

Order will terminate according to this paragraph as though the complaint was never filed, except that the Order will not terminate between the date such complaint is filed and the later of the deadline for appealing such dismissal or ruling and the date such dismissal or ruling is upheld on appeal.

# XI

It is further ordered that respondent David F. McCready shall, within sixty (60) days after the date of service of this Order, file with the Commission a report, in writing, setting forth in detail the manner and form in which he has complied with this Order.

## Analysis of Proposed Consent Order to Aid Public Comment

The Federal Trade Commission has accepted, subject to final approval, an agreement containing a proposed consent order from David F. McCready (McCready).

On August 30, 1995, the Commission issued an administrative complaint in this matter (described below). The administrative complaint was withdrawn from adjudication, with respect to McCready, on April 11, 1996, for the purpose of considering the proposed consent agreement.

The proposed consent order has been placed on the public record for sixty (60) days for receipt of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreement and take other appropriate action, or make final the proposed order contained in the agreement.

This matter concerns advertisements and other promotional practices by Rust Evader Corporation (REC) in connection with the promotion and sale of the Rust Evader, a device purported to reduce corrosion in motor vehicle bodies. The complaint alleges that McCready directed, formulated and controlled the acts and practices of REC during the period when the violations occurred.

The complaint alleges that REC and McCready engaged in deceptive advertising in violation of Section 5 of the Federal Trade Commission Act by falsely claiming that the Rust Evader is effective to substantially reduce corrosion in motor vehicle bodies. The complaint also alleges that the advertising implied, falsely, that REC and McCready had scientific substantiation for this claim.

The complaint also alleges that REC and McCready used a product demonstration of the Rust Evader that was deceptive because it used conditions that an automobile would

not encounter in practice and that improved the operation of the device. The complaint also alleges that the respondents used test results to promote the Rust Evader with the representation that such test results constituted scientific proof of the efficacy of the device. In fact, according to the complaint, the test results did not constitute such proof.

The complaint also alleged that REC and McCready violated Section 102(c) of the Magnuson-Moss Warranty Act by using a warranty that was conditioned on the consumer having the Rust Evader inspected every two years and that required the consumer to pay for the inspection.

Finally, the complaint alleged that REC and McCready provided the means and instrumentalities for others to violate Section 5 of the Federal Trade Commission Act.

The proposed consent order contains provisions designed to prevent misrepresentations related to these specific matters and others. Part I of the order prohibits McCready from representing that the Rust Evader is effective in preventing or substantially reducing corrosion in motor vehicle bodies.

Part II prohibits McCready from making any representation concerning the performance, efficacy or attributes of a product intended for use with motor vehicles unless there is competent and reliable evidence to substantiate the representation.

Part III prohibits McCready from misrepresenting the existence, contents, validity, results, conclusions, interpretations or purpose of any test, study, or survey in connection with the sale or advertising of any product for use in motor vehicles.

Part IV prohibits McCready from misrepresenting, in connection with the sale of any product for use in motor vehicles, that any demonstration, picture, experiment or test proves, demonstrates or confirms any material quality, feature or merit of such product.

Part V prohibits McCready from using the names Rust Evader and Rust Buster in connection with future sale of the Rust Evader or any substantially similar product.

Part VI prohibits future violations of Section 102(c) of the Magnuson-Moss Warranty Act.

Part VII requires McCready to pay the sum of \$200,000 to provide a fund for redress of consumers who purchased the Rust Evader. McCready will pay \$40,000 within five days of final issuance of the order by the Commission, and will pay the remaining \$160,000 no later than six

months after final issuance of the order. His obligation to pay the latter sum will be secured by a mortgage on real estate he now owns.

Parts VIII, IX, and XI are compliance and reporting provisions that require McCready to: retain all records that would bear on his compliance with the order, notify the Commission of any changes in his business affiliation, and report to the Commission his compliance with the terms of the order.

Part X provides that the order will terminate automatically twenty years from the date it becomes final unless the Commission has brought an action in federal court alleging a violation of the order. In that case, the order will terminate twenty years from the date that the federal court action is filed.

The purpose of this analysis is to facilitate public comment on the proposed order. It is not intended to constitute an official interpretation of the agreement and proposed order or to modify in any way their terms.

Donald S. Clark,

*Secretary.*

[FR Doc. 96-17465 Filed 7-8-96; 8:45 am]

BILLING CODE 6750-01-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Agency for Health Care Policy and Research

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

**AGENCY:** Agency for Health Care Policy and Research, HHS.

**ACTION:** Notice.

**SUMMARY:** This notice announces the Agency for Health Care Policy and Research's (AHCPR) intention to request the Office of Management and Budget (OMB) review of a proposed data collection project. In accordance with the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3507(a)(1)(D)), the AHCPR invites the public to comment on this proposed information collection.

**DATES:** Comments on this notice must be received by August 8, 1996.

**ADDRESSES:** Written comments should be submitted to: Allison Eydt, Human Resources and Housing Branch, Office of Information and Regulatory Affairs, OMB, New Executive Office Building, Room 10235; Washington, D.C.

All comments will become a matter of public record.

**FOR FURTHER INFORMATION CONTACT:**  
Carole Dillard, AHCPR Reports  
Clearance Officer, (301) 594-1357.

**SUPPLEMENTARY INFORMATION:**

**Proposed Project**

Evaluation of the kiosk-based ChoiceCard. The purpose of the ChoiceCard project is to develop a kiosk-based automated application to assist Medicaid recipients in selecting and enrolling in a health plan. The proposed data collection will provide an assessment of the usability of the kiosk-based automated application in Medicaid eligibility offices and provide an assessment of the application by Medicaid recipients. The application will be assessed in terms of its effectiveness in helping the recipient identify/select a personal doctor (PCP/OB/Gyn), learn with which plan(s) a particular doctor is affiliated, understand benefits coverage, understand managed care concept and requirements, identify/select a plan that meets their needs, and enroll in a plan. Burden estimates follow:

	Consumer
No. of respondents .....	200.
No. of surveys per respondent	1.
Average burden/response .....	.25 hours.
Estimated total burden/response.	50 hours.

Copies of these data collection plans and instruments can be obtained from the AHCPR Reports Clearance Officer (see above for details).

Dated: June 28, 1996.

Clifton R. Gaus,  
Administrator.

[FR Doc. 96-17316 Filed 7-8-96; 8:45 am]

BILLING CODE 4160-90-M

**Centers for Disease Control and Prevention**

**The National Institute for Occupational Safety and Health (NIOSH) Scientific and Technical Meetings on Occupational Exposure to Asphalt During Roofing and Paving Operations: Correction**

Federal Register Citations of Previous Announcements: 61 FR 28590-28591—dated June 5, 1996, and 61 FR 30242—dated June 14, 1996.

**SUMMARY:** Notice is given that the purpose of these meetings on July 8-10, 1996, and July 22-24, 1996, has been restructured to address only those issues relevant to the control of asphalt exposures (e.g., engineering controls, work practices). The draft NIOSH

“Working Paper on Occupational Exposure to Asphalt” will not be discussed at these meetings. The meeting times, dates, place, and status remain unchanged.

**CONTACT PERSON FOR MORE INFORMATION:**

Diane Manning, NIOSH Docket Office,  
4676 Columbia Parkway, M/S C-34,  
Cincinnati, Ohio 45226.

Dated: July 2, 1996.

Carolyn J. Russell,  
Director, Management Analysis and Services  
Office, Centers for Disease Control and  
Prevention (CDC).

[FR Doc. 96-17389 Filed 7-8-96; 8:45 am]

BILLING CODE 4160-19-M

**Health Resources and Services Administration**

**Maternal and Child Health Bureau;  
Special Project Grants; Maternal and  
Child Health (MCH) Services;  
Community Integrated Service  
Systems (CISS) Set-Aside Program;  
Community-Based Intervention  
Research Grants**

**AGENCY:** Health Resources and Services  
Administration (HRSA).

**ACTION:** Notice of availability of funds.

**SUMMARY:** The HRSA announces that applications will be accepted for fiscal year (FY) 1996 funds for Maternal and Child Health (MCH) Community Integrated Service Systems (CISS) grants to support community-based intervention research. The purpose of these projects is to support research on CISS-sponsored early intervention services programs in the context of developing and expanding local service delivery systems. Awards are made under the program authority of Section 502(b)(1)(A) of the Social Security Act, the CISS Federal Set-Aside Program. Within the HRSA, CISS projects are administered by the Maternal and Child Health Bureau (MCHB).

About \$900,000 will be available to support up to 3 new projects at an average of about \$300,000 per award per year. The actual amounts available for awards and their allocation may vary, depending on the volume and quality of applications. Awards are made for grant periods of not more than 4 years in duration. Funds are appropriated by Public Law 104-134.

The Public Health Service (PHS) is committed to achieving the health promotion and disease prevention objectives of Healthy People 2000, a PHS-led national activity for setting priority areas. The CISS Federal Set-Aside Program addresses issues related to the *Healthy People 2000* objectives of

improving maternal, infant, child and adolescent health and developing service systems for children with special health care needs. Potential applicants may obtain a copy of *Healthy People 2000* (Full Report: Stock No. 017-001-00474-0) or *Healthy People 2000* (Summary Report: Stock No. 017-001-00473-1) through the Superintendent of Documents, Government Printing Office, Washington, DC 20402-9325 (telephone: 202 783-3238).

The PHS strongly encourages all grant recipients to provide a smoke-free workplace and promote the non-use of all tobacco products. In addition, Public Law 103-227, the Pro-Children Act of 1994, prohibits smoking in certain facilities (or in some cases, any portion of a facility) in which regular or routine education, library, day care, health care or early childhood development services are provided to children.

**ADDRESSES:** Grant applications for MCH research and training grants must be obtained from and submitted to: Chief, Grants Management Branch, Office of Operations and Management, Maternal and Child Health Bureau, Health Resources and Services Administration, Room 18-12, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, (301) 443-1440. Applicants for these projects will use application Form PHS 398 (Rev. 5/95), approved by the Office of Management and Budget (OMB) 0925-0001. An MCHB supplement, with instructions specifically applicable to Community-Based Intervention Research Grants, is included in the application package, which can be obtained from the address given above. You must obtain application materials in the mail.

Federal Register notices and application guidance for MCHB programs are available on the World Wide Web via the Internet at address: <http://www.os.dhhs.gov/hrsa/mchb>. Click on the file name you want to download to your computer. It will be saved as a self-extracting (Macintosh or) Wordperfect 5.1 file. To decompress the file once it is downloaded, type in the file name followed by a <return>. The file will expand to a Wordperfect 5.1 file. If you have difficulty accessing the MCHB Home Page via the Internet and need technical assistance, please contact Linda L. Schneider at 301-443-0767 or “lschneider@hrsa.ssw.dhhs.gov”.

**DATES:** Potential applicants are invited to request application packages and to submit their applications for funding consideration. The application deadline is August 26, 1996.