

Professional Customer contract that exceeded a baseline average daily volume for the month. This fee incentive was adopted with a stated expiration at the close of business on June 30, 2021.

As the expiration date for both the fee waiver and the fee incentive has passed, the Exchange is submitting this proposed rule change to remove language related to the fee waiver and the fee incentive from the Fee Schedule.

## 2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with Section 6(b) of the Act,<sup>7</sup> in general, and furthers the objectives of Sections 6(b)(4) and (5) of the Act,<sup>8</sup> in particular, because it provides for the equitable allocation of reasonable dues, fees, and other charges among its members, issuers and other persons using its facilities and does not unfairly discriminate between customers, issuers, brokers or dealers.

The Exchange believes that the proposed modifications to the Fee Schedule to remove an expired fee waiver and an expired fee incentive that the Exchange no longer offers are reasonable, equitable, and not unfairly discriminatory because the changes would provide clarity to the Fee Schedule, and do not affect any current activity by any OTP Holder or OTP Firm.

### B. Self-Regulatory Organization's Statement on Burden on Competition

In accordance with Section 6(b)(8) of the Act, the Exchange does not believe that the proposed rule change would impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act. Instead, the proposed change is meant to add clarity and transparency to the Fee Schedule to the benefit of all market participants that trade on the Exchange.

### C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

No written comments were solicited or received with respect to the proposed rule change.

## III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing rule change is effective upon filing pursuant to Section 19(b)(3)(A)<sup>9</sup> of the Act and

subparagraph (f)(2) of Rule 19b-4<sup>10</sup> thereunder, because it establishes a due, fee, or other charge imposed by the Exchange.

At any time within 60 days of the filing of such proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings under Section 19(b)(2)(B)<sup>11</sup> of the Act to determine whether the proposed rule change should be approved or disapproved.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

### Electronic Comments

- Use the Commission's internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an email to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-NYSEArca-2021-69 on the subject line.

### Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549-1090. All submissions should refer to File Number SR-NYSEArca-2021-69. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's internet website (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for website viewing and printing in the Commission's Public Reference Room, 100 F Street NE,

Washington, DC 20549 on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change. Persons submitting comments are cautioned that we do not redact or edit personal identifying information from comment submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-NYSEArca-2021-69, and should be submitted on or before September 3, 2021.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>12</sup>

**J. Matthew DeLesDernier,**  
Assistant Secretary.

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## DEPARTMENT OF STATE

[Public Notice 11492]

### 60-Day Notice of Proposed Information Collection: DS-160, Online Application for Nonimmigrant Visa and DS-156, Nonimmigrant Visa Application

**ACTION:** Notice of request for public comment.

**SUMMARY:** The Department of State is seeking Office of Management and Budget (OMB) approval for the information collections described below. In accordance with the Paperwork Reduction Act of 1995, we are requesting comments on this collection from all interested individuals and organizations. The purpose of this notice is to allow 60 days for public comment preceding submission of the collection to OMB.

**DATES:** The Department will accept comments from the public up to *October 12, 2021*.

**ADDRESSES:** You may submit comments by any of the following methods:

- **Web:** Persons with access to the internet may comment on this notice by going to [www.Regulations.gov](http://www.Regulations.gov). You can search for the document by entering "Docket Number: DOS-2021-0023" in the Search field. Then click the "Comment Now" button and complete the comment form.

**FOR FURTHER INFORMATION CONTACT:** D. Aikens at [PRA\\_BurdenComments@state.gov](mailto:PRA_BurdenComments@state.gov) or over telephone at (202)-485-7586.

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

<sup>7</sup> 15 U.S.C. 78f(b).

<sup>8</sup> 15 U.S.C. 78f(b)(4) and (5).

<sup>9</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>10</sup> 17 CFR 240.19b-4(f)(2).

<sup>11</sup> 15 U.S.C. 78s(b)(2)(B).

**SUPPLEMENTARY INFORMATION:**

- *Title of Information Collection:* Electronic Application for Immigrant Visa and Alien Registration
- *OMB Control Number:* 1405–0182
- *Type of Request:* Revision of a Currently Approved Collection
- *Originating Office:* CA/VO
- *Form Number:* DS–160, DS–156
- *Respondents:* Immigrant Visa Applicants
- *Estimated Number of Respondents:* 5,190,367
- *Estimated Number of Responses:* 5,190,367
- *Average Time per Response:* 90 minutes
- *Total Estimated Burden Time:* 7,785,550.5 hours
- *Frequency:* Once per respondent's application
- *Obligation to respond:* Required to Obtain or Retain a Benefit

We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary for the proper functions of the Department.
- Evaluate the accuracy of our estimate of the time and cost burden of this proposed collection, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected.
- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of information technology.

Please note that comments submitted in response to this Notice are public record. Before including any detailed personal information, you should be aware that your comments as submitted, including your personal information, will be available for public review.

**Abstract of Proposed Collection**

The DS–160 and DS–156 collect biographical information from individuals seeking a nonimmigrant visa. The consular officer uses the information collected to elicit information necessary to determine an applicant's eligibility for a visa. Most nonimmigrant visa applicants, as well as certain authorized parole applicants use the DS–160, however posts may authorize an applicant to use the paper-based DS–156 in limited circumstances as outlined below.

**Methodology**

The applicant submits the DS–160 electronically over an encrypted connection to the Department via the internet. The applicant will be

instructed to print a confirmation page containing a bar coded record locator, which the consular office will use to locate the application during processing.

The DS–156 is a paper-based version of the DS–160. In order to obtain a copy of the DS–156, an applicant must contact the Embassy or consulate at which he or she is applying and request a copy. A consular officer may allow an applicant to submit the DS–156 in the following limited circumstances when applicants cannot access the DS–160:

- An applicant has an urgent medical or humanitarian travel need and the consular officer has received explicit permission from the Visa Office to accept form DS–156;
- The applicant is a student exchange visitor who must leave immediately in order to arrive on time for his/her course and the consular officer has explicit permission from the Visa Office to accept form DS–156;
- The applicant is a diplomatic or official traveler with urgent government business and form DS–160 has been unavailable for more than four hours; or
- Form DS–160 has been unavailable for more than three days and the officer receives explicit permission from the Visa Office.

The DS–160 is also used in limited circumstances to process certain parole applicants. When a humanitarian or significant public benefit parole request is authorized by USCIS, the applicants are required to complete the DS–160 and appear for an appointment with the Department of State consular section to verify their identity and collect biometrics for additional security vetting. If no new derogatory information or new identity information is identified during vetting that would cause USCIS to rescind parole approval, the U. S. Consulate issues a document referred to as a boarding foil that allows the beneficiary to travel to the United States within 30 days of it being issued. A final determination on whether to parole an applicant into the United States is then made by CBP at the port of entry.

**Kevin E. Bryant,**

*Deputy Director, Office of Directives Management, Department of State.*

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**SURFACE TRANSPORTATION BOARD**

[Docket No. FD 36527]

**South Kansas and Oklahoma Railroad, L.L.C.—Lease and Operation Exemption—Tulsa's Port of Catoosa Facilities Authority**

South Kansas and Oklahoma Railroad, L.L.C. (SKOR), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to lease from Tulsa's Port of Catoosa Facilities Authority (the Port) and continue to operate a line of railroad extending approximately 7.1 miles between milepost 0.00, in Owasso, Okla., and milepost 7.07, in Catoosa, Okla. (the Line).

The verified notice states that SKOR previously operated the Line pursuant to assignment of a leasehold from the former Atchison, Topeka & Santa Fe Railway Company. *See S. Kan. & Okla. R.R.—Lease Exemption—The Atchison, Topeka & Santa Fe Ry.*, FD 32082 (ICC served Aug. 11, 1992).<sup>1</sup> SKOR and the Port have entered into a new Rail Line Lease Agreement (the Lease Agreement) to govern the subject transaction. SKOR intends to continue common carrier operations on the Line under the terms of the Lease Agreement.

According to SKOR, the Lease Agreement does not include an interchange commitment. Further, SKOR certifies that its projected annual revenues as a result of this transaction will not result in SKOR's becoming a Class II or Class I rail carrier, but that its current annual revenues exceed \$5 million. Pursuant to 49 C.F.R. 1150.42(e), if a carrier's projected annual revenues will exceed \$5 million, it must, at least 60 days before this exemption is to become effective, post a notice of its intent to undertake the proposed transaction at the workplace of the employees on the affected lines, serve a copy of the notice on the national offices of the labor unions with employees on the affected lines, and certify to the Board that it has done so. However, SKOR has filed a petition for waiver of the 60-day advance labor notice requirements. SKOR's waiver request will be addressed in a separate decision. The Board will establish the effective date of the exemption in its separate decision on the waiver request.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of

<sup>1</sup> SKOR states that the 7.1 miles identified in this notice is a more accurate measurement of the Line than the 7.3 miles given in Docket No. FD 32082.