

Statutory Basis

DTC believes the proposed rule change, as described above, is consistent with the requirements of the Act, specifically Section 17A(b)(3)(F),<sup>11</sup> and the rules and regulations thereunder applicable to DTC, because the change supports DTC's ability to collect increases to Participants' Required Participants Fund Deposits that meet the Threshold Amount and Percentage on a same-day basis, instead of within two business days, and therefore facilitates DTC's ability to safeguard securities and funds in its custody or control or for which it is responsible.

(B) Self-Regulatory Organization's Statement on Burden on Competition

DTC does not believe that the proposed rule change will have any impact, or impose any burden, on competition.

(C) Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants, or Others

Written comments relating to the proposed rule change have not yet been solicited or received. DTC will notify the Commission of any written comments received by DTC.

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

Within 45 days of the date of publication of this notice in the Federal Register or within such longer period up to 90 days (i) as the Commission may designate if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

- (A) by order approve or disapprove such proposed rule change, or
(B) institute proceedings to determine whether the proposed rule change should be 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. Please include File

Number SR-DTC-2013-01 on the subject line.

Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-DTC-2013-01. 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 Web site (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 Web site 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 such filings also will be available for inspection and copying at the principal office of DTC and on DTC's Web site at http://dtcc.com/downloads/legal/rule\_filings/2013/dtc/SR-DTC-2013-01.pdf. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-DTC-2013-01 and should be submitted on or before April 29, 2013.

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

Kevin M. O'Neill, Deputy Secretary.

[FR Doc. 2013-08097 Filed 4-5-13; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-69266; File No. SR-CME-2013-03]

Self-Regulatory Organizations; Chicago Mercantile Exchange Inc.; Notice of Filing and Immediate Effectiveness of Proposed Rule Change To Make Clarifying Amendments to CME Rule 980

April 2, 2013.

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> notice is hereby given that on March 18, 2013, Chicago Mercantile Exchange Inc. ("CME" or the "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change described in Items I, II and III below, which items have been prepared primarily by CME. CME filed the proposed rule change pursuant to Section 19(b)(3)(A) of the Act<sup>3</sup> and Rule 19b-4(f)(1)<sup>4</sup> thereunder so that the proposal was effective upon filing with the Commission. The Commission is publishing this Notice to solicit comments on the rule change from interested persons.

I. Self-Regulatory Organization's Statement of Terms of Substance of the Proposed Rule Change

CME proposes to make certain clarifying revisions to existing CME Rule 980 relating to clearing member records and reports. CME also certified the proposed changes that are the subject of this filing to the Commodity Futures Trading Commission ("CFTC") in CME Submission 13-073. CME intends to implement the proposed changes on March 21, 2013. The text of the rule change is as follows, with additions in italics and deletions in brackets.

\* \* \* \* \*
Rule 100—Rule 979—No Change
\* \* \* \* \*

CME RULE 980. REQUIRED RECORDS AND REPORTS

A. Each clearing member shall prepare, maintain and keep current those books and records required by the rules of the Exchange, the Commodity Exchange Act and the Regulations thereunder. Such books and records shall be open to inspection and

<sup>1</sup> 15 U.S.C. 78s(b)(1).
<sup>2</sup> 17 CFR 240.19b-4.
<sup>3</sup> 15 U.S.C. 78s(b)(3)(A).
<sup>4</sup> 17 CFR 240.19b-4(f)(1).

<sup>11</sup> 15 U.S.C. 78q-1(b)(3)(F).

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

promptly provided to the Exchange upon request.

B. Each clearing member shall maintain an adequate accounting system, internal accounting controls, and procedures for safeguarding customer and firm assets [as set forth in CFTC Regulation 1.16(d)(2)]. This includes, but is not limited to, the following:

1. Preparation and maintenance of complete and accurate reconciliations for all accounts; [and]
2. Resolution of reconciling items in a timely manner; and
3. *Prevention of a material inadequacy as defined in CFTC Regulation 1.16(d)(2).*

C. A clearing member must file any information requested by the Exchange within the time period specified in the request.

D. Each clearing member shall maintain at all times the ability to provide to the Exchange in an acceptable form a complete set of equity system reports (including, at a minimum, the equity run, open position listing, day trade listing, cash adjustments listing and performance bond call and debit equity listing). Such reports shall be available to the Exchange in Chicago no later than 8:00 a.m. Chicago time on the business day following the report date.

E. Each clearing member shall maintain at all times the ability to provide to the Exchange a listing of each customer's method of access to CME markets, including front end applications and network connections.

\* \* \* \* \*

Rule 981—End—No Change

\* \* \* \* \*

## II. Self-Regulatory Organization's Statement of Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, CME included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the rule change. The text of these statements may be examined at the places specified in Item IV below. CME has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statements.<sup>5</sup>

<sup>5</sup> The Commission has modified the text of the summaries prepared by CME.

### A. Self-Regulatory Organization's Statement of Purpose of, and Statutory Basis for, the Proposed Rule Change

CME is registered as a derivatives clearing organization with the CFTC and operates a substantial business clearing futures and swaps contracts subject to the jurisdiction of the CFTC. CME proposes to make certain clarifying amendments to CME Rule 980 relating to clearing member records and reports. Current CME Rule 980.B requires each CME clearing member to maintain adequate books and records in accordance CFTC Regulation 1.16(d)(2). The Rule further identifies specific requirements in sub-clauses 980.B.1 (preparation and maintenance of complete and accurate reconciliations for all accounts) and 980.B.2 (resolution of reconciling items in a timely manner) which are requirements of CME. In order to clarify the requirements of CME Rule 980, CME is proposing to amend CME Rule 980.B to provide for a separate clause requiring compliance with CFTC Regulation 1.16(d)(2) as a new sub-clause 980.B.3. As such, the change constitutes a stated policy, practice, or interpretation with respect to the meaning, administration, or enforcement of an existing rule. The rule change is therefore properly filed under Section 19(b)(3)(A) of the Act and Rule 19b-4(f)(1) thereunder.

CME believes that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder and, in particular, Section 17A(b)(3)(F) of the Act, which requires, among other things, that the rules of a clearing agency be designed to protect investors and the public interest. The proposed rule change is designed to clarify clearing members' obligations under CME Rule 980 with respect to maintaining an adequate accounting system, internal accounting controls, and procedures for safeguarding customer and firm assets. Specifically, the proposed rule change clarifies that these obligations include the preparation and maintenance of complete and accurate reconciliations for all accounts, the resolution of reconciling items in a timely manner, and prevention of a material inadequacy as defined in CFTC Regulation 1.16(d)(2). This rule change is being made to enhance CME's efforts to protect investors who utilize its clearinghouse services through its clearing members.

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

CME does not believe that the rule change will have any impact, or impose any burden, on competition.

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

CME has not solicited, and does not intend to solicit, comments regarding this rule change. CME has not received any unsolicited written comments from interested parties.

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

The foregoing rule change has become effective pursuant to Section 19(b)(3)(A)<sup>6</sup> of the Act and Rule 19b-4(f)(1)<sup>7</sup> thereunder because it constitutes a stated policy, practice, or interpretation with respect to the meaning, administration, or enforcement of an existing rule. At any time within 60 days of the filing of the 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.<sup>8</sup>

### IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the 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 No. SR-CME-2013-03 on the subject line.

#### Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-CME-2013-03. This file number should be included on the subject line if email is used. To help the

<sup>6</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>7</sup> 17 CFR 240.19b-4(f)(1).

<sup>8</sup> 15 U.S.C. 78s(b)(3)(C).

Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<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 Web site 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 such filing also will be available for inspection and copying at the principal office of CME. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions.

You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-CME-2013-03 and should be submitted on or before April 29, 2013.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>9</sup>

**Kevin M. O'Neill,**

*Deputy Secretary.*

[FR Doc. 2013-08107 Filed 4-5-13; 8:45 am]

**BILLING CODE 8011-01-P**

## SMALL BUSINESS ADMINISTRATION

### Reporting and Recordkeeping Requirements Under OMB Review

**AGENCY:** Small Business Administration.

**ACTION:** Notice of 30 day Reporting Requirements Submitted for OMB Review.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35), agencies are required to submit proposed reporting and recordkeeping requirements to OMB for review and approval, and to publish a notice in the **Federal Register** notifying the public that the agency has made such a submission.

**DATES:** Submit comments on or before May 8, 2013. If you intend to comment

but cannot prepare comments promptly, please advise the OMB Reviewer and the Agency Clearance Officer before the deadline.

**Copies:** Request for clearance (OMB 83-1), supporting statement, and other documents submitted to OMB for review may be obtained from the Agency Clearance Officer.

**ADDRESSES:** Address all comments concerning this notice to: *Agency Clearance Officer*, Curtis Rich, Small Business Administration, 409 3rd Street SW., 5th Floor, Washington, DC 20416; and *OMB Reviewer*, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Curtis Rich, Agency Clearance Officer, (202) 205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov)

#### SUPPLEMENTARY INFORMATION:

*Title:* Compensation Agreement.

*Frequency:* On Occasion.

*SBA Form Number's:* 159(7a), 159(504), 159D.

*Description of Respondents:* 7(A) Lenders, 504 Applicants, and Disaster Loan request.

*Responses:* 9,210.

*Annual Burden:* 1,385.

**Curtis Rich,**

*Management Analyst.*

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**BILLING CODE P**

## TRADE REPRESENTATIVE

### Andean Trade Preference Act (ATPA), as Amended: Request for Public Comments Regarding Beneficiary Countries

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice of opportunity to file comments on the beneficiary countries under ATPA.

**SUMMARY:** In compliance with section 203(f) of the ATPA, as amended, 19 U.S.C. 3202(f)(2), the Office of the United States Trade Representative (USTR) is requesting the views of interested parties on whether the remaining designated beneficiary country (as of May 15, 2012), Ecuador, is meeting the eligibility criteria under the ATPA. (See 19 U.S.C. 3203 (b)(6)(B).) This information will be used in the preparation of a report to the Congress on the operation of the program.

**DATES:** Public comments are due by close of business, May 8, 2013.

**ADDRESSES:** Submissions can be made on-line: <http://www.regulations.gov>, docket number USTR-2013-0018.

**FOR FURTHER INFORMATION CONTACT:** Bennett Harman, Deputy Assistant USTR for Latin America, at (202) 395-9446.

**SUPPLEMENTARY INFORMATION:** The ATPA, as amended by the Andean Trade Promotion and Drug Eradication Act of 2002 (ATPDEA) in the Trade Act of 2002, 19 U.S.C. 3201 *et seq.*, provides trade benefits for eligible Andean countries. The original ATPA allowed Bolivia, Ecuador, Colombia, and Peru to be considered as beneficiary countries if they met eligibility requirements laid out in 19 U.S.C. 3203 (b)(6)(B).

In Proclamation 8323 of November 25, 2008, the President determined that Bolivia no longer satisfied the eligibility criteria related to counternarcotics and suspended Bolivia's status as a beneficiary country for purposes of the ATPA and ATPDEA. In a June 30, 2009 report to Congress the President did not determine that Bolivia satisfied the requirements set forth in section 203(c) of the ATPA (19 U.S.C. 3202(c)) for being designated as a beneficiary country. Therefore, as provided for in section 208(a)(3) of the Act (19 U.S.C. 3206(a)(3)), no duty free treatment or other preferential treatment extended under the ATPA remained in effect with respect to Bolivia after June 30, 2009.

Section 201 of the Omnibus Trade Act of 2010 (Pub. L. 111-344), which reauthorized the ATPDEA, terminated any duty free treatment or other preferential treatment available under ATPDEA to Peru, effective December 31, 2010. The United States and Peru have entered into a bilateral free trade agreement.

Colombia was no longer an eligible beneficiary country under the ATPA as of May 15, 2012, when the U.S.-Colombia Trade Promotion Agreement entered into force (19 U.S.C. 3805 Note).

Unless renewed by Congress, the ATPA will expire on July 31, 2013.

**Additional Information:** Section 203(f) of the ATPA (19 U.S.C. 3202(f)) requires the USTR, not later than June 30, 2013, to submit to Congress a report on the operation of the ATPA. Before submitting such report, USTR is required to request comments on whether beneficiary countries are meeting the criteria set forth in 19 U.S.C. 3203 (b)(6)(B) (which incorporates by reference the criteria set forth in sections 3202 (c) and (d)). USTR refers interested parties to the **Federal Register** notice published on August 15, 2002 (67 FR 53379), for a full list of the eligibility criteria.

**Requirements for Submissions:** Persons submitting written comments

<sup>9</sup> 17 CFR 200.30-3(a)(12).