

choose to submit orders that would qualify as Retail Orders if so designated, but are submitted without applying such designation.⁴⁴

In its response letter, EDGX states that the proposal, as modified by Amendment No. 1, limits retail priority to only a subset of Retail Orders (*i.e.*, Retail Priority Orders) and therefore renders the information leakage question “moot” because the RMO would retain the choice of whether or not to attribute the order.⁴⁵ EDGX also notes that because only a subset of Retail Orders would be required to be attributed on the EDGX Book Feed, market participants would not be able to infer that any non-attributable order is an institutional order.⁴⁶

EDGX responds to the concern raised by a commenter regarding the possible abuse of retail order priority by noting that the Exchange has limited retail priority to orders entered on behalf of investors that enter only a limited number of equity order each trading day, and asserting that the Exchange has an effective regulatory program to address member compliance with the retail priority order requirements.⁴⁷ EDGX also states that its Regulatory Division intends to implement enhancements to its current regulatory program designed to oversee RMO compliance with the retail priority rules to ensure that orders entered with a priority attribute are appropriately marked.⁴⁸

IV. Discussion and Commission Findings

After careful review, the Commission finds that the proposed rule change, as modified by Amendment No. 1, is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange.⁴⁹ In particular, the Commission finds that the proposed rule change, as modified by Amendment No. 1, is consistent with Section 6(b)(5) of the Act,⁵⁰ which requires, among other things, that the Exchange’s rules be designed to prevent fraudulent and

manipulative acts and practices, to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest, and that the rules are not designed to permit unfair discrimination between customers, issuers, brokers, or dealers.

The Commission believes that the Exchange’s proposal represents a reasonable effort to enhance the ability of bona fide retail trading interest to compete for executions with orders entered by other market participants that may be better equipped to optimize their place in the intermarket queue.⁵¹ Under the proposal, bona fide retail orders will be in a position to compete for executions as long as they are qualified as such and attributed as such, which should lead to increased or more immediate execution opportunities on the Exchange for resting Retail Priority Orders. Furthermore, in order to qualify as a Retail Priority Order, the Exchange is requiring RMOs that enter Retail Priority Orders to have reasonable policies and procedures in place to ensure that such order are appropriately represented on the Exchange.⁵² RMOs also must conduct a quarterly review of retail customers’ activity and make any appropriate changes to the way in which the RMO is representing orders within five business days after the end of each calendar quarter. In addition, if the Exchange identifies a retail customer whose orders are being represented by an RMO that exceed 390 order per day during a month, the Exchange will notify the RMO and the RMO will be required to change the manner in which it is representing the retail customer’s orders within five business days. The Commission also notes that the

⁵¹ Under existing EDGX Rules, to qualify as a RMO, Members must submit to the Exchange, among other things, an attestation that substantially all orders submitted as Retail Orders will qualify as such, and must have written policies and procedures that are reasonably designed to ensure that the Member will only designate orders as Retail Order if all the requirements of a Retail Order are met. In addition, if the Member represents Retail Orders from another broker-dealer customer, that Member’s supervisory procedures must be reasonably designed to assure that the orders it receives from such broker dealer customer that it designates as Retail Orders meet the definition of a Retail Order. Such Members also must (i) obtain an annual written representation from each broker-dealer customer that sends it orders to be designated as Retail Orders that entry of such orders as Retail Orders will be in compliance with the requirements specified by the Exchange, and (ii) monitor whether its broker-dealer customer’s Retail Order flow continues to meet the applicable requirements. See generally EDGX Rule 11.21(b).

⁵² See proposed EDGX Rule 11.9, Interpretations and Policies .02.

Exchange’s Regulatory Division intends to implement enhancements to its current regulatory program designed to oversee RMO compliance with the retail priority rules to ensure that orders entered with a priority attribute are appropriately marked.⁵³

For the foregoing reasons, the Commission finds that the proposed rule change, as modified by Amendment No. 1, is consistent with Section 6(b)(5) of the Act⁵⁴ and the rules and regulations thereunder applicable to a national securities exchange.

IV. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,⁵⁵ that the proposed rule change, as modified by Amendment No. 1 (SR-CboeEDGX-2019-012) be, and hereby is, approved.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁵⁶

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 2019-21881 Filed 10-7-19; 8:45 am]

BILLING CODE 8011-01-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #16056 and #16057; MISSOURI Disaster Number MO-00099]

Presidential Declaration Amendment of a Major Disaster for Public Assistance Only for the State of Missouri

AGENCY: U.S. Small Business Administration.

ACTION: Amendment 1.

SUMMARY: This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the State of MISSOURI (FEMA-4451-DR), dated 07/29/2019.

Incident: Severe Storms, Tornadoes, and Flooding.

Incident Period: 04/29/2019 through 07/05/2019.

DATES: Issued on 09/30/2019.

Physical Loan Application Deadline Date: 09/27/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 04/29/2020.

ADDRESSES: Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

FOR FURTHER INFORMATION CONTACT: A. Escobar, Office of Disaster Assistance,

⁵³ *Id.*

⁵⁴ 15 U.S.C. 78f(b)(5).

⁵⁵ 15 U.S.C. 78s(b)(2).

⁵⁶ 17 CFR 200.30-3(a)(12).

⁴⁴ See AJO Letter 1, *supra* note 4, at 3.

⁴⁵ See EDGX Response Letter, *supra* note 9 at 2. One commenter maintained that there is still “information leakage” which will permit institutional orders to be identified after the Exchange amended the original proposal to remove the requirement that all retail orders be attributed. See AJO Letter 2, *supra* note 4, at 2.

⁴⁶ *Id.*

⁴⁷ See EDGX Response Letter, *supra* note 9 at 3.

⁴⁸ *Id.*

⁴⁹ In approving this proposed rule change the Commission notes that it has considered the proposed rule’s impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

⁵⁰ 15 U.S.C. 78f(b)(5).

U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205-6734.

SUPPLEMENTARY INFORMATION: The notice of the President's major disaster declaration for Private Non-Profit organizations in the State of Missouri, dated 07/29/2019, is hereby amended to include the following areas as adversely affected by the disaster.

Primary Counties: Benton, Boone, Callaway, Clay, Cooper, Dunklin, Gasconade, Howard, Lafayette, Lincoln, Pulaski, Saint Charles, Saint Clair, Saint Louis City, Scott.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Number 59008)

James Rivera,

Associate Administrator for Disaster Assistance.

[FR Doc. 2019-21923 Filed 10-7-19; 8:45 am]

BILLING CODE 8026-03-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #15927 and #15928; NEBRASKA Disaster Number NE-00074]

Presidential Declaration Amendment of a Major Disaster for Public Assistance Only for the State of Nebraska

AGENCY: U.S. Small Business Administration.

ACTION: Amendment 6.

SUMMARY: This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the State of Nebraska (FEMA-4420-DR), dated 04/05/2019.

Incident: Severe Winter Storm, Straight-line Winds, and Flooding.

Incident Period: 03/09/2019 through 07/14/2019.

DATES: Issued on 09/30/2019.

Physical Loan Application Deadline Date: 06/04/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 01/06/2020.

ADDRESSES: Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

FOR FURTHER INFORMATION CONTACT: A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205-6734.

SUPPLEMENTARY INFORMATION: The notice of the President's major disaster declaration for Private Non-Profit organizations in the State of NEBRASKA, dated 04/05/2019, is

hereby amended to include the following areas as adversely affected by the disaster.

Primary Counties: Hayes.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Number 59008)

James Rivera,

Associate Administrator for Disaster Assistance.

[FR Doc. 2019-21922 Filed 10-7-19; 8:45 am]

BILLING CODE 8026-03-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #16093 and #16094; LOUISIANA Disaster Number LA-00094]

Presidential Declaration Amendment of a Major Disaster for Public Assistance Only for the State of Louisiana

AGENCY: U.S. Small Business Administration.

ACTION: Amendment 1.

SUMMARY: This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the State of Louisiana (FEMA-4458-DR), dated 08/27/2019.

Incident: Hurricane Barry.

Incident Period: 07/10/2019 through 07/15/2019.

DATES: Issued on 09/30/2019.

Physical Loan Application Deadline Date: 10/28/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 05/27/2020.

ADDRESSES: Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

FOR FURTHER INFORMATION CONTACT: A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205-6734.

SUPPLEMENTARY INFORMATION: The notice of the President's major disaster declaration for Private Non-Profit organizations in the State of LOUISIANA, dated 08/27/2019, is hereby amended to include the following areas as adversely affected by the disaster.

Primary Parishes: Lafayette.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Number 59008)

James Rivera,

Associate Administrator for Disaster Assistance.

[FR Doc. 2019-21920 Filed 10-7-19; 8:45 am]

BILLING CODE 8026-03-P

DEPARTMENT OF STATE

[Public Notice:10923]

Notice of Determinations; Culturally Significant Objects Imported for Exhibition—Determinations: "Gerhard Richter: Painting After All" Exhibition

SUMMARY: Notice is hereby given of the following determinations: I hereby determine that certain objects to be included in the exhibition "Gerhard Richter: Painting After All," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to loan agreements with the foreign owners or custodians. I also determine that the exhibition or display of the exhibit objects at The Met Breuer, New York, New York, from on or about March 2, 2020, until on or about July 5, 2020, at the Museum of Contemporary Art, Los Angeles, California, from on or about August 14, 2020, until on or about January 19, 2021, and at possible additional exhibitions or venues yet to be determined, is in the national interest. I have ordered that Public Notice of these determinations be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Chi D. Tran, Paralegal Specialist, Office of the Legal Adviser, U.S. Department of State (telephone: 202-632-6471; email: section2459@state.gov). The mailing address is U.S. Department of State, L/PD, SA-5, Suite 5H03, Washington, DC 20522-0505.

SUPPLEMENTARY INFORMATION: The foregoing determinations were made pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, and Delegation of Authority No. 236-3 of August 28, 2000.

Matthew R. Lussenhop,

Principal Deputy Assistant Secretary, Bureau of Educational and Cultural Affairs, Department of State.

[FR Doc. 2019-21859 Filed 10-7-19; 8:45 am]

BILLING CODE 4710-05-P