

**COMMODITY FUTURES TRADING COMMISSION****Agency Information Collection Activities Under OMB Review**

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 (PRA), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collection and its expected costs and burden.

**DATES:** Comments must be submitted on or before September 26, 2018.

**ADDRESSES:** Comments regarding the burden estimated or any other aspect of the information collection, including suggestions for reducing the burden, may be submitted directly to the Office of Information and Regulatory Affairs (OIRA) in OMB, within 30 days of this notice's publication, by either of the following methods. Please identify the comments by "OMB Control No. 3038-0092."

- *By email addressed to:* [OIRASubmissions@omb.eop.gov](mailto:OIRASubmissions@omb.eop.gov), or
- *By mail addressed to:* the Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for the Commodity Futures Trading Commission, 725 17th Street NW, Washington, DC 20503.

A copy of all comments submitted to OIRA should be sent to the Commodity Futures Trading Commission (the "Commission") by either of the following methods. The copies should refer to "OMB Control No. 3038-0092."

- Through the Commission's website at <http://comments.cftc.gov>. Follow the instructions for submitting comments through the website.
- *By mail addressed to:* Christopher Kirkpatrick, Secretary of the Commission, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW, Washington, DC 20581; or
- *By Hand Delivery/Courier to the same address.*

Please submit your comments using only one method. All comments must be submitted in English, or if not, accompanied by an English translation. Comments will be posted as received to <http://www.cftc.gov>. You should submit only information that you wish to make available publicly. If you wish the Commission to consider information

that you believe is exempt from disclosure under the Freedom of Information Act, a petition for confidential treatment of the exempt information may be submitted according to the procedures established in § 145.9 of the Commission's regulations.<sup>1</sup> The Commission reserves the right, but shall have no obligation, to review, pre-screen, filter, redact or remove any or all of your submission from <http://www.cftc.gov> that it may deem to be inappropriate for publication, such as obscene language. All submissions that have been redacted or removed that contain comments on the merits of the ICR will be retained in the public comment file and will be considered as required under the Administrative Procedure Act and other applicable laws, and may be accessible under the Freedom of Information Act.

A copy of the supporting statements for the collection of information discussed herein may be obtained by visiting <http://RegInfo.gov>.

**FOR FURTHER INFORMATION CONTACT:** Christopher Hower, Special Counsel, Division of Clearing and Risk, Commodity Futures Trading Commission, (202) 418-6703; email: [chower@cftc.gov](mailto:chower@cftc.gov), and refer to OMB Control No. 3038-0092.

**SUPPLEMENTARY INFORMATION:**

*Title:* Customer Clearing Documentation and Timing of Acceptance for Clearing (OMB Control No. 3038-0092). This is a request for extension of a currently approved information collection.

*Abstract:* Section 4d(c) of the CEA, as amended by the Dodd-Frank Act, directs the Commission to require futures commission merchants to implement conflict of interest procedures that address such issues the Commission determines to be appropriate. Similarly, section 4s(j)(5), as added by the Dodd-Frank Act, requires swap dealers and major swap participants to implement conflict of interest procedures that address such issues the Commission determines to be appropriate. Section 4s(j)(5) also requires swap dealers and major swap participants to ensure that any persons providing clearing activities or making determinations as to accepting clearing customers are separated by appropriate informational partitions from persons whose involvement in pricing, trading, or clearing activities might bias their judgment or contravene the core principle of open access. Section 4s(j)(6) of the CEA prohibits a swap dealer and major swap participant from adopting

any process or taking any action that results in any unreasonable restraint on trade or imposes any material anticompetitive burden on trading or clearing, unless necessary or appropriate to achieve the purposes of the Act. Section 2(h)(1)(B)(ii) of the CEA requires that derivatives clearing organization rules provide for the non-discriminatory clearing of swaps executed bilaterally or through an unaffiliated designated contract market or swap execution facility.

Pursuant to these provisions, the Commission adopted § 1.71(d)(1) relating to FCMs and § 23.605(d)(1) relating to swap dealers and major swap participants. These regulations prohibit swap dealers and major swap participants from interfering or attempting to influence the decisions of affiliated FCMs with regard to the provision of clearing services and activities and prohibit FCMs from permitting them to do so. Also, § 23.607 prohibits a swap dealer and major swap participant from adopting any process or taking any action that results in any unreasonable restraint on trade or imposes any material anticompetitive burden on trading or clearing, unless necessary or appropriate to achieve the purposes of the Act. Additionally, § 39.12(b)(2) requires that derivatives clearing organization rules provide for the non-discriminatory clearing of swaps executed bilaterally or through an unaffiliated designated contract market or swap execution facility. Sections 1.71(f) and 23.605(f) provide that records be maintained pursuant to Commission Regulation 1.31.

As discussed further below, the additional information collection burden arising from the proposed regulations primarily is restricted to the costs associated with the affected registrants' obligation to maintain records related to clearing documentation between the customer and the customer's clearing member.

The information collection obligations imposed by the regulations are necessary to implement certain provisions of the CEA, including ensuring that registrants exercise effective risk management and for the efficient operation of trading venues among SDs, MSPs, FCMs, and DCOs.

*Burden Statement:* The Commission is revising its estimate of the burden for this collection, which include 101 Swap Dealers, Major Swap Participants, 65 Futures Commission Merchants and 16 Derivatives Clearing Organizations. The respondent burden for this collection is estimated to be as follows:

*Estimated Number of Respondents:* 182.

<sup>1</sup> 17 CFR 145.9.

*Estimated Average Burden Hours per Respondent:* 18.1 hours.

*Estimated Total Annual Burden Hours:* 3,296 hours.

*Frequency of Collection:* Daily, annually, or as needed.

There are no capital costs or operating and maintenance costs associated with this collection.

**Authority:** 44 U.S.C. 3501 *et seq.*

Dated: August 22, 2018.

**Christopher Kirkpatrick,**

*Secretary of the Commission.*

[FR Doc. 2018-18532 Filed 8-24-18; 8:45 am]

**BILLING CODE 6351-01-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### **Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces; Notice of Federal Advisory Committee Meeting; Cancellation**

**AGENCY:** General Counsel of the Department of Defense, Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces, Department of Defense.

**ACTION:** Notice of Federal Advisory Committee meeting; cancellation.

**SUMMARY:** On Friday, August 10, 2018, the Department of Defense published a notice that announced a meeting of the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces (DAC-IPAD). The meeting was to have taken place on Thursday, August 23, 2018. Subsequent to the publication of that notice, the Department of Defense cancelled the meeting of August 23, 2018 due to a lack of quorum for the meeting.

**FOR FURTHER INFORMATION CONTACT:**

Dwight Sullivan, 703-695-1055 (Voice), [dwight.h.sullivan.civ@mail.mil](mailto:dwight.h.sullivan.civ@mail.mil) (Email). Mailing address is DACIPAD, One Liberty Center, 875 N Randolph Street, Suite 150, Arlington, Virginia 22203. Website: <http://dacipad.whs.mil/>. The most up-to-date changes to the meeting agenda can be found on the website.

**SUPPLEMENTARY INFORMATION:** Due to circumstances beyond the control of the Department of Defense (DoD) and the Designated Federal Officer, the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces was unable to provide public notification required by 41 CFR 102-3.150(a) concerning the

cancellation of its meeting on August 23, 2018. Accordingly, the Advisory Committee Management Officer for the Department of Defense, pursuant to 41 CFR 102-3.150(b), waives the 15-calendar day notification requirement.

The DAC-IPAD meeting that published in the **Federal Register** on Friday, August 10, 2018 (83 FR 39730-39731) has been cancelled. A notice announcing the re-scheduled meeting will publish at a later date in the **Federal Register**.

Dated: August 22, 2018.

**Aaron T. Siegel,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 2018-18522 Filed 8-24-18; 8:45 am]

**BILLING CODE 5001-06-P**

## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### **Reserve Forces Policy Board; Notice of Federal Advisory Committee Meeting**

**AGENCY:** Under Secretary of Defense for Personnel and Readiness, Reserve Forces Policy Board, Department of Defense.

**ACTION:** Notice of Federal Advisory Committee meeting.

**SUMMARY:** The Department of Defense (DoD) is publishing this notice to announce that the following Federal Advisory Committee meeting of the Reserve Forces Policy Board (RFPB) will take place.

**DATES:** The RFPB will hold an open meeting to the public Wednesday, September 12, 2018 from 8:30 a.m. to 4:30 p.m.

**ADDRESSES:** The address for the Open Session of the meeting is the Army Navy Country Club, 1700 Army Navy Drive, Arlington, VA 22202.

**FOR FURTHER INFORMATION CONTACT:**

Alexander Sabol, (703) 681-0577 (Voice), 703-681-0002 (Facsimile), [Alexander.J.Sabol.Civ@Mail.Mil](mailto:Alexander.J.Sabol.Civ@Mail.Mil) (Email). Mailing address is Reserve Forces Policy Board, 5113 Leesburg Pike, Suite 601, Falls Church, VA 22041. Website: <http://rfpb.defense.gov/>. The most up-to-date changes to the meeting agenda can be found on the website.

**SUPPLEMENTARY INFORMATION:** This meeting is being held under the provisions of the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102-3.140 and 102-3.150.

**FOR FURTHER INFORMATION CONTACT:**

Alexander Sabol, (703) 681-0577 (Voice), 703-681-0002 (Facsimile), [Alexander.J.Sabol.Civ@Mail.Mil](mailto:Alexander.J.Sabol.Civ@Mail.Mil) (Email). Mailing address is Reserve Forces Policy Board, 5113 Leesburg Pike, Suite 601, Falls Church, VA 22041. Website: <http://rfpb.defense.gov/>. The most up-to-date changes to the meeting agenda can be found on the website and the **Federal Register**.

**Purpose of the Meeting:** The purpose of the meeting is to obtain, review and evaluate information related to strategies, policies, and practices designed to improve and enhance the capabilities, efficiency, and effectiveness of the Reserve Components.

**Agenda:** The RFPB will hold an open meeting to the public Wednesday, September 12, 2018 from 8:30 a.m. to 4:30 p.m. The meeting will focus on discussions with the Acting Assistant Secretary of Defense Manpower and Reserve Affairs who will discuss the Secretary of Defense's goals, readiness objectives, and challenges for the "Operational Reserve" as part of the Total Force, and personnel initiatives pertaining to the Reserve Components. The Deputy Chief of Staff for Manpower, Personnel and Services, Headquarters U.S. Air Force; the Deputy Chief of Staff, G-1, Headquarters, Department of the Army; the Director, Military Personnel Plans and Policy (OPNAV N13), Chief of Naval Operations; the Director, Manpower Management Division, Manpower and Reserve Affairs, Headquarters, U.S. Marine Corps; and the Acting Director, Reserve and Military Personnel, Headquarters, U.S. Coast Guard who will discuss their Service's recruiting and retention issues, personnel readiness, and plans to adapt their personnel system to meet the future Total Force challenges. The Director of Manpower and Legislation and Systems, Personnel and Readiness will provide the progress on the Department of Defense's Duty Status Reform efforts. The Director, Defense POW/MIA Accounting Agency will discuss the Department of Defense's POW/MIA Accounting Agency's initiatives to achieve their goal of providing families and the nation with the fullest possible accounting of missing personnel from past conflicts. And the Board meeting will conclude with a briefing from the Chair of the RFPB's Subcommittee on the Subcommittee on Ensuring a Ready, Capable, Available and Sustainable Operational Reserve on the RFPB on the subcommittee's review and proposed recommendation to the Secretary of