

sufficient measures to protect against or mitigate the potential execution of investor orders in the auction at such a price.

Under the Commission's Rules of Practice, the "burden to demonstrate that a proposed rule change is consistent with the Exchange Act and the rules and regulations thereunder . . . is on the self-regulatory organization ['SRO'] that proposed the rule change."⁵² The description of a proposed rule change, its purpose and operation, its effect, and a legal analysis of its consistency with applicable requirements must all be sufficiently detailed and specific to support an affirmative Commission finding,⁵³ and any failure of an SRO to provide this information may result in the Commission not having sufficient basis to make an affirmative finding that a proposed rule change is consistent with the Exchange Act and the applicable rule and regulations.⁵⁴

For these reasons, the Commission believes it is appropriate to institute proceedings pursuant to Section 19(b)(2)(B) of the Exchange Act⁵⁵ to determine whether the proposal should be approved or disapproved.

IV. Procedure: Request for Written Comments

The Commission requests that interested persons provide written submissions of their views, data, and arguments with respect to the issues identified above, as well as any other concerns they may have with the proposal. In particular, the Commission invites the written views of interested persons concerning whether the proposed rule change is consistent with Section 6(b)(5) or any other provision of the Act, or the rules and regulations thereunder. Although there do not appear to be any issues relevant to approval or disapproval that would be facilitated by an oral presentation of views, data, and arguments, the Commission will consider, pursuant to Rule 19b-4 under the Act, any request for an opportunity to make an oral presentation.⁵⁶

⁵² Rule 700(b)(3), Commission Rules of Practice, 17 CFR 201.700(b)(3).

⁵³ See *id.*

⁵⁴ See *id.*

⁵⁵ 15 U.S.C. 78s(b)(2)(B).

⁵⁶ Section 19(b)(2) of the Act grants the Commission flexibility to determine what type of proceeding—either oral or notice and opportunity for written comments—is appropriate for consideration of a particular proposal by an SRO. See Securities Act Amendments of 1975, Report of the Senate Committee on Banking, Housing and Urban Affairs to Accompany S. 249, S. Rep. No. 75, 94th Cong., 1st Sess. 30 (1975).

Interested persons are invited to submit written data, views, and arguments regarding whether the proposed rule change should be approved or disapproved by September 19, 2022. Any person who wishes to file a rebuttal to any other person's submission must file that rebuttal by October 3, 2022. The Commission asks that commenters address the sufficiency of the Exchange's statements in support of the proposal, which are set forth in the Notice,⁵⁷ and any other issues raised by the proposed rule change under 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-NYSEARCA-2022-31 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-2022-31. 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

⁵⁷ See *supra* note 3.

submit only information that you wish to make available publicly.

All submissions should refer to File Number SR-NYSEARCA-2022-31 and should be submitted on or before September 19, 2022. Rebuttal comments should be submitted by October 3, 2022.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.⁵⁸

J. Matthew DeLesDernier,
Deputy Secretary.

[FR Doc. 2022-18501 Filed 8-26-22; 8:45 am]

BILLING CODE 8011-01-P

DEPARTMENT OF STATE

[Public Notice: 11841]

Notice of Determinations; Culturally Significant Objects Being Imported for Exhibition—Determinations: "Edward Hopper's New York" Exhibition

SUMMARY: Notice is hereby given of the following determinations: I hereby determine that certain objects being imported from abroad pursuant to agreements with their foreign owners or custodians for temporary display in the exhibition "Edward Hopper's New York" at the Whitney Museum of American Art, New York, New York, and at possible additional exhibitions or venues yet to be determined, are of cultural significance, and, further, that their temporary exhibition or display within the United States as aforementioned is in the national interest. I have ordered that Public Notice of these determinations be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Chi D. Tran, Program Administrator, Office of the Legal Adviser, U.S. Department of State (telephone: 202-632-6471; email: section2459@state.gov). The mailing address is U.S. Department of State, L/PD, 2200 C Street NW (SA-5), Suite 5H03, Washington, DC 20522-0505.

SUPPLEMENTARY INFORMATION: The foregoing determinations were made pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, Delegation of Authority No. 236-3 of August 28, 2000, and Delegation of

⁵⁸ 17 CFR 200.30-3(a)(57).

Authority No. 523 of December 22, 2021.

Stacy E. White,

Deputy Assistant Secretary for Professional and Cultural Exchanges, Bureau of Educational and Cultural Affairs, Department of State.

[FR Doc. 2022–18524 Filed 8–26–22; 8:45 am]

BILLING CODE 4710–05–P

DEPARTMENT OF STATE

[Public Notice: 11838]

Notice of Determinations; Culturally Significant Objects Being Imported for Exhibition—Determinations: “Modigliani Up Close” Exhibition

SUMMARY: Notice is hereby given of the following determinations: I hereby determine that certain objects being imported from abroad pursuant to agreements with their foreign owners or custodians for temporary display in the exhibition “Modigliani Up Close” at The Barnes Foundation, Philadelphia, Pennsylvania, and at possible additional exhibitions or venues yet to be determined, are of cultural significance, and, further, that their temporary exhibition or display within the United States as aforementioned is in the national interest. I have ordered that Public Notice of these determinations be published in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Chi D. Tran, Program Administrator, Office of the Legal Adviser, U.S. Department of State (telephone: 202–632–6471; email: section2459@state.gov). The mailing address is U.S. Department of State, L/PD, 2200 C Street NW (SA–5), Suite 5H03, Washington, DC 20522–0505.

SUPPLEMENTARY INFORMATION: The foregoing determinations were made pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), E.O. 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, Delegation of Authority No. 236–3 of August 28, 2000, and Delegation of Authority No. 523 of December 22, 2021.

Stacy E. White,

Deputy Assistant Secretary for Professional and Cultural Exchanges, Bureau of Educational and Cultural Affairs, Department of State.

[FR Doc. 2022–18522 Filed 8–26–22; 8:45 am]

BILLING CODE 4710–05–P

DEPARTMENT OF STATE

[Public Notice: 11839]

International Joint Commission Invites Public Comment on Lake Champlain-Richelieu River Flood Study Final Report

ACTION: Notice of public hearing on Lake Champlain-Richelieu River Flood Study Final Report.

SUMMARY: The International Joint Commission (IJC) announced today that it is inviting public comment on the final report of its International Lake Champlain-Richelieu River Study Board’s (LCRRSB) Flood Study Final Report. The study explores the causes, impacts, risks, and solutions for flooding in Lake Champlain and the Richelieu River. Comments will be accepted at public hearings, webinars, and by mail, email and on-line through September 30, 2022. The LCRRSB’s full report can be found on the IJC website at: www.ijc.org/lcrr.

FOR FURTHER INFORMATION CONTACT: Christina Chiasson (Ottawa) (613) 293–1031 at christina.chiasson@ijc.org or Kevin Bunch (Washington, DC) (202) 632–2014 at kevin.bunch@ijc.org.

SUPPLEMENTARY INFORMATION:

September 7–8, 2022, Public Hearings on LCRRSB’s Flood Study Final Report

Date: September 7, 2022.

Time: 6:00 p.m.–8:00 p.m. EST.

Location: Royal Military College Saint-Jean, Auditorium Vanier, 15 Rue Jacques-Cartier Nord, Saint-Jean-sur-Richelieu, Quebec.

Date: September 8, 2022.

Time: 6:00 p.m.–8:00 p.m. EST.

Location: Hotel Vermont, Juniper Room, 41 Cherry St. Burlington, Vermont.

The International Joint Commission will receive comments in person at the public hearings. Public input is essential to the Commission’s consideration of potential recommendations to the Governments of the United States and Canada.

For more information on the upcoming virtual webinars, visit www.ijc.org/lcrr.

The LCRRSB study findings and recommendations cover four key themes:

- Reduction in water levels via structural mitigation measures
- Effects on impeding flows during floods of existing and additional wetlands in the basin
- Enhancements to flood forecasting and flood response in the basin

- Floodplain management best practices and lessons learned in other watersheds

The LCRRSB was established by the IJC in 2016 to assist in responding to a reference by the governments of the United States and Canada under Article IX of the Boundary Waters Treaty. The reference was precipitated by major flooding in the Lake Champlain-Richelieu River basin in 2011. The basin forms in the United States between New York and Vermont, with much of Lake Champlain forming a border between the two states. The northern part of Lake Champlain crosses into Quebec, where it flows into the Richelieu River. The Richelieu River in turn joins with the St. Lawrence River near Montréal and continues flowing east to the Atlantic Ocean.

The governments requested the IJC to coordinate the full completion of Option B under the under the 2013 IJC Plan of Study. As part of this reference, the IJC was asked to evaluate the causes and impacts of the 2011 flooding, and to make recommendations to mitigate future flood risks in the basin.

IJC recommendations to the two federal governments under Article IX of the Boundary Waters Treaty are not binding and not to be considered decisions of the two governments.

The main study recommendations include:

1. That selective excavation of the riverbed near Saint-Jean-sur-Richelieu, Quebec combined with the construction of a submerged weir would reduce high water levels during floods and would have the added benefit of raising water levels on Lake Champlain during dry years. A moderate diversion of high flows through the Chambly Canal could also be considered for additional flood-reduction benefits.

2. The preservation of existing wetland areas, which can minimize water levels during floods while also stabilizing water levels during droughts in the basin.

3. The governments are encouraged to operationalize the improved modeling and forecasting tools and coherent risk assessment systems and support/maintain them after the Study. The agencies responsible for flood forecasting in the basin should continue collaboration and make available forecasting data so that forecasts on both sides of the border are of the highest possible quality and are accompanied by a concerted and consistent cross-border interpretation.

4. Improving floodplain mapping for the use of emergency managers and enhancing communication campaigns