
3927	Rules Implementing the CAN-SPAM Act of 2003	3084-AA96
3928	Telemarketing Sales Rule	3084-AA98
3929	FDICIA	3084-AA99

Federal Trade Commission—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3930	Trade Regulation Rule Pursuant to the Telephone Disclosure and Dispute Resolution Act of 1992	3084-AA78

Federal Trade Commission (FTC)

Prerule Stage

3917. REGULATORY REVIEW

Priority: Other Significant

Legal Authority: 15 USC 41 et seq

CFR Citation: 16 CFR 1 et seq

Legal Deadline: None

Abstract: The Commission continues its review of current rules and guides to identify any that should be modified or rescinded. The Commission will continue to consider ways to streamline and improve the review program. No determination about whether to modify or rescind a rule, guide or interpretation or any other procedural option should be inferred from the Commission's decision to publish a request for comments. In certain instances, the reviews may also address other specific matters or issues, such as proposed amendments. Finally, the Commission may modify the rule review timetable as circumstances warrant. On January 12, 2005, the Commission published a notice announcing the rules it plans to review in 2005, and modifying the ten-year schedule for its regulatory review program.

Timetable:

Action	Date	FR Cite
Notice of Rules and Guides To Review in 2000	01/19/00	65 FR 2912
Notice of Rules and Guides To Review in 2002	03/04/02	67 FR 9630
Notice of Rules and Guides To Review in 2003	01/17/03	68 FR 2465
Notice of Rules and Guides To Review in 2004	01/27/04	69 FR 3867
Notice of Rules and Guides To Review in 2005	01/12/05	70 FR 2074
Notice of Rules and Guides to Review in 2006	01/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Neil Blickman, Attorney, Federal Trade Commission, Division of Enforcement, Bureau of

Consumer Protection, Washington, DC 20580

Phone: 202 326-3038

Email: nblickman@ftc.gov

RIN: 3084-AA47

3918. REGULATIONS UNDER THE COMPREHENSIVE SMOKELESS TOBACCO HEALTH EDUCATION ACT OF 1986

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 4401

CFR Citation: 16 CFR 307

Legal Deadline: None

Abstract: The Comprehensive Smokeless Tobacco Health Education Act of 1986 requires health warnings on all packages and advertisements for smokeless tobacco. The Act directs the Commission to issue implementing rules governing the format and display of the warnings. On November 4, 1986, the Commission issued its rules setting out the provisions for the size, color, typeface, and rotation of the statutory warnings at 51 FR 40005. In FY 2000, the Commission undertook a periodic

FTC

Prerule Stage

review of the rules. The purpose of the review was to determine whether the rules continue to effectively meet the goals of the Act and to seek information concerning the rules, particularly their economic impact, in order to decide whether they should be amended. Staff plans to forward its recommendations to the Commission during the fall of 2005.

Timetable:

Action	Date	FR Cite
Recommendation to the Commission Regarding ANPRM (Regulatory Review)	01/27/00	
ANPRM (Regulatory Review)	03/07/00	65 FR 11944
Comment Period End (Regulatory Review)	04/24/00	
Comment Period Extended (Regulatory Review)	05/08/00	65 FR 26534
Extended Comment Period End (Regulatory Review)	07/21/00	
Reopening and Extension of Comment Period	10/13/00	65 FR 60899
Extended Comment Period End	10/16/00	
Recommendation to Commission (Regulatory Review)	10/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Rosemary Rosso, Attorney, Federal Trade Commission, Division of Advertising Practices, Bureau of Consumer Protection, Washington, DC 20580
Phone: 202 326-2174
Email: rrosso@ftc.gov

RIN: 3084-AA48

3919. TRADE REGULATION RULE ON FUNERAL INDUSTRY PRACTICES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 45; 15 USC 46(g); 15 USC 57(a)

CFR Citation: 16 CFR 453

Legal Deadline: None

Abstract: The Funeral Industry Practices Rule (Funeral Rule or rule), which became effective in 1984, requires sellers of funeral goods and services to give price lists to consumers who visit a funeral home, and to

disclose price and other information to callers who request it over the telephone. The rule enables consumers to select and purchase only the goods and services they want, and requires funeral providers to seek authority before performing some services such as embalming. The rule also requires funeral providers to make disclosures regarding any required purchases and prohibits misrepresentations regarding requirements and other aspects of funeral goods and services. In its 1994 review of the rule, the Commission decided to retain the rule, amended it to prohibit funeral providers from charging a "casket handling fee" in addition to any non-declinable basic-services fee and deleted certain affirmative telephone disclosure requirements.

The Commission responded to requests to address emerging issues in the funeral industry by beginning a review of the rule in 1998 rather than in 1999 as originally planned under its ten-year schedule for reviewing all Commission rules and guides. The Commission published a notice soliciting public comment in May 1999. Commission staff conducted a public workshop conference on November 18, 1999, to discuss and explore openly issues raised in written comments. Staff is evaluating the comments and preparing a recommendation to the Commission.

Timetable:

Action	Date	FR Cite
Initial Notice Requesting Public Comment	05/05/99	64 FR 24250
Extension of Comment Period	07/02/99	64 FR 35965
Close of Comment Period (Extended)	08/11/99	64 FR 35965
Public Workshop	11/18/99	64 FR 56717
Recommendation to Commission	12/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Catherine Harrington-McBride, Attorney, Federal Trade Commission, Division of Marketing Practices, Bureau of Consumer Protection, 600 Pennsylvania Ave. N.W., Washington, DC 20580
Phone: 202 326-2452
Email: cmcbride@ftc.gov

RIN: 3084-AA82

3920. PRIVACY OF CONSUMER FINANCIAL INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 6801 et seq

CFR Citation: 16 CFR 313

Legal Deadline: None

Abstract: This rulemaking is related to RIN 3084-AA85. In 2000, the Commission and banking agencies published rules (Privacy Rule) for the Gramm-Leach-Bliley Act's requirement that financial institutions provide a notice of its privacy policies and practices to its consumer customers. The Privacy Rule does not specify any format or standardized wording for these notices. In response to concerns expressed by representatives of financial institutions, consumers, privacy advocates, and Members of Congress, the agencies conducted a workshop in December 2001 to consider how financial institutions could provide more useful privacy notices to consumers. Subsequently, the agencies published an advance notice of proposed rulemaking (ANPRM) and requested comments on a variety of subjects including the goals, elements, language, costs and benefits or permissible aspects of alternative privacy notices. 68 FR 75164 (Dec. 30, 2003). The comment period ended on March 29, 2004. The agencies are not proceeding with any further rulemaking at this time. Currently, six of the agencies are jointly funding consumer research and testing to inform the development of alternative privacy notices that are easier for consumers to understand and use.

Timetable:

Action	Date	FR Cite
Public Workshop	12/04/01	
ANPRM	12/30/03	68 FR 75164
ANPRM Comment Period End	03/29/04	
Recommendation to Commission	12/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

URL For More Information:

www.regulations.gov/agency_federaltradedecommission.cfm

URL For Public Comments:

www.regulations.gov/agency_federaltradedecommission.cfm

FTC

Prerule Stage

Agency Contact: Loretta Garrison, Senior Attorney, Federal Trade Commission, Division of Financial Practices, Bureau of Consumer Protection, 600 Pennsylvania Ave. N.W., Washington, DC 20580
Phone: 202 326-3043
Email: lgarrison@ftc.gov

Related RIN: Related to 3084-AA85, Related to 3064-AC77, Related to 1550-AB86

RIN: 3084-AA97

3921. • CHILDREN'S ONLINE PRIVACY PROTECTION RULE

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 6501 et seq

CFR Citation: 16 CFR 312

Legal Deadline: None

Abstract: The Children's Online Privacy Protection Act (COPPA) was enacted on October 21, 1998. COPPA required the Commission to issue rules that prohibit unfair and deceptive acts and practices in connection with the collection and use of personal information from and about children under the age of thirteen on the Internet. The Commission issued rules, effective April 21, 2000, that required commercial websites, and online service providers (operators), with certain exceptions, to obtain verifiable parental consent before collecting, using or disclosing personal information from or about children. An operator must make reasonable efforts, in light of available technology, to ensure that the person providing consent is the child's parent. On January 12, 2005, the Commission announced it was seeking comment on a proposal to make permanent a temporary provision in the rule allowing operators of websites and online services that collect personal information from children only for internal use to obtain verifiable parental consent via e-mail plus an additional step to verify that the person consenting is the child's parent. The comment period closed on February 14, 2005. The Commission issued a final rule, 70 FR 21104, effective April 21, 2005, extending the temporary e-mail verification provision until the conclusion of the Commission's rule review described below.

As required by the statute, the Commission has initiated a rulemaking review proceeding not later than 5

years after the effective date of the regulation to evaluate the implementation of this rule—including the effect on practices relating to the collection and disclosure of information relating to children, children's ability to obtain access to information of their choice online, and the availability of web sites directed to children—and then report to Congress on the results of this review. This review proceeding is also being conducted as part of the Commission's ongoing Regulatory Review of each regulation every ten years. The Commission issued a Federal Register notice requesting comments about the rule on April 22, 2005. 70 FR 21107. The comment period ends on June 27, 2005. Staff plans to forward its recommendation to the Commission in late 2005.

Timetable:

Action	Date	FR Cite
NPRM	01/14/05	70 CFR 2580
NPRM Comment Period End	02/14/05	
Final Rule (E-Mail Verification)	04/22/05	70 FR 21104
Final Rule Effective (E-Mail Verification)	04/21/05	
Request for Comments (Rule Review)	04/22/05	70 FR 21107
Recommendation to Commission (Rule Review)	12/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

URL For More Information:

http://www.regulations.gov/agcy_federaltradedecommission.cfm

URL For Public Comments:

http://www.regulations.gov/agcy_federaltradedecommission.cfm

Agency Contact: Rona Kelner, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Washington, DC 20580
Phone: 202 326-2752
Email: rkelner@ftc.gov

Karen Muoio, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Washington, DC 20580
Phone: 202 326-2491
Email: kmuoio@ftc.gov

Related RIN: Related to 3084-AA84

RIN: 3084-AB00

3922. • DECEPTIVE ADVERTISING AS TO SIZES OF VIEWABLE PICTURES SHOWN BY TELEVISION RECEIVING SETS RULE

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 41 to 58

CFR Citation: 16 CFR 410

Legal Deadline: None

Abstract: This rule, also known as the Picture Tube Rule, became effective in 1971. The rule sets forth appropriate methods for measuring the diameter of television screens when that measure is included in any advertisement or promotional material for the television set. If the measurement of the screen size is based on a measurement other than the horizontal dimension of the actual viewable picture area, the method of measurement must be clearly and conspicuously disclosed in close proximity to the size designation.

On April 17, 2005, the Commission requested comments on whether to retain, modify or rescind this rule. The Commission sought comments on, among other things, the economic impact and benefits of this rule; possible conflict between the rule and State, local, or other Federal real laws or regulations; and the effect on the rule of any technological, economic, or other industry changes. 70 FR 17623. The comment period ends June 6, 2005, and staff plans to forward its recommendation to the Commission in late 2005.

Timetable:

Action	Date	FR Cite
Request for Comments	04/07/05	70 FR 17623
Comment Period End	06/06/05	
Staff Recommendation to Commission	12/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Neil Blickman, Attorney, Federal Trade Commission, Division of Enforcement, Bureau of Consumer Protection, Washington, DC 20580
Phone: 202 326-3038
Email: nblickman@ftc.gov

RIN: 3084-AB01

Federal Trade Commission (FTC)

Proposed Rule Stage

3923. TRADE REGULATION RULE CONCERNING THE LABELING AND ADVERTISING OF HOME INSULATION

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 41 et seq

CFR Citation: 16 CFR 460

Legal Deadline: None

Abstract: The Federal Trade Commission's Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation (rule) became effective on September 29, 1980. The rule is designed to assist consumers in evaluating and comparing the thermal performance characteristics of competing home insulation products by specifically requiring manufacturers of home insulation products to provide information about the product's degree of resistance to the flow of heat (R-Value). The rule also establishes uniform standards for testing, information disclosure, and substantiation of product performance claims. As part of the systematic review of its rules and guides, the Commission requested comments on, among other things, the economic impact of and the continuing need for this rule, possible conflicts between the rule and State, local and other Federal laws, and the effect on the rule of any technological, economic, or other industry changes. In response to the comments received, the Commission issued an advance notice of proposed rulemaking (ANPRM) seeking comment on whether it should initiate a rulemaking proceeding to amend the rule to recognize technological advances in R-Value testing and specimen preparation procedures, and to clarify and streamline the rule's requirements. The Commission reviewed the comments received on the ANPRM and issued a notice of proposed rulemaking (NPRM), which proposed a number of amendments to the rule. The staff has forwarded its recommendation to the Commission. Commission action is expected during summer of 2005.

Timetable:

Action	Date	FR Cite
Request for Comments	04/06/95	60 FR 17492
Commission Action/Part I	03/28/96	61 FR 13659
ANPRM	09/01/99	64 FR 48024
ANPRM Comment Period End	11/15/99	
NPRM	07/15/03	68 FR 41872

Action	Date	FR Cite
NPRM Comment Period End	09/22/03	
Commission Action	08/00/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Hampton Newsome, Attorney, Federal Trade Commission, Division of Enforcement, Bureau of Consumer Protection, Washington, DC 20580

Phone: 202 326-2889

Email: hnewsome@ftc.gov

RIN: 3084-AA60

3924. TRADE REGULATION RULE ON FRANCHISING AND BUSINESS OPPORTUNITY VENTURES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 41 to 58

CFR Citation: 16 CFR 436

Legal Deadline: None

Abstract: The Federal Trade Commission's Trade Regulation Rule on Franchising and Business Opportunity Ventures (Franchise Rule) became effective on October 21, 1979. The rule is designed to reduce deceptive and unfair practices in the sale of franchises and business opportunities by requiring the pre-sale disclosure of material information about the franchise. For example, the rule requires franchisors to disclose their business background and litigation history, as well as the number of failed and terminated franchise units. The rule also requires the disclosure of material terms of the franchise relationship, such as recurring fees and termination and renewal rights. The rule further requires the franchisor to provide an audited financial statement for the most recent three fiscal years. Finally, the rule requires any franchisor who makes earnings representations to provide the prospective franchisee with an earnings claims document that substantiates those claims.

On February 28, 1997, the Commission published an advance notice of proposed rulemaking (ANPRM) contemplating amendments that would address new technologies and market practices and, at the same time, reduce unnecessary regulatory burdens. The Commission specifically requested

comments on whether to revise the rule to more closely align Federal and State disclosure requirements governing franchise sales, and to address changes in the marketing of franchises, such as the sale of franchises internationally and through the Internet. Six public workshops were held in five cities during 1997 to promote discussions about the issues; allow the public to make statements on the record; and assist Commission staff in drafting a proposed amended rule.

On October 22, 1999, the Commission published a notice of proposed rulemaking (NPRM) with a text of the revised Rule. Comments were accepted until December 21, 1999, and rebuttal comments were accepted until January 31, 2000. Commission staff issued a report on August 25, 2004. The staff report sets forth the staff's recommendations to the Commission on various proposed amendments to the Franchise Rule. The Commission made the report available and published a request for comments on September 2, 2004. 69 FR 53661. The comment period ended on November 11, 2004. Staff anticipates forwarding its recommendations to the Commission in late 2005. The Commission did not review or approve the staff report prior to its issuance.

Timetable:

Action	Date	FR Cite
ANPRM	02/28/97	62 FR 9115
ANPRM Comment Period End	12/31/97	62 FR 28822
Recommendation to Commission	03/26/99	
NPRM	10/22/99	64 FR 57294
NPRM Comment Period End	12/21/99	
NPRM Rebuttal Comment Period End	01/31/00	
Staff Report Released	08/25/04	
Request for Comments on the Staff Report	09/02/04	69 FR 53661
Comment Period End	11/12/04	
Staff Recommendation to the Commission	12/00/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Steven Toporoff, Attorney, Federal Trade Commission, Division of Marketing Practices, Bureau

FTC

Proposed Rule Stage

of Consumer Protection, Washington, DC 20580

Phone: 202 326-3135

Email: stoporoff@ftc.gov

RIN: 3084-AA63

3925. PREMERGER NOTIFICATION RULES AND REPORT FORM

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 18a Clayton Act

CFR Citation: 16 CFR 801 to 803

Legal Deadline: None

Abstract: The Premerger Notification Rules (HSR Rules or rules) and the Antitrust Improvements Act Notification and Report Form (HSR Form) were adopted pursuant to section 7A of the Clayton Act. Section 7A requires firms of a certain size contemplating mergers or acquisitions of a specified size to file notification with the Federal Trade Commission (FTC) and the U.S. Department of Justice (DOJ) and to wait a designated period of time before consummating the transaction. It also requires the FTC, with the concurrence of the U.S. Assistant Attorney General for Antitrust, to promulgate rules requiring that notification be in a form and contain information necessary to enable the FTC and DOJ to determine whether the proposed acquisition may, if consummated, violate the antitrust laws. These rules are continually reviewed in order to improve the program's effectiveness and to reduce the paperwork burden on the business community.

On April 8, 2004, the Commission issued a notice of proposed rulemaking (NPRM) to reconcile, as far as practical, the current disparate treatment of corporations, partnerships, limited liability companies and other types of noncorporate entities under the rules. 69 FR 18686. On February 22, 2005, the Commission issued its final rule, which was effective on April 7, 2005. 70 FR 11502 (Mar. 8, 2005). Among other things, the amendments also address acquisitions of interests in unincorporated entities; formations of unincorporated entities; and the application of certain exemptions, including the intraperson exemption. By the end of 2005, BC staff also anticipates forwarding a recommendation that the Commission amend the HSR rules to allow parties

to file the premerger notification and report form electronically via the Internet.

Timetable:

Action	Date	FR Cite
NPRM (Rule Change)	02/01/01	66 FR 8723
Interim Rule I (Statutory Changes)	02/01/01	66 FR 8680
Interim Rule II (Rules of Practice)	02/01/01	66 FR 8720
Interim Final Rule With Request for Comments (Change From SIC to NAICS)	05/09/01	66 FR 23561
Effective Date (Change from SIC to NAICS)	07/01/01	
Final Rule Part 802.21	03/18/02	67 FR 11904
Final Rules Parts 801 and 802	03/18/02	67 FR 11898
Final Rules Parts 801 and 803	01/17/03	68 FR 2425
NPRM (Noncorporate Entities)	04/08/04	69 FR 18686
Final Rule (Noncorporate Entities)	03/08/05	70 FR 11502
Effective Date (Final Rule on Noncorporate Entities)	04/07/05	
Recommendation to Commission (E-Filing)	06/00/05	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

URL For Public Comments:

www.regulations.gov

Agency Contact: Marian Bruno, Assistant Director, Federal Trade Commission, Premerger Notification Office, Washington, DC 20580
Phone: 202 326-2846
Email: mbruno@ftc.gov

Related RIN: Previously reported as 3084-AA23

RIN: 3084-AA91

3926. FAIR AND ACCURATE CREDIT TRANSACTIONS ACT OF 2003

Priority: Substantive, Nonsignificant

Legal Authority: PL 108-159, 117 Stat. 1952

CFR Citation: 16 CFR 602; 16 CFR 603; 16 CFR 604; 16 CFR 610; 16 CFR 611; 16 CFR 613; 16 CFR 614; 16 CFR 682; ...

Legal Deadline: Final, Statutory, December 31, 2003, Effective Date for

FACTA Provisions Affecting FCRA and State Laws.

Final, Statutory, February 11, 2004, Rules Specifying Effective Dates of FACTA Provisions Where Statute Does Not Specify Dates.

Final, Statutory, March 3, 2004, Rules Prohibiting Consumer Reporting Agencies from Circumventing FACTA Provisions.

Final, Statutory, June 3, 2004, Rules Concerning Free Consumer Credit Reports.

Final, Statutory, September 4, 2004, Rules Allowing Consumers to Opt Out of Marketing by Affiliates.

The FACT Act requires that the Commission and other agencies complete rulemakings by deadlines set within the statute or by effective dates set by the Federal Reserve Board and the Commission, either solely or jointly with other agencies, by **Federal Register** notice.

Abstract: The Fair and Accurate Credit Transactions Act of 2003 (the FACT Act or FACTA or the Act) was enacted on December 4, 2003. The Act requires that the Commission undertake a number of rulemakings and studies.

Effective Dates —

The FACT Act required that the FTC, together with the Governors of the Federal Reserve System (the Federal Reserve), jointly adopt the effective dates of portions of the statute where the effective dates are not prescribed within two months of enactment of the Act. On December 24, 2003, the Federal Reserve and the FTC jointly adopted Interim Final Rules that established December 31, 2003, as the effective date for provisions of the Act that determine the relationship between the Fair Credit Reporting Act and State laws and provisions that authorize rulemakings or other implementing actions by agencies. 68 FR 74467. On December 24, 2003, the Federal Reserve and FTC also issued a notice of proposed rulemaking (NPRM) requesting comments and specifying the effective dates for the other provisions of the FACT Act for which the statute does not specify an effective date. 68 FR 74529. On February 11, 2004, the Commission and the Federal Reserve published joint final rules that established a schedule of effective dates for many of the provisions of the FACT Act for which the Act itself did not specifically provide an effective date. The Agencies also made final what had

FTC

Proposed Rule Stage

previously been interim; namely, establishing December 31, 2003, as the effective date for provisions of the Act that determine the relationship between the Fair Credit Reporting Act and State laws and provisions that authorize rulemakings or other implementing actions by agencies. 69 FR 6526.

The FACT Act also requires that the Commission adopt rules concerning credit reports and credit scores and related issues to be conducted jointly with the banking agencies, including the National Credit Union Administration (NCUA). The rulemaking mandates are detailed below. Additional rule requirements are either mandatory with no specified deadline or discretionary. These will be addressed once the mandatory rulemakings with deadlines are completed.

Credit Reports and Reporting Agencies Circumvention —

With respect to Credit Reports, the Act requires that the Commission issue rules by March 3, 2004, on preventing corporate and technological circumvention of the obligations imposed on nationwide consumer reporting agencies. On February 24, 2004, the FTC published an interim final rule prohibiting consumer reporting agencies from treatment as nationwide consumer reporting agencies and requested comments on this measure. 69 FR 8532. The interim final rule became effective on March 3, 2004, and the comment period closed on April 23, 2004. Staff is reviewing the comments.

Free Credit Reports —

The FACT Act required that the Commission issue rules concerning: (1) a centralized source for free consumer reports by national credit reporting agencies; (2) the provision of free credit reports by nationwide consumer reporting agencies; and (3) a streamlined process for consumers to obtain free credit reports from specialized bureaus. On March 19, 2004, the Commission requested comments on a proposed rule that would establish a centralized source, a standardized form, and a streamlined process through which consumers may request a free annual file disclosure from each nationwide consumer reporting agency. 69 FR 13192. On June 24, 2004, the Commission published a final rule effective on December 1,

2004, for the provision of free reports to consumers, including (1) a central source whereby consumers can make one request and receive their consumer report from each of the three major nationwide consumer reporting agencies, and (2) rules with respect to the provision of free consumer reports by “nationwide specialty consumer reporting agencies,” as defined in new FCRA section 603(w). 69 FR 35468.

Information Sharing Between Affiliates —

The Commission, along with the banking agencies, the NCUA, and the Securities and Exchange Commission (SEC), is required to issue rules to implement the Act’s provisions allowing consumers to opt out of marketing by affiliates. The Commission issued an NPRM on June 15, 2004. 69 FR 33324. On July 21, 2004, the Commission extended the Comment Period. The agencies are now assessing the comments.

Enhancement of Opt Out Notice (Prescreen Rule) -

The Commission, in consultation with the banking agencies and the NCUA, was also required to issue rules concerning the enhancement of notices to consumers about their right to opt out of prescreened solicitations. FACTA calls for these notices to be presented in a format and in a type, size, and manner that is simple and easy to understand. The Commission published an NPRM on October 28, 2004 (69 FR 58861), and subsequently published the final rule on January 31, 2005. 70 FR 5022.

Disposal of Credit Report Information —

By December 4, 2004, the Commission was required, in coordination with the banking agencies, NCUA, and the SEC, to issue rules concerning the proper disposal of credit report information and records. On April 20, 2004, the Commission published an NPRM and Request for Comments. 69 FR 21388. The Commission and the other agencies published a Final Disposal Rule on November 24, 2004. 69 FR 68690. The Disposal Rule is effective on June 1, 2005.

Other Required and Discretionary Actions on Credit Reports and Information —

(1) With respect to credit reports and related issues, on November 3, 2004,

the Commission issued an ANPRM seeking comments on rules effecting fair and reasonable fees for credit scores. 69 FR 64698. The comment period closed on January 5, 2005, and the staff is currently reviewing comments. (2) The Act requires the Commission jointly with the Federal Reserve to issue rules addressing the form, content, time, manner, definitions, exceptions, and model of the risk-based pricing notice. (3) The Commission is required, in coordination with the banking agencies and NCUA, to issue guidelines and rules concerning credit report accuracy and rules relating to the ability of consumers to dispute information directly with furnishers as well as rules regarding reconciling addresses. (4) Finally, the Commission may issue rules regarding the compilation and submission to nationwide consumer reporting agencies of all complaints of inaccurate or incomplete files and the treatment of medical information in credit reporting agency files.

Identity Theft

The Act requires the Commission to promulgate a summary of consumers’ identity theft rights and to mount a public education campaign regarding consumers’ new identity theft rights. The Commission issued proposed summaries and notices of consumers’ identity theft rights on July 16, 2004. 69 FR 42616. The Commission issued final model notices on November 30, 2004. 69 FR 69776. FACTA requires the Commission to define certain terms that are relevant to consumers’ new identity theft rights and to promulgate the length of time for active duty/military alerts “fraud alerts rule”. On April 28, 2004, the Commission published an NPRM proposing rules that would establish definitions for “identity theft” and “identity theft report”; the duration of an “active duty alert”; and the “appropriate proof of identity” for purposes of sections 605A (fraud alerts and active duty alerts), 605B (consumer report information blocks), and 609(a)(1) (truncation of Social Security numbers) of the FCRA, as amended by the FACT Act. 69 FR 23370. The Commission published a Final Fraud Alerts Rule on November 3, 2004. 69 FR 63922. The Commission is also required to jointly promulgate with banking regulators identity theft “red flag” guidelines and rules to implement these guidelines (the “ID theft red flag rule”) and an address change rule (the

FTC

Proposed Rule Stage

“address change rule”). The ID theft red flag rule would, among other things, require card issuers to investigate requests for card changes. The address change rule would require credit report users to investigate when the address on a credit report differs from the address on a credit application.

Miscellaneous -

On May 20, 2004, the Commission issued a final rule effective on June 21, 2004, making technical changes to earlier rules, establishing a general organizational scheme for subchapter F of chapter I of title 16 of the Code of Federal Regulations, and setting forth general provisions applicable to all FTC rules under the FCRA. 69 FR 29061.

Timetable:

Action	Date	FR Cite
Joint Interim Final Rules (Effective Date FACT Act Provisions)	12/24/03	68 FR 74467
NPRM (Effective Date FACT Act Provisions)	12/24/03	68 FR 74529
Joint Final Rules (Effective Date FACT Act Provisions)	02/11/04	69 FR 6526
Interim Final Rule/Request for Comments (Prohibition Against Circumvention)	02/24/04	69 FR 8532
NPRM/Request for Comments (Free Annual Credit File Disclosures)	03/19/04	69 FR 13192
Final Rule (Free Annual Credit File Disclosures)	06/24/04	69 FR 35468
NPRM – Request for Comments (Information Sharing Between Affiliates)	06/15/04	69 FR 33324
Comment Period Extended (NPRM on Information Sharing Between Affiliates)	07/21/04	69 FR 43546
NPRM (Prescreen Opt Out Disclosure)	10/28/04	69 FR 58861
Final Rule (Prescreen Opt Out Disclosure)	01/31/05	70 FR 5022
NPRM – Request for Comments (Disposal of Consumer Report Information)	04/20/04	69 FR 21388
Final Rule (Disposal of Consumer Report Information)	11/24/04	69 FR 68690

Action	Date	FR Cite
Effective Date for Disposal Rule	05/01/05	
ANPRM (Credit Score Fees)	11/08/04	69 FR 64698
Proposed Summaries and Notices (Model Disclosures for Identity Theft Rights)	07/16/04	69 FR 42616
Final Action (Model Disclosures for Identity Theft Rights)	11/30/04	69 FR 69776
Effective Date (Model Disclosures for Identity Theft Rights)	01/31/05	
NPRM (Identity Theft Fraud Alerts)	04/28/04	69 FR 23370
Final Rule (Identity Theft Fraud Alerts)	11/03/04	69 FR 63922
Effective Date (Identity Theft Fraud Alerts)	12/01/04	
Final Rule (Miscellaneous Technical Amendments)	05/20/04	69 FR 29061
NPRM	09/00/05	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew Smith, Attorney, Federal Trade Commission, Bureau of Consumer Protection, 600 Pennsylvania Ave. N.W., Washington, DC 20580
Phone: 202 326–3224

RIN: 3084–AA94

3927. RULES IMPLEMENTING THE CAN–SPAM ACT OF 2003

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 15 USC 7701 to 7713; 18 USC 1037

CFR Citation: 16 CFR 316

Legal Deadline: Final, Statutory, April 14, 2004, Marks for sexually explicit e-mail.

Final, Statutory, December 16, 2004, Final rule defining criteria to determine “primary purpose” of an e-mail. The Act required that the Commission issue a final rule concerning marks for sexually oriented e-mails within 120 days of enactment, or by April 14, 2004. The Commission announced the rule on April 13, 2004, and it was published in the **Federal Register** on

April 19, 2004. The Act also required that the Commission promulgate rules defining the criteria used to determine the “primary purpose” of an e-mail within 12 months of enactment, or by December 16, 2004.

Abstract: The Controlling the Assault of Non-Solicited Pornography and Marketing Act of 2003 (the CAN-SPAM Act or the Act) Pub. L. No. 108-187, 15 USC 7701-7703, 18 USC 1307, was enacted on December 16, 2003. The Act required that the Commission issue regulations: (1) prescribing marks for e-mail messages containing sexually oriented material within 120 days of enactment, on April 14, 2004; and (2) defining the relevant criteria to facilitate the determination of the “primary purpose” of an electronic message within 12 months of enactment or by December 16, 2004. The Act also provided the Commission with discretionary rulemaking authority in the four areas identified in the March 11, 2004 ANPRM discussed below.

On January 29, 2004, the Commission published a notice of proposed rulemaking (NPRM) on the label for e-mail messages containing sexually oriented material. 69 FR 4263. On April 13, 2004, the Commission announced its final rule prescribing a mark to be included in commercial e-mail that contains sexually oriented materials. 69 FR 21024 (Apr. 19, 2004). The final rule on labels went into effect on May 19, 2004.

On March 11, 2004, the Commission published an advance notice of proposed rulemaking (ANPRM) and requested comments on how to determine an electronic mail message’s primary purpose, including comment on criteria that would facilitate this determination in the mandatory portion of the rulemaking pursuant to the Act. 69 FR 11776. The Commission published an NPRM on an electronic mail message’s primary purpose on August 13, 2004. 69 FR 50091. Thereafter, the Commission announced the final rule regarding primary purpose on December 16, 2004, which was noticed in the Federal Register on Jan. 19, 2005, 70 FR 3110. The rule became effective on March 28, 2005.

The ANPRM from March 2004 also requested comment on four subjects for discretionary rulemaking under the Act, including (1) the Act’s definition of “transactional or relationship

FTC

Proposed Rule Stage

messages;" (2) the 10-business-day period for processing opt-out requests; (3) the Act's enumeration of "aggravated violations;" and (4) the implementation of the provisions of the CAN-SPAM Act generally. Staff forwarded its recommendations to the Commission for an NPRM during April 2005. Commission action is anticipated during May 2005.

Timetable:

Action	Date	FR Cite
NPRM – Labels	01/29/04	69 FR 4263
Final Rule on CAN–SPAM Labels	04/19/04	69 FR 21024
Final Rule Effective (Labels)	05/19/04	
ANPRM Request for Comment on Primary Purpose and Discretionary Rules	03/11/04	69 FR 11776
Extension of Comment Period (Primary Purpose and Discretionary Rules)	04/09/04	69 FR 18851
ANPRM Comment Period End (Primary Purpose and Discretionary Rules)	04/20/04	
NPRM (Primary Purpose)	08/13/04	69 FR 50091
Final Rule (Primary Purpose)	01/19/05	70 FR 3110
NPRM (Discretionary Rules)	05/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

URL For More Information:

www.regulations.gov/agcy_federaltradedecommission.cfm

URL For Public Comments:

www.regulations.gov/agncy_federaltradedecommission.cfm

Agency Contact: Catherine Harrington–McBride, Attorney, Federal Trade Commission, Division of Marketing Practices, Division of Marketing Practices, Bureau of Consumer Protection, 600 Pennsylvania Ave. N.W., Washington, DC 20580
Phone: 202 326–2452
Email: cmcbride@ftc.gov

Jonathan Kraden, Attorney, Federal Trade Commission, Division of Marketing Practices, Bureau of Consumer Protection, 600 Pennsylvania Ave. N.W., Washington, DC 20580
Phone: 202 326–3257

Email: jkraden@ftc.gov

RIN: 3084–AA96

3928. TELEMARKETING SALES RULE

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 6101 to 6108

CFR Citation: 16 CFR 310

Legal Deadline: None

Abstract: This rulemaking is related to RIN 3084-AA86. In 1995, the Commission issued the Telemarketing Sales Rule (TSR), 16 CFR part 310, under the Telemarketing and Consumer Fraud and Abuse Prevention Act (TSR Act), 15 USC 6101-6108. The TSR requires telemarketers to disclose information; prohibits misrepresentations; limits the times telemarketers may call consumers; prohibits calls to consumers who ask not to be called again; and sets payment restrictions for the sale of certain goods and services. In the fall 2003 Agenda, the Commission reported that it had completed its review of the TSR as required by the TSR Act. Among other changes, the Amended TSR established the National Do-Not-Call Registry, enabling consumers to register their preference not to receive telemarketing calls. 68 FR 4580 (Jan. 29, 2003).

On July 31, 2003, the Commission published a Final Rule further amending the TSR by establishing the fees that would be charged to entities engaged in telemarketing that access the National Do-Not-Call Registry. 68 FR 45134.

The Consolidated Appropriations Act of 2004, Pub. L. No. 188-199, 188 Stat. 3, Division B, Title V (Appropriations Act), required that the Federal Trade Commission amend the TSR within 60 days of enactment to require telemarketers subject to the TSR to obtain from the FTC the list of telephone numbers on the National Do-Not-Call Registry once a month. After notice and comment, the Federal Trade Commission amended the TSR on March 23, 2004, requiring that telemarketers subject to the Rule access the National Do-Not-Call Registry and purge numbers on the registry from their call lists every month, instead of every quarter as the Rule originally required, and also allowing a consumer to assert a valid "do-not-call" complaint thirty days after entering his or her number rather than waiting three

months as originally required. 69 FR 16368 (Mar. 29, 2004)(Final Rule); 69 FR 7330 (Feb. 13, 2004)(NPRM).

In the Appropriations Act, Congress also authorized the Commission to collect fees of \$23.1 million in fiscal year 2004 to implement and enforce the Amended TSR. On July 30, 2004, the Commission published a final rule revising the fees charged for industry access to the National Do-Not-Call Registry. 69 FR 45580 (Final Rule); 69 FR 23701 (Apr. 30, 2004) (NPRM). Under the new fee structure, the annual fee for each area code of data accessed is \$40, and the maximum amount that any entity could be charged for access to 280 area codes of data or more is \$11,000. The final rule continues to allow all entities accessing the Registry to obtain the first five area codes of data for free, and allows those entities exempt from the Registry's requirements to obtain access at no charge. The new fee schedule became effective September 1, 2004.

In response to a series of requests for advisory opinions, the Commission published an NPRM on November 17, 2004, that requested comments on whether to permit prerecorded message telemarketing when there is an established business relationship between the caller and a consumer. At the same time and in response to a request for reconsideration on the FTC's calculation of call abandonment rates on a daily basis, the NPRM also proposed to revise the TSR to measure call abandonment using a per-30-day calculation. The current TSR, which prohibits all prerecorded message telemarketing regardless of whether there is an established business relationship, is inconsistent with the Federal Communications Commission's regulation of prerecorded messages under which such calls are permitted when such a relationship exists. The NPRM also stated that, pending completion of the rulemaking, the FTC would not enforce the TSR's current call abandonment provisions against callers who engage in prerecorded message telemarketing when there is an established business relationship. The comment period closed on January 10, 2005, and staff anticipates forwarding its recommendation to the Commission this summer. The Commission published an NRPM to revise the fees charged the industry for access to the National Do-Not-Call Registry on April 22, 2005. 70 FR 20848. The comment

FTC

Proposed Rule Stage

period will end on June 1, 2005, and staff plans to forward its recommendation to the Commission during August 2005.

Timetable:

Action	Date	FR Cite
NPRM – Monthly Access Requirement	02/13/04	69 FR 7330
Final Rule Announced	03/23/04	
Final Rule (31–Day Access Requirement)	03/29/04	69 FR 16368
Final Action Effective (31–Day Access Requirement)	01/01/05	
Amended Fees NPRM	04/30/04	69 FR 23701
Final Rule (Revised Fee Schedule)	07/30/04	69 FR 45580
Effective Date of New Fee Schedule	09/01/04	
NPRM on Call Abandonment and Prerecorded Messages	11/17/04	69 FR 67287
NPRM Comment Period End (Call Abandonment)	01/10/05	
Staff Recommendation to Commission (Call Abandonment)	07/00/05	
NPRM (Fee Changes)	04/22/05	70 FR 20848
NPRM Comment Period End (Fee Changes)	06/01/05	
Recommendation to Commission (Fee Changes)	08/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

URL For More Information:

www.ftc.gov/opa/2004/11/tsramend.htm

Agency Contact: David M Torok, Attorney, Federal Trade Commission, Division of Marketing Practices, Bureau of Consumer Protection, Washington, DC 20580

Phone: 202 326–3075

Email: dtorok@ftc.gov

Related RIN: Related to 3084–AA86

RIN: 3084–AA98

3929. FDICIA

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1811 et seq

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This rulemaking is related to RIN 3084-AA44 which was withdrawn in 2000. The Federal Deposit Insurance Corporation Improvement Act of 1991 (FDICIA) assigns to the FTC responsibilities for certain non-federally insured depository institutions (DIs). The FTC is required to prescribe by regulation or order, the manner and content of certain disclosures required of DIs that lack Federal deposit insurance. The Departments of Commerce, Justice, State and Related Agencies Appropriations Act of 1993, containing the Commission's appropriation for 1993, provided that none of the funds were available for expenses authorized by section 151 of FDICIA. Legislation containing the Commission's appropriation for fiscal years 1994 to 2003 contained the same provision. However, the Consolidated Appropriations Act of 2004 and 2005, did not include the provision prohibiting the FTC from spending funds on the tasks imposed by section 151 of FDICIA. The Commission published a notice of proposed

rulemaking (NPRM) requesting public comments on proposed disclosure requirements to implement section 151 on March 16, 2005. 70 FR 12823. The comment period will end on June 15, 2005. Staff anticipates forwarding its recommendation to the Commission by late 2005.

Timetable:

Action	Date	FR Cite
NPRM	03/16/05	70 FR 12823
NPRM Comment Period End	06/15/05	
Staff Recommendation to Commission	12/00/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Patricia Bak, Attorney, Federal Trade Commission, Division of Enforcement, Bureau of Consumer Protection, 600 Pennsylvania Ave. N.W., Washington, DC 20580
Phone: 202 326–2842
Email: pbak@ftc.gov

Hampton Newsome, Attorney, Federal Trade Commission, Division of Enforcement, Bureau of Consumer Protection, Washington, DC 20580
Phone: 202 326–2889
Email: hnewsome@ftc.gov

Neil Blickman, Attorney, Federal Trade Commission, Division of Enforcement, Bureau of Consumer Protection, Washington, DC 20580
Phone: 202 326–3038
Email: nblickman@ftc.gov

Related RIN: Related to 3084–AA44

RIN: 3084–AA99

Federal Trade Commission (FTC)

Long-Term Actions

3930. TRADE REGULATION RULE PURSUANT TO THE TELEPHONE DISCLOSURE AND DISPUTE RESOLUTION ACT OF 1992

Priority: Substantive, Nonsignificant

CFR Citation: 16 CFR 308

Timetable:

Action	Date	FR Cite
Request for Comments	03/12/97	62 FR 11750

Action	Date	FR Cite
Comment Period End	05/12/97	
Public Workshop	06/19/97	
Public Workshop	06/20/97	
Recommendation to Commission	09/08/98	
NPRM	10/30/98	63 FR 58524
Comment Period Extended	01/04/99	64 FR 61
Comment Period End	01/08/99	
Public Workshop–Conference	02/25/99	

Action	Date	FR Cite
Extended Comment Period End	03/10/99	
Public Workshop	05/20/99	
Public Workshop	05/21/99	
Recommendation to Commission	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

FTC

Long-Term Actions

Agency Contact: Elizabeth Hone
Phone: 202 326-3207

Email: ehone@ftc.gov

RIN: 3084-AA78

[FR Doc. 05-6015 Filed 05-13-05; 8:45 am]

BILLING CODE 6750-01-S