

SECURITIES AND EXCHANGE COMMISSION

[OMB Control No. 3235–0619]

Agency Information Collection Activities; Submission for OMB Review; Comment Request; Extension: Rule 163

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

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 (“Commission”) has submitted to the Office of Management and Budget this request for extension of the previously approved collection of information discussed below.

Rule 163 (17 CFR 230.163) provides an exemption from Section 5(c) of the Securities Act of 1933 (15 U.S.C. 77a *et seq.*) for certain communications by, or on behalf of, a well-known seasoned issuer, as defined in Rule 405 (17 CFR 230.405), before a registration statement is filed, subject to certain conditions. The rule is intended to facilitate capital formation by giving eligible well-known seasoned issuers freedom to communicate with investors at any time, including by means of a written offer other than a statutory prospectus. The information filed under Rule 163 is mandatory, and filings made pursuant to Rule 163 are publicly available on the Commission’s Electronic Data Gathering, Analysis, and Retrieval (“EDGAR”) system. We estimate that approximately 12 respondents make one filing per year pursuant to Rule 163, for a total of approximately 12 responses annually. We estimate that respondents incur approximately 0.083 hours per Rule 163 response, for a total annual reporting burden of 1 hour (0.083 hours per response × 12 responses). We estimate that respondents incur \$72.50 cost burden per Rule 163 response, for a total annual cost of \$870 (\$72.50 cost per response × 12 responses).

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=202607-3235-021 or send an email comment to MBX.OMB.OIRA.SEC_desk_officer@omb.eop.gov within 30 days of the day after publication of this notice by November 30, 2026.

Dated: October 26, 2026.

Sherry R. Haywood,

Assistant Secretary.

[FR Doc. 2026–22005 Filed 10–27–26; 8:45 am]

BILLING CODE 8011–01–P

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–106725; File No. SR–NYSETEX–2026–30]

Self-Regulatory Organizations; NYSE Texas, Inc.; Notice of Filing of Amendment No. 1 and Order Granting Accelerated Approval of a Proposed Rule Change, as Modified by Amendment No. 1, To Offer Complimentary Products and Services

October 23, 2026.

I. Introduction

On August 13, 2026, NYSE Texas, Inc. (“NYSE Texas” or the “Exchange”) filed with the Securities and Exchange Commission (the “Commission”), pursuant to Section 19(b)(1) ¹ of the Securities Exchange Act of 1934 (“Act”) ² and Rule 19b–4 thereunder, ³ a proposed rule change to adopt new Rule 24 under Article 22 of the NYSE Texas Rule Book to offer certain issuers complimentary products and services from the Exchange. The proposed rule change was published for comment in the *Federal Register* on September 1, 2026. ⁴ On October 5, 2026, the Exchange filed Amendment No. 1 to the proposed rule change, which replaced and superseded the original filing in its entirety. ⁵ The Commission has received no comment letters on the proposal. The Commission is publishing this notice and order to solicit comments on Amendment No. 1 from interested persons and to approve the proposed rule change, as modified by Amendment No. 1, on an accelerated basis.

¹ 15 U.S.C. 78s(b)(1).

² 15 U.S.C. 78a.

³ 17 CFR 240.19b–4.

⁴ See Securities Exchange Act Release No. 106204 (Aug. 27, 2026), 91 FR 56247 (“Notice”).

⁵ In Amendment No. 1 to the proposed rule change, the Exchange: (i) clarified that the visibility and investment engagement products and services will be offered on a one-time basis; (ii) provided additional description and support for certain aspects of the proposal; and (iii) made minor technical changes to improve the clarity and readability of the proposed rule change. Amendment No. 1 is available on the Commission’s website at: <https://www.sec.gov/rules-regulations/public-comments/sr-nysetex-2026-30> (“Amendment No. 1”).

II. Description of Proposed Rule Change, as Modified by Amendment No. 1

The Exchange is proposing to adopt Rule 24 under Article 22 of the NYSE Texas Rule Book to offer complimentary services to certain issuers listed on the Exchange. First, the Exchange proposes to codify in new Rule 24 that all issuers listed on the Exchange are entitled to certain services, including use of the Exchange’s headquarters in Dallas, Texas, on a complimentary basis as described on the Exchange’s website. ⁶ The Exchange states that it offers these complimentary services to all issuers without regard to size or any other factor. ⁷

Second, the Exchange proposes to define as an “Eligible Dual Listing” any U.S. or any non-U.S. company (i) whose primary class of equity securities is listed on another national securities exchange and is listing such class of securities on the Exchange as a dual listing pursuant to Rule 18 of the NYSE Texas Rule Book; and (ii) that has 160 million or more total shares of common stock issued and outstanding in all share classes, including and in addition to treasury shares (a non-U.S. company must have 160 million or more shares of an equity security issued and outstanding in the U.S.). ⁸ The Exchange will offer an Eligible Dual Listing a one-time package of visibility and investor engagement products and services with a commercial value of approximately \$50,000. ⁹ The Exchange states that the package of visibility and investor engagement products and services would entitle an Eligible Dual Listing to hold an investor meeting at the Exchange’s headquarters in Dallas, Texas and a marketing activation to publicize the issuer’s dual listing on the Exchange or other corporate developments. ¹⁰

III. Discussion and Commission Findings

After careful review, the Commission finds the proposed rule change, as modified by Amendment No. 1, is consistent with the requirements of Section 6 of the Act. ¹¹ Specifically, the

⁶ See *id.* at 4.

⁷ See *id.*

⁸ See *id.*

⁹ See *id.*

¹⁰ See *id.* The Exchange states that Eligible Dual Listings may elect to receive some or all of the products and services for which they are eligible but are under no obligation to accept any such product or service, and a determination not to accept such services will have no effect on an issuer’s continued listing on the Exchange. See *id.* at 4, 5.

¹¹ 15 U.S.C. 78f. In approving this proposed rule change, the Commission has considered the

Commission finds that the proposed rule change, as modified by Amendment No. 1, is consistent with Sections 6(b)(4) and 6(b)(5) of the Act,¹² in particular, in that the proposed rule is designed to provide for the equitable allocation of reasonable dues, fees, and other charges among Exchange members, issuers, and other persons using the Exchange's facilities, and is not designed to permit unfair discrimination between customers, issuers, brokers, or dealers. Moreover, the Commission finds that the proposed rule change, as modified by Amendment No. 1, is consistent with Section 6(b)(8) of the Act¹³ in that it does not impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.

The proposal to codify the Exchange's current offering of certain complimentary services to all issuers and to offer a one-time package of visibility and investor engagement products and services on a complimentary basis to certain issuers, as described above,¹⁴ is appropriate and consistent with the Act. Describing in the Exchange's rules the services available to listed companies, their associated values, and the length of time for which issuers are entitled to receive such services adds greater transparency to the Exchange's rules and will help to ensure that individual listed companies are not given specially negotiated packages of products or services to list, or remain listed, which would raise unfair discrimination issues under the Act.¹⁵ All listed companies will receive the complimentary services, including the use of the Exchange's headquarters, described on the Exchange's website. Further, the Exchange represents that offering the proposed complimentary services will not adversely affect the funding available for the Exchange's regulatory responsibilities.¹⁶ Accordingly, the Exchange will continue to be able to allocate sufficient

resources to, and fully perform, all its regulatory obligations.

Section 6(b)(5) of the Act does not require that all issuers be treated the same; rather, the Act requires that the rules of an exchange not unfairly discriminate between issuers.¹⁷ The Commission has previously found that offering certain complimentary products and services to issuers that meet specified criteria was consistent with the Act.¹⁸ The Exchange states that it proposes to offer a one-time package of visibility and investor engagement products and services to issuers that have at least 160 million shares outstanding, as opposed to issuers with fewer shares outstanding, as they tend to be larger companies with a larger and more diversified shareholder base and thus have greater demand for visibility and engagement.¹⁹ Additionally, the Exchange states that other exchanges offer complimentary products and services to issuers on a tiered basis based on shares outstanding.²⁰ For these reasons, the Commission finds that the complimentary services set forth in the proposed rule change, as modified by Amendment No. 1, are equitably allocated among issuers consistent with Section 6(b)(4) of the Act and do not unfairly discriminate between issuers consistent with Section 6(b)(5) of the Act.

The Exchange is responding to competitive pressures in the market for listings in making this proposal. The Exchange states that it recently reincorporated in the State of Texas and that issuers are increasingly interested in developing a presence in Texas.²¹ The Exchange also states that offering complimentary services will facilitate issuer engagement with investors and entice issuers to dually list on the Exchange.²² The Commission understands that the Exchange faces competition in the market for listing

services, and that it may compete in part by providing complimentary services to its listed companies. Accordingly, the Commission finds that the proposed rule change, as modified by Amendment No. 1, reflects the current competitive environment for exchange listings among national securities exchanges, and is appropriate and consistent with Section 6(b)(8) of the Act.²³

IV. 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-NYSETEX-2026-30 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-NYSETEX-2026-30. 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-NYSETEX-2026-30 and should be submitted on or before November 18, 2026.

V. Accelerated Approval of the 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

proposed rule's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

¹² 15 U.S.C. 78f(b)(4) and (b)(5).

¹³ 15 U.S.C. 78f(b)(8).

¹⁴ See *supra* notes 6-9 and accompanying text.

¹⁵ The Commission views complimentary products and services provided by exchanges to listed companies as a discount on the ultimate listing fees paid by such companies. See, e.g., Securities Exchange Act Release Nos. 79366 (Nov. 21, 2016), 81 FR 85663 (Nov. 28, 2016) (SR-NASDAQ-2016-106) ("Nasdaq 2016 Approval Order"); 81872 (Oct. 13, 2017), 82 FR 48733 (Oct. 19, 2017) (SR-IEEX-2017-20); 65963 (Dec. 15, 2011), 76 FR 79262 (Dec. 21, 2011) (SR-NASDAQ-2011-122) ("Nasdaq 2011 Approval Order"); and 65127 (Aug. 12, 2011), 76 FR 51449 (Aug. 18, 2011) (SR-NYSE-2011-20) ("NYSE 2011 Approval Order").

¹⁶ See Amendment No. 1, *supra* note 5, at 5.

¹⁷ 15 U.S.C. 78f(b)(5). See also Securities Exchange Act Release No. 98367 (Sept. 12, 2023), 88 FR 64016 (Sept. 18, 2023) (SR-NASDAQ-2023-017); Nasdaq 2016 Approval Order at 85665; Nasdaq 2011 Approval Order at 79266; NYSE 2011 Approval Order at 51452.

¹⁸ See Securities Act Release No. 94222 (Feb. 10, 2022), 87 FR 8886 (Feb. 16, 2022) (SR-NYSE-2021-68); NYSE 2011 Approval Order at 51452.

¹⁹ See Amendment No. 1, *supra* note 5, at 5.

²⁰ See *id.* (citing Section 907.00 of the NYSE Listed Company Manual, which provides that NYSE will offer ongoing complimentary products and services to issuers with at least 160 million shares outstanding).

²¹ See Amendment No. 1, *supra* note 5, at 4, 5.

²² See *id.* at 5. The Exchange states that Nasdaq Texas, LLC recently adopted a package of complimentary services offered to issuers dually listed on its exchange. See *id.* (citing Securities Exchange Act Release No. 105883 (July 10, 2026), 91 FR 43408 (July 15, 2026) (SR-NasdaqTX-2026-025)).

²³ 15 U.S.C. 78f(b)(8).

publication of notice of the filing of Amendment No. 1 in the **Federal Register**. Amendment No. 1 sets forth additional support and clarifying details regarding the proposal. These changes (1) clarified that the visibility and investment engagement products and services will be offered on a one-time basis; (2) provided additional description and support for certain aspects of the proposal; and (3) made minor technical changes to improve the clarity and readability of the proposed rule change. Amendment No. 1 does not alter any substantive provisions of the remaining parts of the proposed rule change, or raise any regulatory issues substantially different from what is set forth in the Notice, which was subject to public comment.²⁴ Further, the changes and additional discussion in Amendment No. 1 assist the Commission in evaluating the proposal and determining that it is consistent with the Act. Accordingly, the Commission finds good cause, pursuant to Section 19(b)(2) of the Act,²⁵ to approve the proposed rule change, as modified by Amendment No. 1, on an accelerated basis.

VI. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,²⁶ that the proposed rule change (SR-NYSETEX-2026-30), as modified by Amendment No. 1, be and hereby is, approved on an accelerated basis.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.²⁷

J. Matthew DeLesDernier,
Deputy Secretary.

[FR Doc. 2026-21925 Filed 10-27-26; 8:45 am]

BILLING CODE 8011-01-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #21991; COLORADO Disaster Number CO-20038 Declaration of Economic Injury]

Administrative Declaration of an Economic Injury Disaster for the State of Colorado

AGENCY: U.S. Small Business Administration.

ACTION: Notice.

SUMMARY: This is notice of an Economic Injury Disaster Loan (EIDL) declaration for the state of Colorado dated October 23, 2026.

²⁴ See *supra* note 4 and accompanying text.

²⁵ 15 U.S.C. 78s(b)(2).

²⁶ *Id.*

²⁷ 17 CFR 200.30-3(a)(12).

Incident: Elk Fire.

DATES: Issued on October 23, 2026.

Incident Period: July 09, 2026 through October 01, 2026.

Economic Injury (EIDL) Loan Application Deadline Date: July 23, 2027.

ADDRESSES: Visit the MySBA Loan Portal at <https://lending.sba.gov> to apply for a disaster assistance loan.

FOR FURTHER INFORMATION CONTACT: Milton Murphy, Office of Disaster Recovery, U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205-6734.

SUPPLEMENTARY INFORMATION: Notice is hereby given as a result of the Administrator's EIDL declaration, applications for disaster loans may be submitted online using the MySBA Loan Portal <https://lending.sba.gov> or in person at other locally announced locations. For further assistance please contact the SBA disaster assistance customer service center by email at disastercustomerservice@sba.gov or by phone at 1-800-659-2955. If you are deaf, hard of hearing, or have a speech disability, please dial 7-1-1 to access telecommunications relay services.

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

Primary County: Hinsdale.

Contiguous Counties:

Colorado: Archuleta, Gunnison, La Plata, Mineral, Ouray, Saguache, San Juan.

The Interest Rates are:

	Percent
Business and Small Agricultural Cooperatives without Credit Available Elsewhere	4.000
Private Non-Profit Organizations without Credit Available Elsewhere	3.625

The number assigned to this disaster for economic injury is 219910.

The state which received an EIDL declaration is Colorado.

(Catalog of Federal Domestic Assistance Number 59008)

(Authority: 13 CFR 123.3(b).)

James Stallings,

Associate Administrator, Office of Disaster Recovery.

[FR Doc. 2026-21958 Filed 10-27-26; 8:45 am]

BILLING CODE 8026-09-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #21966 and #21967; COLORADO Disaster Number CO-20032]

Administrative Declaration Amendment of a Disaster for the State of Colorado

AGENCY: U.S. Small Business Administration.

ACTION: Correction.

SUMMARY: This is a correction to the Administrative declaration of disaster for the State of Colorado dated October 14, 2026.

Incident: Wildfires, Flooding, and Mudslides.

DATES: Issued on October 23, 2026.

Incident Period: June 27, 2026

through July 29, 2026.

Physical Loan Application Deadline Date: December 14, 2026.

Economic Injury (EIDL) Loan Application Deadline Date: July 14, 2027.

ADDRESSES: Visit the MySBA Loan Portal at <https://lending.sba.gov> to apply for a disaster assistance loan.

FOR FURTHER INFORMATION CONTACT: Sharon Henderson, Office of Disaster Recovery, U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205-6734.

SUPPLEMENTARY INFORMATION: The notice of the Administrative declaration for the State of Colorado, dated October 14, 2026, published in the **Federal Register** on October 19, 2026 at 91 FR 66191, is hereby corrected to update the incident period for this disaster as beginning June 27, 2026 and continuing through July 29, 2026.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Number 59008)

(Authority: 13 CFR 123.3(b).)

James Stallings,

Associate Administrator, Office of Disaster Recovery.

[FR Doc. 2026-21960 Filed 10-27-26; 8:45 am]

BILLING CODE 8026-09-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #21988; COLORADO Disaster Number CO-20037 Declaration of Economic Injury]

Administrative Declaration of an Economic Injury Disaster for the State of Colorado

AGENCY: U.S. Small Business Administration.