

A offering will be more likely to have a developed business plan upon which investors can rely, was able to successfully fund its initial phase of operations, and will be better prepared to satisfy public company requirements, including reporting and corporate governance requirements.

The Exchange believes that this proposal does not result in unfair discrimination between companies because companies relying on Regulation A are subject to limited accounting and disclosure requirements, which exposes investors, many of which may be non-accredited, to increased risk. The Exchange believes that this proposal will help lower the risk to such investors by helping to assure that a company was able to fund its initial phase of operations, has an established business plan and a history of operations upon which investors can rely and is more likely to be ready for the rigors of being a public company. For the foregoing reasons, the Exchange believes it is not unfair to impose the requirement for a minimum operating history of at least two years only on companies relying on Regulation A and not on companies conducting a traditional initial public offering on Form S-1.

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

The Exchange does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Exchange Act. All companies seeking to list on the Exchange in connection with an offering under Regulation A would be affected in the same manner by this change. While this is an additional requirement that would not apply to a company that does not rely upon Regulation A, Nasdaq believes that to the extent this distinction places a burden on competition between companies, such burden is necessary and appropriate to enhance investor protection from companies with limited accounting and disclosure requirements in furtherance of the investor protection purposes of the Exchange Act. Moreover, Nasdaq also notes that companies have a choice as to whether or not to rely upon Regulation A and, therefore, can control whether they are subject to the proposed requirement.

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

On October 5, 2018, Nasdaq launched a formal comment solicitation on

proposals to adopt additional initial listing criteria for companies applying to list on the Exchange in connection with an offering under Regulation A ("2018 Solicitation"), a copy of which is attached hereto as *Exhibit 2*.¹⁹ No comments were received in response to the comment solicitation.

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 Exchange consents, the Commission shall: (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-NASDAQ-2019-017 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-NASDAQ-2019-017. 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

¹⁹The Commission notes that Exhibit 2 is attached to the Exchange's Form 19b-4 relating to the proposed rule change and not to this notice.

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-NASDAQ-2019-017, and should be submitted on or before May 15, 2019.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.²⁰

Jill M. Peterson,
Assistant Secretary.

[FR Doc. 2019-08205 Filed 4-23-19; 8:45 am]

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SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #15935 and #15936; ALABAMA Disaster Number AL-00096]

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

AGENCY: U.S. Small Business Administration.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for Public Assistance Only for the State of ALABAMA (FEMA-4426-DR), dated 04/17/2019.

Incident: Severe Storms, Straight-Line Winds, Tornadoes, and Flooding.

Incident Period: 02/19/2019 through 03/20/2019.

DATES: Issued on 04/17/2019.

Physical Loan Application Deadline Date: 06/17/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 01/17/2020.

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: Alan Escobar, Office of Disaster

²⁰17 CFR 200.30-3(a)(12).

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

SUPPLEMENTARY INFORMATION: Notice is hereby given that as a result of the President's major disaster declaration on 04/17/2019, Private Non-Profit organizations that provide essential services of a governmental nature may file disaster loan applications at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

Primary Counties: Cherokee, Colbert, De Kalb, Franklin, Jackson, Lamar, Madison, Marion, Morgan, Winston

The Interest Rates are:

	Percent
<i>For Physical Damage:</i>	
Non-Profit Organizations With Credit Available Elsewhere	2.750
Non-Profit Organizations Without Credit Available Elsewhere	2.750
<i>For Economic Injury:</i>	
Non-Profit Organizations Without Credit Available Elsewhere	2.750

The number assigned to this disaster for physical damage is 15935B and for economic injury is 159360.

(Catalog of Federal Domestic Assistance Number 59008)

James Rivera,

Associate Administrator for Disaster Assistance.

[FR Doc. 2019-08267 Filed 4-23-19; 8:45 am]

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SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #15939 and #15940; TENNESSEE Disaster Number TN-00108]

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

AGENCY: U.S. Small Business Administration.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for Public Assistance Only for the State of TENNESSEE (FEMA-4427-DR), dated 04/17/2019.

Incident: Severe Storms, Flooding, Landslides, and Mudslides.

Incident Period: 02/19/2019 through 03/30/2019.

DATES: Issued on 04/17/2019.

Physical Loan Application Deadline Date: 06/17/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 01/17/2020.

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: Notice is hereby given that as a result of the President's major disaster declaration on 04/17/2019, Private Non-Profit organizations that provide essential services of a governmental nature may file disaster loan applications at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

Primary Counties:

Bedford, Bledsoe, Blount, Campbell, Carter, Cheatham, Claiborne, Clay, Cocke, Coffee, Decatur, Dekalb, Dickson, Dyer, Fentress, Gibson, Giles, Grainger, Greene, Hamblen, Hamilton, Hancock, Hardin, Hawkins, Hickman, Houston, Humphreys, Jackson, Jefferson, Johnson, Knox, Lake, Lauderdale, Lewis, Lincoln, Marion, Marshall, McNairy, Moore, Morgan, Obion, Overton, Perry, Rhea, Roane, Robertson, Scott, Sequatchie, Sevier, Smith, Tipton, Unicoi, Union, Van Buren, Warren, Wayne.

The Interest Rates are:

	Percent
<i>For Physical Damage:</i>	
Non-Profit Organizations with Credit Available Elsewhere	2.750
Non-Profit Organizations Without Credit Available Elsewhere	2.750
<i>For Economic Injury:</i>	
Non-Profit Organizations Without Credit Available Elsewhere	2.750

The number assigned to this disaster for physical damage is 15939B and for economic injury is 159400.

(Catalog of Federal Domestic Assistance Number 59008)

James Rivera,

Associate Administrator for Disaster Assistance.

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DEPARTMENT OF STATE

[Public Notice 10747]

Office of the Secretary; Exercise of Authority Under the Immigration and Nationality Act

AGENCY: Office of the Secretary, DOS.

ACTION: Notice of determination.

Authority: 8 U.S.C. 1182(d)(3)(B)(i).

Following consultations with the Secretary of Homeland Security and the Attorney General, I hereby determine, as a matter of discretion in accordance with the authority granted to me by section 212(d)(3)(B)(i) of the Immigration and Nationality Act (INA), 8 U.S.C. 1182(d)(3)(B)(i), as amended, and in light of the foreign policy and national security interests deemed relevant in these consultations, that section 212(a)(3)(B)(vi)(III) of the INA, 8 U.S.C. 1182(a)(3)(B)(vi)(III), shall not apply to any business, organization, or group, whether public or private, solely based on its provision of material support to any foreign government sub-entity that has been designated as a foreign terrorist organization pursuant to the authority of the Secretary of State under section 219 of the INA, or its provision of material support to any foreign government sub-entity that meets the definition set out in section 212(a)(3)(B)(vi)(III) of the INA; except that this exercise of authority shall not apply to any group designated under section 219 of the INA or any group prohibited from benefiting from an exercise of authority under section 212(d)(3)(B)(i) of the INA for having engaged in terrorist activity against the United States or another democratic country, or having purposefully engaged in a pattern or practice of terrorist activity that is directed at civilians. This waiver applies both retroactively and prospectively.

This determination will be applied by appropriate officials of the Department of Homeland Security and U.S. consular officers, as applicable.

This exercise of authority may be revoked in whole or in part as a matter of discretion and without notice at any time, with respect to any and all groups subject to it.

This exercise of authority shall not be construed to prejudice, in any way, the ability of the U.S. government to commence subsequent criminal or civil proceedings in accordance with U.S. law involving any group potentially covered by this exercise of authority or any beneficiary of this exercise of authority (or any other person). This exercise of authority creates no