

public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings under section 19(b)(2)(B)¹³ of the Act to determine whether the proposed rule change should be approved or disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change 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-2023-43 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-2023-43. 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-Phlx-2023-43 and should be submitted on or before October 10, 2023.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹⁴

Sherry R. Haywood,

Assistant Secretary.

[FR Doc. 2023-20169 Filed 9-18-23; 8:45 am]

BILLING CODE 8011-01-P

SMALL BUSINESS ADMINISTRATION

Annual Meeting of the Regional Small Business Regulatory Fairness Boards

AGENCY: Office of the National Ombudsman, U.S. Small Business Administration (SBA).

ACTION: Notice of open meeting of the Regional Small Business Regulatory Fairness Boards.

SUMMARY: The SBA, Office of the National Ombudsman, is issuing this notice to announce the location, date, time and agenda for the annual board meeting of the ten Regional Small Business Regulatory Fairness Boards. The meeting is open to the public.

DATES: The meeting will be held on Thursday, September 28, 2023, from 9:30 a.m. to 4 p.m. EDT, and Friday, September 29, 2023, from 9:30 a.m. to 4 p.m. EDT.

ADDRESSES: The meeting will be held virtually through Microsoft Teams.

FOR FURTHER INFORMATION CONTACT: The meeting is open to the public; however advance notice of attendance is requested. Anyone wishing to attend must contact John Kelly, Case Management Specialist, by September 21, 2023. If you need accommodations because of a disability, translation services, or require additional information, please contact John Kelly, by phone (888) 734-3247, by fax (202) 481-5719 or email ombudsman@sba.gov.

For more information on the Office of the National Ombudsman, please visit our website at www.sba.gov/ombudsman.

SUPPLEMENTARY INFORMATION: Pursuant to the Small Business Regulatory Enforcement Fairness Act (Pub. L. 104-121), sec. 222, SBA announces the meeting of the Regional Small Business Regulatory Fairness Boards (Regional Regulatory Fairness Boards). The Regional Regulatory Fairness Boards are

tasked to advise the National Ombudsman on matters of concern to small businesses relating to enforcement activities of agencies and to report on substantiated instances of excessive enforcement actions against small business concerns, including any findings or recommendations of the Board as to agency enforcement practice or policy.

The purpose of the meeting is to discuss the following topics related to the Regional Regulatory Fairness Boards:

- Introduction of the Regional Regulatory Fairness Boards and the staff of the Office of the National Ombudsman
- Facilitated discussion of ongoing regulatory issues for small business
- Annual Report to Congress Update
- Office of Advocacy regulatory review
- SBA update and future outreach planning

Dated: September 13, 2023.

Andrienne Johnson,

SBA Committee Management Officer.

[FR Doc. 2023-20166 Filed 9-18-23; 8:45 am]

BILLING CODE 8026-09-P

TENNESSEE VALLEY AUTHORITY

Spring Valley II Solar Project

AGENCY: Tennessee Valley Authority.

ACTION: Notice of intent.

SUMMARY: The Tennessee Valley Authority (TVA) intends to prepare an environmental impact statement (EIS) for the purchase of electricity generated by the proposed Spring Valley II Solar Project in Colbert County, Alabama. The EIS will assess the potential environmental effects of constructing, operating, and maintaining the proposed 178-megawatt (MW) alternating current (AC) solar facility that would occupy approximately 943 acres of the 1,629-acre project study area. Public comments are invited concerning the scope of the EIS, alternatives being considered, and environmental issues that should be addressed as a part of this EIS. TVA is also requesting data, information, and analysis relevant to the proposed action from the public; affected federal, state, tribal, and local governments, agencies, and offices; the scientific community; industry; or any other interested party.

DATES: The public scoping period begins with the publication of this Notice of Intent in the **Federal Register**. To ensure consideration, comments must be postmarked, emailed, or submitted online no later than October 19, 2023.

¹³ 15 U.S.C. 78s(b)(2)(B).

¹⁴ 17 CFR 200.30-3(a)(12).

ADDRESSES: Written comments should be sent to J. Taylor Johnson, NEPA Compliance Specialist, Tennessee Valley Authority, 1101 Market Street, BR 2C-C, Chattanooga, Tennessee 37402. Comments may be submitted online at: <https://www.tva.gov/nepa>, or by email to nepa@tva.gov. Please note that TVA encourages comments be submitted electronically.

FOR FURTHER INFORMATION CONTACT: J. Taylor Johnson by email at jtcates@tva.gov, by phone at (423) 751-2732, or by mail at the address above.

SUPPLEMENTARY INFORMATION: This notice is provided in accordance with the Council on Environmental Quality's Regulations (40 CFR parts 1500 to 1508) and TVA's procedures for implementing the National Environmental Policy Act (NEPA) (18 CFR 1318). TVA is an agency and instrumentality of the United States, established by an act of Congress in 1933, to foster the social and economic welfare of the people of the Tennessee Valley region and to promote the proper use and conservation of the region's natural resources. One component of this mission is the generation, transmission, and sale of reliable and affordable electric energy.

Background

In June 2019, TVA completed the final 2019 Integrated Resource Plan (IRP) and associated EIS. The IRP is a comprehensive study of how TVA will meet the demand for electricity in its service territory over the next 20 years. The 2019 IRP recommends solar expansion and anticipates growth in all scenarios analyzed, with most scenarios anticipating 5,000–8,000 MW and one anticipating up to 14,000 MW by 2038. In 2022, customer demand for cleaner energy prompted TVA to release a Carbon-Free Request for Proposal (RFP) for renewable energy resources.

As a result of the RFP, TVA is considering entering into a Power Purchase Agreement (PPA) with Spring Valley Solar, LLC to purchase 178 MW AC of power generated by the proposed Spring Valley II Solar Project. The proposed solar facility would occupy approximately 943 acres of the 1,629-acre project study area, which is located entirely in Colbert County, Alabama. The land surplus is to accommodate relocating the arrays if any areas need to be avoided as a result of the environmental review. The project site is located south of the city limits of Tuscumbia, Alabama, near the City of Muscle Shoals and Florence, Alabama, along US Highway 43. The project site is a mixture of agricultural fields and

forested areas. A map showing the project site is available at <https://www.tva.gov/nepa>.

Preliminary Proposed Action and Alternatives

In addition to a No Action Alternative, TVA will evaluate the action alternative of purchasing power from the proposed Spring Valley II Solar Project under the terms of a PPA. In evaluating alternatives, TVA considered other solar proposals, prior to selecting the Spring Valley II site for further evaluation. Part of the screening process included a review of transmission options, including key connection points to TVA's transmission system. The Spring Valley II site stood out as a viable option for connectivity. Environmental and cultural considerations are also included in TVA's screening. For the proposed site, the solar developer plans to consider the establishment of a footprint that could avoid impacts to cultural or biological resources. The EIS will also evaluate ways to mitigate impacts that cannot be avoided. The description and analysis of these alternatives in the EIS will inform decision makers, other agencies, and the public about the potential for environmental impacts associated with the proposed solar facility.

Project Purpose and Need

The Spring Valley II Solar Project that was submitted as a result of TVA's 2022 Carbon-Free RFP would help TVA meet immediate needs for additional renewable generating capacity in response to customer demands and fulfill the renewable energy goals established in the 2019 IRP. To meet these goals, public scoping is integral to the process for implementing NEPA and ensures that (1) issues are identified early and properly studied, (2) issues of little significance do not consume substantial time and effort, and (3) the analysis of identified issues is thorough and balanced.

Anticipated Environmental Impacts

This EIS will contain descriptions of the existing environmental and socioeconomic resources within the area that could be affected by the proposed solar facility, including the documented historical, cultural, and environmental resources. Evaluation of potential environmental impacts to these resources will include, but not be limited to, air quality and greenhouse gas emissions, surface water, groundwater, wetlands, floodplains, vegetation, wildlife, threatened and endangered species, land use, natural areas and parks and recreation, geology,

soils, prime farmland, visual resources, noise, cultural resources, socioeconomic and environmental justice, solid and hazardous waste, public and occupational health and safety, utilities, and transportation.

Based on a preliminary evaluation of these resources, potential impacts to vegetation and wildlife due to the conversion of forest of various ages to early maintained grass-dominated fields may occur. Impacts to water resources would likely be minor with the use of best management practices and avoidance of siting project components in or near streams, wetlands, and riparian areas to the extent feasible. Land use would be impacted by the conversion of farmland to industrial use and the elimination of current farming operations, which would also result in visual impacts. A listed National Register of Historic Places property is located outside of the project footprint but in proximity and potential viewshed. Due to the location, there is a high probability of additional cultural resources to be present. Additional cultural resources surveys will be conducted to identify resources within the project area and viewshed and to assess effects.

Beneficial impacts are expected by facilitating the development of renewable energy and thereby increasing local job opportunities, as well as improving regional air quality and reducing carbon emissions. The EIS will analyze measures that would avoid, minimize, or mitigate identified environmental effects. The final range of issues to be addressed in the environmental review will be determined, in part, from scoping comments received.

Request for Identification of Potential Alternatives, Information, and Analyses Relevant to the Proposed Action

TVA requests assistance with identifying any new potential alternatives to the proposed action to be considered. TVA also requests assistance with identifying any known potential impacts of the proposed action that should be analyzed. Information interested parties possess which would assist in the analysis of resources is also appreciated. The preliminary identification of reasonable alternatives, information, and analyses relevant to the proposed action in this notice is not meant to be exhaustive or final.

Public Participation and Process

The public is invited to submit comments on the scope of this EIS no later than the date identified in the

DATES section of this notice. Federal, state, and local agencies and Native American Tribes are also invited to provide comments. Information about this project is available on the TVA web page at <https://www.tva.gov/nepa>, including a link to an online public comment page. Any comments received, including names and addresses, will become part of the administrative record and will be available for public inspection.

EIS Preparation and Schedule

After consideration of comments received during the scoping period, TVA will develop and distribute a scoping document that will summarize public and agency comments that were received and identify the schedule for completing the EIS process. Following analysis of the issues, TVA will prepare the draft EIS for public review and comment, expected to be released mid-2024. TVA anticipates the final EIS in mid-2025. In finalizing the EIS and in making its final decision, TVA will consider the comments that it receives on the draft.

Rebecca Tolene,
Vice President, Environment and Sustainability.

[FR Doc. 2023-20264 Filed 9-18-23; 8:45 am]

BILLING CODE 8120-08-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[FAA Docket number: FAA-2023-1966]

NextGen Advisory Committee; Notice of Public Meeting

AGENCY: Federal Aviation Administration (FAA), Department of Transportation.

ACTION: Notice of public meeting.

SUMMARY: This notice announces a meeting of the NextGen Advisory Committee (NAC).

DATES: The date and time of the meeting is October 4, 2023, from 12 p.m.–4:30 p.m. eastern time. If you wish to attend the meeting virtually, you must submit a request by September 26, 2023. If you need to request accommodations for a disability, you must submit the request by September 26, 2023. If you wish to make a public statement during the meeting, you must submit a written copy of your remarks by September 26, 2023. For NAC member review prior to the meeting, you must submit your written statement no later than September 26, 2023.

ADDRESSES: The meeting location is at the Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591, with a virtual option. The FAA will post virtual meeting information to the NAC internet website at least one week in advance of the meeting. Information on the NAC, including copies of previous meeting minutes, is available on the NAC internet website at: https://www.faa.gov/about/office_org/headquarters_offices/ang/nac/.

Members of the public who wish to observe the meeting virtually or in person must send the required information listed in the **SUPPLEMENTARY INFORMATION** section to 9-AWA-ANG-NACRegistration@faa.gov.

FOR FURTHER INFORMATION CONTACT:

Kimberly Noonan, NAC Coordinator, U.S. Department of Transportation, at Kimberly.Noonan@faa.gov or 202-267-3760. Submit requests or questions not regarding attendance registration to the person listed in this section.

SUPPLEMENTARY INFORMATION:

I. Background

The Secretary of Transportation established the NAC under agency authority in accordance with the provisions of the Federal Advisory Committee Act (FACA), as amended, Public Law 92-463, 5 U.S.C. app. 2, to provide independent advice and recommendations to the FAA and to respond to specific taskings received directly from the FAA. The NAC recommends consensus-driven advice relating to Air Traffic Management System modernization for FAA consideration.

II. Agenda

At the meeting, the agenda will cover the following topics:

- NAC Chair's Report
- FAA Report
- NAC Subcommittee Chair's Report
 - Risk and Mitigations update for the following focus areas: Data Communications, Performance Based Navigation, Surface and Data Sharing, and Northeast Corridor
 - Status Update on NAC Tasking 23-1: National Airspace System (NAS) Airspace Efficiencies
- NAC Chair Closing Comments

The FAA will post the detailed agenda on the NAC internet website at least one week in advance of the meeting.

III. Public Participation

The meeting is open to the public. Members of the public who wish to attend are asked to register via email by

submitting their full legal name, country of citizenship, contact information (telephone number and email address), and name of their industry association or applicable affiliation, and if they would like to attend the meeting in-person or virtually. Please email this information to the email address listed in the **ADDRESSES** section. For foreign national in-person attendees, please also provide surname, given name, country of birth, country of citizenship, date of birth, title or position, and passport or diplomatic ID# and its expiration date. The FAA will confirm registration and provide the virtual meeting information, including the teleconference call-in number and passcode, to those registrants who requested to attend virtually. Callers are responsible for paying associated long-distance charges (if any).

Note: Only NAC Members, NAC working group members, FAA staff who are providing briefings, and members of the public who registered and the FAA selected to make a public statement will have the ability to speak. All other attendees will be able to listen only.

The U.S. Department of Transportation is committed to providing equal access to this meeting for all participants. If you need alternative formats or services because of a disability, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

The agenda allows a maximum of six minutes for oral comments from members of the public joining the meeting. To accommodate as many speakers as possible, each commenter may have limited speaking time. Individuals wishing to reserve speaking time during the meeting must submit a request at the time of registration, along with the proposed speaker's name, address, organizational affiliation, and a written copy of the oral statement. If the number of registrants requesting to make oral statements is greater than the meeting allows, the FAA will select speakers in the order the FAA receives the requests. Speakers are required to submit a copy of their prepared remarks for inclusion in the meeting records and for circulation to NAC members to the person listed under the heading **FOR FURTHER INFORMATION CONTACT**. The meeting record will include all prepared remarks submitted on time.

Members of the public may submit written statements for inclusion in the meeting records and circulation to the NAC members. Members of the public must submit written statements to the person listed under the heading **FOR FURTHER INFORMATION CONTACT**. NAC members may not have time to review