

Securities Regulation Daily

Regulation Tracker



CFTC Proposed Rule Comment Calendar

Proposal Name	Release No.	Federal Register Citation	Description	Comments Due	Comments Submitted
17 CFR Part 50 Swap Clearing Requirement To Account for the Transition From LIBOR and Other IBORs to Alternative Reference Rates	RIN 3038–AF18	86 FR 88476	The CFTC is seeking information and public comment on how the Commission could amend its swap clearing requirement to address the cessation of certain interbank offered rates (IBORs) (e.g., the London Interbank Offered Rate (LIBOR)) used as benchmark reference rates and the market adoption of alternative reference rates; namely, overnight, nearly risk-free reference rates (RFRs).	January 24, 2022	View comments

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CFTC Final Rule Effective Dates

Final Rule Name	Release No.	Federal Register Citation	Description	Effective Date	Compliance Date
17 CFR Parts 1, 4, 41, and 190 Bankruptcy Regulations	RIN 3038–AE67	86 FR 19324	Final rule amendments comprehensively update regulations governing bankruptcy proceedings of commodity brokers to reflect current market practices and lessons learned from past commodity broker bankruptcies.	May 13, 2021 (past effective, future compliance date – see right column)	Compliance dates vary by provision, ending April 13, 2022. See release for details.
17 CFR Parts 45, 46, and 49 Swap Data Recordkeeping and Reporting Requirements	RIN 3038-AE31 (CFTC press release)	85 FR 75503	Revises 45, 46, and 49 regulations to give the CFTC access to uncleared margin data, streamline the requirements for reporting new swaps, define and adopts swap data elements that harmonize with international technical guidance, and reduce reporting burdens for reporting counterparties that are not SDs or MSPs.	January 25, 2021 (past effective, future compliance date – see right column)	May 25, 2022
17 CFR Parts 43, 45, and 49 Amendments to Regulations Relating to Certain Swap Data Repository and Data Reporting Requirements	RIN 3038-AE32 (CFTC press release)	85 FR 75601	Revises Part 43, 45, and 49 regarding data reported to, and maintained by, swap data repositories (SDRs), including modifications to existing requirements for SDRs to establish policies and procedures to confirm the accuracy of swap data with both counterparties to a swap and require reporting counterparties to verify the accuracy of swap data pursuant to those SDR procedures, as well as to existing requirements related to corrections for data errors and certain provisions related to SDR governance.	January 25, 2021 (past effective, future compliance date – see right column)	May 25, 2022

Final Rule Name	Release No.	Federal Register Citation	Description	Effective Date	Compliance Date
17 CFR Parts 1, 15, 17, 19, 40, 140, 150 and 151 Position Limits for Derivatives	RIN 3038–AD99	86 FR 3236	Adopts final amendments concerning speculative position limits for commodity derivatives, including new and amended spot-month limits, definitions, and enumerated bona fide hedges.	March 15, 2021 (past effective, future compliance date – see right column)	Compliance dates range from January 1, 2022 to January 1, 2023. See release for details.
17 CFR Part 43 Real-Time Public Reporting Requirements	RIN 3038-AE60 (CFTC press release)	85 FR 75422	Revises Part 43 regulations relating to real-time public reporting and dissemination requirements for swap data repositories (SDRs), derivatives clearing organizations (DCOs), swap execution facilities (SEFs), designated contract markets (DCMs), swap dealers (SDs), major swap participants (MSPs), and swap counterparties that are neither SDs nor MSPs. Also makes changes to block trade provisions.	January 11, 2021 (past effective, future compliance date – see right column)	May 25, 2022 except for §§ 43.4(h) and 43.6, for which the compliance date is May 25, 2023.