Commodity Futures Trading Commission

Semiannual Regulatory Agenda
Supplementary Information: The Regulatory Flexibility Act (RFA), 5 U.S.C. 601, et seq., includes a requirement that each agency publish semiannually in the Federal Register a regulatory flexibility agenda. Such agendas are to contain the following elements, as specified in 5 U.S.C. 602(a): (1) A brief description of the subject area of any rule that the agency expects to propose or promulgate, which is likely to have a significant economic impact on a substantial number of small entities; (2) A summary of the nature of any such rule under consideration for each subject area listed in the agenda, the objectives and legal basis for the issuance of the rule, and an approximate schedule for completing action on any rule for which the agency has issued a general notice of proposed rulemaking; and (3) The name and telephone number of an agency official knowledgeable about the items listed in the agenda. Accordingly, the Commission has prepared an agenda of rulemakings that it presently expects may be considered during the course of the next year. Subject to a determination for each rule, it is possible as a general matter that some of these rules may have some impact on small entities. The Commission notes also that, under the RFA, it is not precluded from considering or acting on a matter not included in the regulatory flexibility agenda, nor is it required to consider or act on any matter that is listed in the agenda. See 5 U.S.C. 602(d).

The Commission’s Fall 2018 regulatory flexibility agenda is included in the Unified Agenda of Federal Regulatory and Deregulatory Actions. The complete Unified Agenda will be available online at www.reginfo.gov in a format that offers users enhanced ability to obtain information from the Agenda database.

Issued in Washington, DC, on July 26, 2018, by the Commission.

Christopher J. Kirkpatrick, Secretary of the Commission.
**COMMODITY FUTURES TRADING COMMISSION (CFTC)**

**Completed Actions**

**433. Indemnification Rulemaking**

*E.O. 13771 Designation:* Independent agency.

*Legal Authority:* 7 U.S.C. 12a and 24a

*Abstract:* The FAST Act repealed CEA section 21(d)(2), added to the CEA by Dodd-Frank section 728, which provided that domestic and foreign regulators that are otherwise eligible to, and that do, request data from an SDR (collectively, Regulators) agree to indemnify the SDR and the CFTC for expenses resulting from litigation relating to the information provided. When considered in light of the CFTC’s current regulations addressing Regulators’ access to SDR data, the removal of the indemnification requirement presented a number of issues, primarily related to the scope of Regulators’ access to SDR data, and maintaining the confidentiality of such data consistent with CEA section 8. The Commission addressed these issues in a final rule that, among other things, revise the current approach to Regulators’ access to SDRs’ swap data and sets forth more information regarding the confidentiality agreement that is required by CEA section 21(d).

**Completed:**

<table>
<thead>
<tr>
<th>Action</th>
<th>Date</th>
<th>FR Cite</th>
</tr>
</thead>
<tbody>
<tr>
<td>Final Rule</td>
<td>06/12/18</td>
<td>83 FR 27410</td>
</tr>
<tr>
<td>Final Rule Effective.</td>
<td>08/13/18</td>
<td></td>
</tr>
</tbody>
</table>

*Regulatory Flexibility Analysis Required:* Yes.

*Agency Contact:* Daniel J. Bucsa,
Phone: 202 418–6621, Email: dbucsa@cftc.gov.

David E. Aron, Phone: 202 418–6621, Email: daron@cftc.gov.

Owen Kopon, Phone: 202 418–5360, Email: okopon@cftc.gov.

RIN: 3038–AE44.

[FR Doc. 2018–24166 Filed 11–15–18; 8:45 am]