

can be credited with additional deemed months of railroad service. Completion is mandatory. One response is required for each RRB inquiry.

*Previous requests for comments:* The RRB has already published the initial 60-day notice (84 FR 5736 on February 22, 2019) required by 44 U.S.C. 3506(c)(2). That request elicited no comments.

### Information Collection Request (ICR)

*Title:* Employer's Deemed Service Month Questionnaire.

*OMB Control Number:* 3220-0156.

*Form(s) submitted:* GL-99.

*Type of request:* Revision of a currently approved collection.

*Affected public:* Private Sector; Businesses or other for-profits.

*Abstract:* Under Section 3(i) of the Railroad Retirement Act, the Railroad Retirement Board may deem months of

service in cases where an employee does not actually work in every month of the year. The collection obtains service and compensation information from railroad employers needed to determine if an employee may be credited with additional months of railroad service.

*Changes proposed:* The RRB proposes non-burden impacting editorial changes to Form GL-99.

*The burden estimate for the ICR is as follows:*

Form No.	Annual responses	Time (minutes)	Burden (hours)
GL-99 .....	2,000	2	67

*Additional Information or Comments:* Copies of the forms and supporting documents can be obtained from Brian Foster at (312) 751-4826 or [Brian.Foster@RRB.GOV](mailto:Brian.Foster@RRB.GOV).

Comments regarding the information collection should be addressed to Brian Foster, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-1275 or [Brian.Foster@rrb.gov](mailto:Brian.Foster@rrb.gov) and to the OMB Desk Officer for the RRB, Fax: 202-395-6974, Email address: [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov).

**Brian Foster,**

*Clearance Officer.*

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**BILLING CODE 7905-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-85682; File No. SR-CboeBZX-2018-044]

### Cboe BZX Exchange, Inc.; Order Scheduling Filing of Statements on Review

April 17, 2019.

On June 21, 2018, Cboe BZX Exchange, Inc. ("BZX") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to amend BZX Rule 14.11(c) to permit either the portfolio holdings of a series of Index Fund Shares or the index underlying a series of Index Fund Shares to satisfy the listing standards under BZX Rules 14.11(c)(3), (4), and

(5). The proposed rule change was published for comment in the **Federal Register** on July 11, 2018.<sup>3</sup> On August 23, 2018, the Division of Trading and Markets ("Division"), for the Commission pursuant to delegated authority, extended the time period for Commission action on the proposed rule change.<sup>4</sup> On September 28, 2018, BZX filed Amendment No. 1 to the proposed rule change, which amended and replaced the proposed rule change as originally filed.<sup>5</sup> On October 5, 2018, the Division, for the Commission pursuant to delegated authority, published notice of Amendment No. 1 and instituted proceedings pursuant to Section 19(b)(2)(B) of the Act<sup>6</sup> to determine whether to approve or disapprove the proposed rule change, as modified by Amendment No. 1.<sup>7</sup> On December 21, 2018, pursuant to Section 19(b)(2) of the Act,<sup>8</sup> the Division, for the Commission pursuant to delegated authority, designated a longer period within which to issue an order approving or disapproving the proposed rule change, as modified by Amendment No. 1.<sup>9</sup> The Commission received one comment letter on the proposed rule change.<sup>10</sup>

<sup>3</sup> See Securities Exchange Act Release No. 83594 (July 5, 2018), 83 FR 32158 (July 11, 2018).

<sup>4</sup> See Securities Exchange Act Release No. 83919 (August 23, 2018), 83 FR 44083 (August 29, 2018).

<sup>5</sup> Amendment No. 1 is available at: <https://www.sec.gov/comments/sr-cboebzx-2018-044/srcboebzx2018044-4468884-175849.pdf>.

<sup>6</sup> 15 U.S.C. 78s(b)(2)(B).

<sup>7</sup> See Securities Exchange Act Release No. 84378 (October 5, 2018), 83 FR 51745 (October 12, 2018).

<sup>8</sup> 15 U.S.C. 78s(b)(2).

<sup>9</sup> See Securities Exchange Act Release No. 84948 (December 21, 2018), 83 FR 67785 (December 31, 2018).

<sup>10</sup> See letter from Kyle Murray, Assistant General Counsel, Cboe Global Markets, Inc., to Brent J.

On March 8, 2019, the Division, for the Commission pursuant to delegated authority,<sup>11</sup> disapproved the proposed rule change, as modified by Amendment No. 1.<sup>12</sup> On March 18, 2019, the Acting Secretary of the Commission notified BZX that, pursuant to Commission Rule of Practice 431,<sup>13</sup> the Commission would review the Division's action pursuant to delegated authority and that the Division's action pursuant to delegated authority was stayed until the Commission orders otherwise.<sup>14</sup>

Accordingly, *it is ordered*, pursuant to Commission Rule of Practice 431, that by May 17, 2019, any party or other person may file a statement in support of, or in opposition to, the action made pursuant to delegated authority.

It is further *ordered* that the order disapproving proposed rule change SR-CboeBZX-2018-044 shall remain in effect pending the Commission's review.

By the Commission.

**Jill M. Peterson,**

*Assistant Secretary.*

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Fields, Secretary, Commission, dated November 16, 2018, available at <https://www.sec.gov/comments/sr-cboebzx-2018-044/srcboebzx2018044-4657310-176507.pdf>.

<sup>11</sup> 17 CFR 200.30-3(a)(12).

<sup>12</sup> See Securities Exchange Act Release No. 85278 (March 8, 2019), 84 FR 9395 (March 14, 2019).

<sup>13</sup> 17 CFR 201.431.

<sup>14</sup> See letter from Vanessa A. Countryman, Acting Secretary, Commission, to Kyle Murray, Assistant General Counsel, BZX, dated March 18, 2019, available at <https://www.sec.gov/rules/sro/cboebzx/2019/cboebzx-2018-044-acknowledgement-letter-031819.pdf>.