

references. Similarly, even if the CFTC determines to grant the necessary exemptions for the proposed Nasdaq Bitcoin Index options to trade on the Exchange, the CFTC would retain concurrent jurisdiction over the proposed Nasdaq Bitcoin Index options, as well as its anti-fraud authority over the bitcoin spot market.

The commenter suggests additional issues that the CFTC should consider before granting any exemptive relief with respect to the proposed Nasdaq Bitcoin Index options, including any implications for customers, bankruptcy implications, the CFTC's ability to assure fair competition among DCMs and national securities exchanges listing identical CEA-regulated products, and potential compromises to the CFTC's enforcement authority.¹⁷⁴ The issues that the CFTC may need to consider to grant any exemptive relief are beyond the scope of this order. As discussed above, the Exchange has acknowledged that the Exchange will not be permitted to list and trade Nasdaq Bitcoin Index options until the Exchange requests and obtains exemptive relief from the CFTC that would (1) provide the Exchange with an exemption from any applicable requirements of the CEA and the CFTC's rules and regulations, including the requirements applicable to a DCM under Section 5 of the CEA and Part 38 of the CFTC's regulations; (2) provide the Commission, in addition to the CFTC, with jurisdiction over the proposed Nasdaq Bitcoin Index options; and (3) provide exemptive relief to allow the proposed Nasdaq Bitcoin Index options to clear through OCC in its capacity as a clearing agency registered with the Commission pursuant to Section 17A of the Act.¹⁷⁵ In addition, the Exchange has acknowledged that it will not be permitted to list and trade the proposed Nasdaq Bitcoin Index options until OCC receives approval to update the ODD to reflect the risks attendant to trading Nasdaq Bitcoin Index Options.¹⁷⁶ In approving the proposal, the Commission has considered and addressed the issues relevant to trading Nasdaq Bitcoin Index options on a national securities

exchange, consistent with the requirements of Section 19 of the Act.

V. Solicitation of Comments on Amendment No. 1 to the Proposed Rule Change

Interested persons are invited to submit written data, views, and arguments concerning whether the proposed rule change, as modified by Amendment No. 1, is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's internet comment form (<https://www.sec.gov/rules/sro.shtml>); or
- Send an email to rule-comments@sec.gov. Please include file number SR-PHLX-2025-50 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-PHLX-2025-50. 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 (<https://www.sec.gov/rules/sro.shtml>). Copies of the filing will be available for inspection and copying at the principal office of the Exchange. Do not include personal identifiable information in submissions; you should submit only information that you wish to make available publicly. We may redact in part or withhold entirely from publication submitted material that is obscene or subject to copyright protection. All submissions should refer to File Number SR-PHLX-2025-50, and should be submitted on or before June 18, 2026.

VI. Accelerated Approval of Proposed Rule Change, as Modified by Amendment No. 1

The Commission finds good cause to approve the proposed rule change, as modified by Amendment No. 1, prior to the thirtieth day after the date of publication of notice of the filing of Amendment No. 1 in the **Federal Register**. Amendment No. 1 revises the proposed rule change to update several defined terms, correct an error in the delisting provision in proposed Options 4D, Section 7(a)(3)(D), revise Exchange Options 4D, Section 7(c) to describe the intra-day and settlement value information that CF Benchmarks will disseminate with respect to the Nasdaq

Bitcoin Index, indicate that CF Benchmarks will calculate and publish the BRTI every 200 milliseconds, identify the Spot Bitcoin ETPs, and describe the potential uses of Nasdaq Bitcoin Index options. These changes provide additional clarity and support for the proposal and help to ensure the accuracy of the Exchange's rules. In addition, Amendment No. 1 revises the proposed rule change to provide that the trading increment for Nasdaq Bitcoin Index options will be \$0.01 as long as IBIT options participate in the Penny Interval Program and to provide additional analysis and support for the proposed trading increment. Amendment No. 1 also provides additional analysis supporting the proposed position and exercise limits. The additional discussion and analysis supporting the proposed minimum increments and the proposed position and exercise limits assist the Commission in evaluating the proposal and determining that the proposal is consistent with the Act and the rules and regulations thereunder applicable to a national securities exchange. The proposed changes in Amendment No. 1 raise no new or novel regulatory issues that have not previously been subject to comment. For these reasons, the Commission finds good cause, pursuant to Section 19(b)(2) of the Act,¹⁷⁷ to approve the proposed rule change, as modified by Amendment No. 1, on an accelerated basis.

VII. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,¹⁷⁸ that the proposed rule change (SR-Phlx-2025-50), as modified by Amendment No. 1, is approved on an accelerated basis.

Sherry R. Haywood,

Assistant Secretary.

[FR Doc. 2026-10537 Filed 5-27-26; 8:45 am]

BILLING CODE 8011-01-P

SECURITIES AND EXCHANGE COMMISSION

[OMB Control No. 3235-0196]

Agency Information Collection Activities; Submission for OMB Review; Comment Request; Extension: Rule 17a-22

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of FOIA Services, 100 F Street NE, Washington, DC 20549-2736

¹⁷⁷ 15 U.S.C. 78s(b)(2).

¹⁷⁸ 15 U.S.C. 78s(b)(2).

¹⁷⁴ See CME Letter at 5.

¹⁷⁵ See Amendment No. 1 at 26-27.

¹⁷⁶ See Amendment No. 1 at 27-28. Rule 9b-1(b)(2)(i) under the Act, 17 CFR 240.9b1(b)(2)(i), requires an options market to file five copies of an amendment or supplement to the ODD with the Commission at least 30 days prior to the date definitive copies are furnished to customers, unless the Commission determines otherwise, having due regard to the adequacy of the information disclosed and the public interest and protection of investors. In addition, five copies of the definitive ODD, as amended or supplemented, must be filed with the Commission not later than the date the amendment or supplement, or the amended ODD, is furnished to customers.

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), the Securities and Exchange Commission (SEC or “Commission”) is submitting to the Office of Management and Budget (OMB) this request for an extension of the proposed collection of information. Rule 17a–22 requires all registered clearing agencies to prominently post on their internet websites all supplementary materials they issue or make generally available to their participants or other entities with whom they have a significant relationship. The supplementary materials must be posted within two days after they are issued or made generally available. When the Commission is not the clearing agency’s appropriate regulatory agency, the clearing agency must file one copy of the material with its appropriate regulatory agency.

The Commission is responsible for overseeing clearing agencies and uses the information posted pursuant to Rule 17a–22 to determine whether a clearing agency is implementing procedural or policy changes. The information aides the Commission in determining whether such changes are consistent with the purposes of Section 17A of the Exchange Act. Also, the Commission uses the information to determine whether a clearing agency has changed its rules without reporting the actual or prospective change to the Commission as required under Section 19(b) of the Exchange Act.

The respondents to Rule 17a–22 are registered clearing agencies. The frequency of postings made by clearing agencies pursuant to Rule 17a–22 varies but on average there are approximately 120 postings per year per active clearing agency. There are nine clearing agencies, but only seven active registered clearing agencies that are expected to make postings pursuant to Rule 17a–22. The Commission staff estimates that each response requires approximately .25 hours (fifteen minutes), which represents the time it takes for a staff person at the clearing agency to properly identify a document subject to the rule and post the material prominently on the clearing agency’s internet website. Thus, the total annual burden for all active clearing agencies is approximately 210 hours (7 clearing agencies multiplied by 120 filings per clearing agency multiplied by .25 hours).

The required **Federal Register** notice with a 60-day comment period soliciting comments on this collection of information was published. The Commission received one comment letter which was unrelated to the

collection of information. The comment objects to the extension of 17Ad–22 because “current collection methods lack ‘practical utility’ and actively facilitate transnational securities fraud by allowing clearing agencies to operate within transparency blackouts.” The letter, however, does not explain how the collection of information lacks practical utility or facilitates transnational securities fraud. Rather, Rule 17a–22 requires registered clearing agencies to post on their websites all supplementary material that they issue or make available to their participants, such as material that supplements a proposed rule changes filed pursuant to Section 19 of the Exchange Act and Rule 19b–4 thereunder. The collection of information helps improve transparency related to information supplementary to proposed rule changes or other information provided by registered clearing agencies to their participants. The objections in the comment later relate to private data, data collected or used by federal agencies other than the Commission, or general matters not relevant to clearing agencies.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB Control Number.

The public may view and comment on this information collection request at: https://www.reginfo.gov/public/do/PRAViewICR?ref_nbr=202603-3235-015 or email comment to MBX.OMB.OIRA.SEC_desk_officer@omb.eop.gov within 30 days of the day after publication of this notice, by June 29, 2026.

Dated: May 26, 2026.

Sherry R. Haywood,
Assistant Secretary.

[FR Doc. 2026–10601 Filed 5–27–26; 8:45 am]

BILLING CODE 8011–01–P

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–105543; File No. SR–CboeBYX–2026–021]

Self-Regulatory Organizations; Cboe BYX Exchange, Inc.; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Amend Chapter 8 of the Exchange’s Rulebook Relating To Investigative and Disciplinary Matters

May 22, 2026.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the

“Act”),¹ and Rule 19b–4 thereunder,² notice is hereby given that on May 13, Cboe BYX Exchange, Inc. (the “Exchange” or “BYX”) filed with the Securities and Exchange Commission (the “Commission”) the proposed rule change as described in Items I and II below, which Items have been prepared by the Exchange. The Exchange filed the proposal as a “non-controversial” proposed rule change pursuant to Section 19(b)(3)(A)(iii) of the Act³ and Rule 19b–4(f)(6) thereunder.⁴ The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

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

Cboe BYX Exchange, Inc. (“BYX” or the “Exchange”) is filing with the Securities and Exchange Commission (the “Commission”) proposed rule changes to amend Chapter 8 of the Exchange’s Rulebook relating to investigative and disciplinary matters. The text of the proposed rule change is provided in Exhibit 5.

The text of the proposed rule change is also available on the Commission’s website (<https://www.sec.gov/rules/sro.shtml>), the Exchange’s website (https://www.cboe.com/us/equities/regulation/rule_filings/bzx/), and at the principal office of the Exchange.

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

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

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

1. Purpose

The Exchange proposes to amend rules concerning investigative and disciplinary matters involving Exchange

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b–4.

³ 15 U.S.C. 78s(b)(3)(A)(iii).

⁴ 17 CFR 240.19b–4(f)(6).