

during the Exchange's transition to the Pillar trading platform.

Exchange Rule 935NY provides that orders submitted to the COA Process in Exchange Rule 980NY(e) satisfy the order exposure requirements in Exchange Rule 935NY. The Exchange proposes to amend Exchange Rule 935NY to provide that orders submitted to the Pillar COA in proposed Exchange Rule 980NYP(f) also satisfy the order exposure requirements of Exchange Rule 935NY. The Commission believes that the proposed change to Exchange Rule 935NY is consistent with the Act because, as discussed above, the COA Auction in proposed Exchange Rule 980NYP(f) is substantially identical to the COA in Exchange Rule 980NY(e).

#### IV. Solicitation of Comments on Amendment No. 1

Interested persons are invited to submit written data, views, and arguments concerning whether 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 (<http://www.sec.gov/rules/sro.shtml>); or
- Send an email to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-NYSEAMER-2023-17 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-NYSEAMER-2023-17. 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 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

a.m. and 3 p.m. Copies of the filing also 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-NYSEAMER-2023-17 and should be submitted on or before July 13, 2023.

#### V. 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 the notice of Amendment No. 1 in the **Federal Register**. Amendment No. 1 revises the Exchange's original proposal to make the changes discussed in detail above. Notably, Amendment No. 1 revises the definition of DBBO in proposed Exchange Rule 980NYP(a)(5)(A) to clarify collar value used to determine the DBBO, clarifies a cross-reference in the definition of "Electronic Complex Order," and eliminates the proposed definition of "Complex BBO," which is unnecessary because the term is not used in the proposed rules. Amendment No. 1 also revises proposed Exchange Rule 980NYP(c)(4) to indicate that ECOs may be quoted, as well as traded in \$0.01 increments, revises proposed Exchange Rule 980NYP(d)(3)(B)(iii) to more clearly describe the execution of ECOs eligible to participate in an opening or reopening auction, and revises proposed Exchange Rule 980NYP(f)(4) to describe the execution of RFR Responses in a COA. Amendment No. 1 also provides additional analysis of several aspects of the proposal, including identifying provisions in the proposal that are identical to NYSE Arca Rule 6.91P-O and more fully explaining the process for determining the DBBO, thereby facilitating the Commission's ability to make the findings set forth above to approve the proposal. The Commission believes that Amendment No. 1 does not raise any novel regulatory issues. Accordingly, the Commission finds good cause for approving 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,<sup>123</sup> that the proposed rule change (SR-NYSEAMER-2023-17), as modified by Amendment No. 1, is approved on an accelerated basis.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>124</sup>

**J. Matthew DeLesDernier**,  
Deputy Secretary.

[FR Doc. 2023-13221 Filed 6-21-23; 8:45 am]

BILLING CODE 8011-01-P

#### DEPARTMENT OF STATE

[Public Notice: 12092]

#### 30-Day Notice of Proposed Information Collection: Two (2) Passport Services Information Collections: Application for Consular Report of Birth Abroad of a Citizen of the United States of America and Affidavit of Physical Presence or Residence, Parentage, and Support

**ACTION:** Notice of request for public comment.

**SUMMARY:** The Department of State is seeking Office of Management and Budget (OMB) approval for the information collection described below. In accordance with the Paperwork Reduction Act of 1995, we are requesting comments on this collection from all interested individuals and organizations. The purpose of this notice is to allow 30 days for public comment preceding submission of the collection to OMB.

**DATES:** The Department will accept comments from the public up to July 24, 2023.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to: [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function. You must include the DS form number, information collection title, and the OMB control number in any correspondence (if applicable). You may send requests for additional information regarding the collection listed in this notice, including requests for copies of the proposed collection instrument and supporting documents, to the following

<sup>123</sup> 15 U.S.C. 78s(b)(2).

<sup>124</sup> 17 CFR 200.30-3(a)(12).

email address: *Passport-Form-Comments@State.gov*. You must include the DS form number and information collection title in the email subject line.

**SUPPLEMENTARY INFORMATION:**

• *Title of Information Collection:* Application for Consular Report of Birth Abroad of a Citizen of the United States of America.

• *OMB Control Number:* 1405–0011.  
 • *Type of Request:* Reinstatement of a Formerly Approved Collection.  
 • *Originating Office:* Bureau of Consular Affairs, Passport Services (CA/PPT).

• *Form Number:* DS–2029.  
 • *Respondents:* United States Citizens and Nationals.

• *Estimated Number of Respondents:* 85,170.

• *Estimated Number of Responses:* 85,170.

• *Average Time per Response:* 60 minutes.

• *Total Estimated Burden Time:* 85,170 hours.

• *Frequency:* On occasion.  
 • *Obligation to Respond:* Voluntary.

• *Title of Information Collection:* Affidavit of Physical Presence or Residence, Parentage, and Support.

• *OMB Control Number:* 1405–0187.  
 • *Type of Request:* Revision of a Currently Approved Collection.

• *Originating Office:* Bureau of Consular Affairs, Passport Services (CA/PPT).

• *Form Number:* DS–5507.  
 • *Respondents:* Individuals and Organizations.

• *Estimated Number of Respondents:* 45,869.

• *Estimated Number of Responses:* 45,869.

• *Average Time per Response:* 30 minutes.

• *Total Estimated Time Burden:* 22,935 hours.

• *Frequency:* On occasion.  
 • *Obligation to Respond:* Required to Obtain or Retain a Benefit.

We are soliciting public comments to permit the Department to:

• Evaluate whether the proposed information collection is necessary for the proper functions of the Department.

• Evaluate the accuracy of our estimate of the time and cost burden for this proposed collection, including the validity of the methodology and assumptions used.

• Enhance the quality, utility, and clarity of the information to be collected.

• Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of information

technology. Please note that comments submitted in response to this Notice are public record. Before including any detailed personal information, you should be aware that your comments as submitted, including your personal information, will be available for public review.

**Abstract of Proposed Collection**

• *1405–0011, DS–2029, Application for Consular Report of Birth Abroad of a Citizen of the United States of America:* The form is used to apply for a Consular Report of Birth Abroad of a U.S. citizen. The information collected on this form will be used to certify the acquisition of U.S. citizenship at birth of a person born abroad. 8 U.S.C. 1104 and 22 CFR 50.5–50.7 are among the important legal authorities pertaining to the Department’s use of this form.

• *1405–0187, DS–5507, Affidavit of Physical Presence or Residence, Parentage, and Support:* The form is used to determine whether a U.S. national parent has met the statutory physical presence or residence requirements to transmit U.S. nationality to their child born abroad or in a United States territory for U.S. noncitizen nationality; to establish parentage of the child; and to fulfill the requirements of 8 U.S.C. 1409(a), which permits acknowledgment of paternity under oath and requires the U.S. citizen father’s written agreement to provide financial support for a child born abroad out of wedlock to a U.S. citizen father.

The DS–2029, Application for Consular Report of Birth Abroad of a Citizen of the United States of America, has been amended based on changes in Department policy. The Department’s new gender policy permits passport applicants to select the gender marker on their passport without presenting medical documentation of gender transition. This policy change includes updating forms to add a third gender marker “X” for applicants identifying as unspecified or another gender identity (in addition to the existing “M” and “F” gender markers).

Both the DS–2029 and the DS–5507 have been amended to replace the term “sex” with “gender” and to be pronoun-inclusive of all genders.

Both forms have been amended to reflect the Department’s updated interpretation of Section 301 of the Immigration and Nationality Act (INA). Under the updated interpretation, INA Section 301 applies to children born abroad to parents who are married to each other at the time of the child’s birth, when the child has a genetic or gestational connection to at least one of the parents in the marriage, and one of

the parents in the marriage is a U.S. citizen. This updated interpretation accommodates modern families and the growing use of Assisted Reproductive Technology (ART) and surrogacy. The Department’s previous interpretation of the INA required a child born abroad to a U.S. citizen parent and a foreign national parent to have a genetic or gestational tie to the U.S. citizen parent to acquire U.S. citizenship at birth (if all other statutory transmission requirements are met). The Department had considered births abroad where one of the parents did not have a genetic or gestational tie to the child as “out of wedlock,” even if the parents were married, and adjudicated such claims under INA Section 309. The Department will now adjudicate citizenship claims under the “in wedlock” provisions of INA Section 301 when the parents are married at the time of the child’s birth and at least one parent has a genetic or gestational tie to the child. Under the updated interpretation, the child may have a genetic or gestational tie to either parent in a legal marriage—if one of those parents is a U.S. citizen and all other statutory transmission requirements have been met—to acquire U.S. citizenship at birth. A child born abroad in this circumstance is now considered to be born “in wedlock” for the purposes of INA Section 301.

Finally, the DS–5507 instructions regarding periods of physical presence or residence in the United States or abroad have been amended to decrease the burden on the public by clarifying that the Department will accept just the Month and Year [or MM–YYYY format] for time frames if exact dates are unknown. However, the instructions also indicate that the individual may be asked to provide exact dates if necessary to determine that statutory transmission requirements have been met.

**Methodology**

Parents normally submit an application for a Consular Report of Birth Abroad at a U.S. embassy or consulate in the consular district in which the birth occurred. A consular officer will interview the parent(s)/guardian, examine the application and supporting documentation, and enter the information provided into the Department of State American Citizen Services (ACS) electronic database.

Parent(s) may complete and submit the Affidavit of Physical Presence or Residence, Parentage, and Support in person or by mail. The form may be accessed online, completed electronically, printed, and signed; or it may be downloaded, printed, and filled out manually.

The DS-2029 is also available in an online format (known as “eCRBA”). The eCRBA will allow applicants to enter their data, upload required documents, pay fees, and schedule an appointment to appear at the adjudicating post for an interview. Additionally, the applicant will be able to check the status of their application. The eCRBA pilot launched in March 2019 at posts located in Toronto, Mexico City, Frankfurt, Paris, Tokyo, and Sydney. The Department continues to work on enhancements with an anticipated phased global rollout in 2023.

**Kevin E. Bryant,**

*Deputy Director, Office of Directives Management, Department of State.*

[FR Doc. 2023-13227 Filed 6-21-23; 8:45 am]

**BILLING CODE 4710-06-P**

## DEPARTMENT OF STATE

[Public Notice: 12103]

### Notice of Public Meeting in Preparation for International Maritime Organization Council 129 Meeting

The Department of State will conduct a public meeting at 10:00 a.m. on Thursday, July 13, 2023, both in-person at Coast Guard Headquarters in Washington, DC, and via teleconference. The primary purpose of the meeting is to prepare for the 129th session of the International Maritime Organization’s (IMO) Council (C 129) to be held in London, United Kingdom from Monday, July 17, 2023 to Friday, July 21, 2023.

Members of the public may participate up to the capacity of the teleconference phone line, which can handle 500 participants or up to the seating capacity of the room if attending in person. The meeting location will be the United States Coast Guard Headquarters, 5PS Conference Room, and the teleconference line will be provided to those who RSVP. To RSVP, participants should contact the meeting coordinator, LT Emily Rowan, by email at [Emily.K.Rowan@uscg.mil](mailto:Emily.K.Rowan@uscg.mil). LT Rowan will provide access information for in-person and virtual attendance.

The agenda items to be considered at this meeting mirror those to be considered at Council 129, and include:

- Adoption of the agenda
- Report of the Secretary-General on credentials
- Rules of Procedure
- Strategy, planning and reform
- Resource Management
- Results-based budget for 2024–2025
- Consolidated text of the IMO Convention
- IMO Member State Audit Scheme

- Reports of the Maritime Safety Committee
- Reports of the Marine Environmental Protection Committee
- Report of the Legal Committee
- Report of the Facilitation Committee
- Protection of vital shipping lanes
- Assembly matters
- External relations
- Report on the status of the Convention and membership of the Organization
- Report on the status of conventions and other multilateral instruments in respect of which the Organization performs functions
- Hybrid meeting capabilities
- Matters arising from C/ES.35
- Appointment of the Secretary-General
- Place, date and duration of the next session of the Council (C 130) and substantive items for inclusion in the provisional agendas for the next two sessions of the Council (C 130 and C 131)
- Supplementary agenda items, if any

Please note: the IMO may, on short notice, adjust the C 129 agenda to accommodate the constraints associated with the meeting format. Any changes to the agenda will be reported to those who RSVP.

Those who plan to participate should contact the meeting coordinator, LT Emily Rowan, by email at [Emily.K.Rowan@uscg.mil](mailto:Emily.K.Rowan@uscg.mil), or in writing at 2703 Martin Luther King Jr. Ave. SE, Stop 7509, Washington, DC 20593–7509, by July 6, 2023. Please note that, due to security considerations, two valid, government issued photo identifications must be presented to gain entrance to the Douglas A. Munro Coast Guard Headquarters Building at St. Elizabeth’s. This building is accessible by taxi, public transportation, and privately owned conveyance (upon request). Additionally, members of the public needing reasonable accommodation should advise the meeting coordinator not later than July 6, 2023. Requests made after that date will be considered but might not be possible to fulfill.

Additional information regarding this and other IMO public meetings may be found at: <https://www.dco.uscg.mil/IMO>.

(Authority: 22 U.S.C. 2656)

**Emily A. Rose,**

*Coast Guard Liaison Officer, Office of Ocean and Polar Affairs, Department of State.*

[FR Doc. 2023-13201 Filed 6-21-23; 8:45 am]

**BILLING CODE 4710-09-P**

## SURFACE TRANSPORTATION BOARD

[Docket No. EP 290 (Sub-No. 5) (2023–3)]

### Quarterly Rail Cost Adjustment Factor

**AGENCY:** Surface Transportation Board.  
**ACTION:** Approval of rail cost adjustment factor.

**SUMMARY:** The Board has approved the third quarter 2023 Rail Cost Adjustment Factor (RCAF) and cost index filed by the Association of American Railroads. The third quarter 2023 RCAF (Unadjusted) is 0.975. The third quarter 2023 RCAF (Adjusted) is 0.389. The third quarter 2023 RCAF–5 is 0.372.

**DATES:** *Applicability Date:* July 1, 2023.

**FOR FURTHER INFORMATION CONTACT:** Pedro Ramirez at (202) 245–0333. If you require an accommodation under the Americans with Disabilities Act, please call (202) 245–0245.

**SUPPLEMENTARY INFORMATION:**

Additional information is contained in the Board’s decision, which is available at [www.stb.gov](http://www.stb.gov).

Decided: June 15, 2023.

By the Board, Board Members Fuchs, Hedlund, Oberman, Primus, and Schultz.

**Brendetta Jones,**

*Clearance Clerk.*

[FR Doc. 2023-13249 Filed 6-21-23; 8:45 am]

**BILLING CODE 4915-01-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Notice of Interagency Labor Committee for Monitoring and Enforcement Final Procedural Guidelines for Petitions Pursuant to the USMCA

**AGENCY:** Office of the United States Trade Representative (USTR).

**ACTION:** Notice.

**SUMMARY:** The Interagency Labor Committee for Monitoring and Enforcement (Committee) publishes in the Annex to this notice the final revised procedural guidelines for submissions by the public of information with respect to potential failures of Canada or Mexico to implement their labor obligations under the United States-Mexico-Canada Agreement (USMCA or Agreement). These procedural guidelines include revisions that respond to comments received and minor technical clarifications.

**FOR FURTHER INFORMATION CONTACT:**

Deborah Birnbaum, Office of the General Counsel, at [Deborah.e.Birnbaum@ustr.eop.gov](mailto:Deborah.e.Birnbaum@ustr.eop.gov) or (202) 395–9622.