

**ACTION:** Request for comment on petition for rulemaking.

**SUMMARY:** The Consumer Product Safety Commission has received a petition requesting that it initiate rulemaking to eliminate the footbrake requirement for certain sidewalk bicycles, which Commission regulations define as bicycles with a seat height of no more than 635 mm (25 inches), not including recumbent bicycles and in addition, seeks comments on the adequacy of requirements for bicycles in the Commission's rules, including electric bicycles. The Commission invites written comments concerning the petition.

**DATES:** Submit comments by July 24, 2023.

**ADDRESSES:** You can submit comments, identified by Docket No. CPSC–2023–0023, by any of the following methods:

*Electronic Submissions:* Submit electronic comments to the Federal eRulemaking Portal at: [www.regulations.gov](http://www.regulations.gov). Follow the instructions for submitting comments. Do not submit through this website: confidential business information, trade secret information, or other sensitive or protected information that you do not want to be available to the public. CPSC typically does not accept comments submitted by electronic mail (email), except as described below.

*Mail/Hand Delivery/Courier/Confidential Written Submissions:* CPSC encourages you to submit electronic comments using the Federal eRulemaking Portal. You may, however, submit comments by mail, hand delivery, or courier to: Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone: (301) 504–7479.

*Instructions:* All submissions must include the agency name and docket number. CPSC may post all comments without change, including any personal identifiers, contact information, or other personal information provided, to: [www.regulations.gov](http://www.regulations.gov). If you wish to submit confidential business information, trade secret information, or other sensitive or protected information that you do not want to be available to the public, you may submit such comments by mail, hand delivery, or courier, or you may email them to: [cpsc-os@cpsc.gov](mailto:cpsc-os@cpsc.gov).

*Docket:* For access to the docket to read background documents or comments received, go to: [www.regulations.gov](http://www.regulations.gov), and insert the docket number, CPSC–2023–0023, into

the “Search” box, and follow the prompts.

**FOR FURTHER INFORMATION CONTACT:** Alberta E. Mills, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone: 301–504–7479; email: [cpsc-os@cpsc.gov](mailto:cpsc-os@cpsc.gov).

**SUPPLEMENTARY INFORMATION:** On September 21, 2022, Don Mays of Product Safety Insights, LLC (petitioner), on behalf of woom (a manufacturer of children's bicycles), requested that the Commission initiate rulemaking to eliminate the footbrake requirement for sidewalk bicycles in 16 CFR 1512.5(e). Sidewalk bicycles, which generally are children's bicycles, are defined as bicycles with a seat height of no more than 635 mm (25 inches), not including recumbent bicycles. 16 CFR 1512.2(b). Commission regulations require that sidewalk bicycles with a minimum seat height of 560 mm (22 inches) must have footbrakes that cause the bicycle to stop when a pedal is rotated backwards. 16 CFR 1512.5(c), (e).

The petition argues that this regulation for sidewalk bicycles is out of date. The petition asserts that it is “hard to compare the relative safety of bicycle braking between children's bicycles with a combination of handbrakes and a footbrake to those with just handbrakes,” and alleges that there is no evidence that handbrakes are less safe than the required footbrakes—and may be safer than footbrakes. The request also asserts that manufacturers are producing and selling non-compliant children's bicycles without footbrakes. The petition claims that footbrakes cost more to produce than handbrakes, putting manufacturers that comply with CPSC's brake regulations at a competitive disadvantage to those who do not comply. The petition also states that European regulations do not require footbrakes for children's bicycles.

The Commission seeks comments as well as any studies or data pertaining to safety of footbrakes or handbrakes from the public concerning this petition.<sup>1</sup> In addition, the Commission seeks public comment on whether any other requirements in 16 CFR part 1512 are out of date, including whether such requirements are adequate to address bicycles defined in section 1512.2(a)(2). To the extent possible, commenters should provide specific information, including reference to known documentation, engineering studies, technical studies, reports of injuries,

<sup>1</sup> The Commission voted 4–0 to approve publication of this notice.

medical findings, legal analyses, economic analyses, and environmental impact analyses.

The major factors the Commission considers in deciding whether to grant or deny a petition regarding a product include:

(1) Whether the product presents an unreasonable risk of injury.

(2) Whether a rule is reasonably necessary to eliminate or reduce the risk of injury.

(3) Whether failure to initiate the requested rulemaking proceeding would unreasonably expose the petitioner or other consumers to the risk of injury which the petitioner alleges is presented by the product.

In considering these factors, the Commission will consider the relative priority of the risk of injury associated with the product at issue and the Commission's available resources. 16 CFR 1051.9(b). The CPSC Policy on Establishing Priorities for Commission Action, 16 CFR 1009.8, sets forth the criteria upon which Commission priorities are based.

The petition is available at: <https://www.regulations.gov>, under Docket No. CPSC–2023–0023, Supporting and Related Materials. Alternatively, interested parties may obtain a copy of the petition by writing or calling the Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504–7479; email: [cpsc-os@cpsc.gov](mailto:cpsc-os@cpsc.gov).

**Alberta E. Mills,**  
*Secretary, U.S. Consumer Product Safety Commission.*

[FR Doc. 2023–11137 Filed 5–24–23; 8:45 am]

**BILLING CODE 6355–01–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

#### 49 CFR Parts 216, 231, and 238

[Docket No. FRA–2021–0067, Notice No. 2]

RIN 2130–AC90

#### Passenger Equipment Safety Standards; Standards for High-Speed Trainsets; Extension of Comment Period

**AGENCY:** Federal Railroad Administration (FRA), Department of Transportation (DOT).

**ACTION:** Notice of proposed rulemaking (NPRM); extension of comment period.

**SUMMARY:** On April 3, 2023, FRA published an NPRM proposing to

amend its Passenger Equipment Safety Standards to modernize Tier I and Tier III safety appliance requirements; update the pre-revenue compliance documentation and testing requirements; establish crashworthiness requirements for individual Tier I-compliant vehicles equipped with crash energy management; establish standards for Tier III inspection, testing, and maintenance and movement of defective equipment; incorporate general safety requirements from FRA's Railroad Locomotive Safety Standards for Tier III trainsets; and provide for periodic inspection of emergency lighting to ensure proper functioning. By this notice, FRA is extending the NPRM's comment period, which will close on June 2, 2023, by 60 days.

**DATES:** The comment period for the NPRM published April 3, 2023, at 88 FR 19730, is extended until August 1, 2023.

**ADDRESSES:**

*Comments:* Comments related to Docket No. FRA-2021-0067, Notice No. 1, may be submitted by going to <https://www.regulations.gov> and following the online instructions for submitting comments.

*Instructions:* All submissions must include the agency name, docket name, and docket number or Regulatory Identification Number (RIN) for this rulemaking (2130-AC90). Note that all comments received will be posted without change to <https://www.regulations.gov>, including any

personal information provided. Please see the Privacy Act heading in the **SUPPLEMENTARY INFORMATION** section of this document for Privacy Act information related to any submitted comments or materials.

*Docket:* For access to the docket to read background documents or comments received, go to <https://www.regulations.gov> and follow the online instructions for accessing the docket.

**FOR FURTHER INFORMATION CONTACT:**

Michael Hunter, Executive Staff Director, Office of Railroad Systems and Technology, telephone: (202) 579-5508 or email: [michael.hunter@dot.gov](mailto:michael.hunter@dot.gov); or James Mecone, Attorney Adviser, Office of the Chief Counsel, telephone: (202) 380-5324 or email: [james.mecone@dot.gov](mailto:james.mecone@dot.gov).

**SUPPLEMENTARY INFORMATION:** In a May 11, 2023, letter, the American Public Transportation Association (APTA) requested a 120-day extension of the NPRM's comment period.<sup>1</sup> APTA stated it needs additional time to thoroughly review the NPRM and review and consolidate comments on the NPRM from its members and affiliates.

The comment period for this NPRM is scheduled to close on June 2, 2023. As FRA is granting an extension in response to APTA's request, the comment period is now extended to

August 1, 2023, which is a total of 60 days. Although APTA requested a 120-day extension, FRA believes that a 60-day extension will provide sufficient time for APTA and other interested parties to review the NPRM.

**Privacy Act**

In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, to [www.regulations.gov](https://www.regulations.gov), as described in the system of records notice, DOT/ALL-14 FDMS, accessible through [www.dot.gov/privacy](https://www.dot.gov/privacy). To facilitate comment tracking and response, we encourage commenters to provide their name, or the name of their organization; however, submission of names is completely optional. Whether or not commenters identify themselves, all timely comments will be fully considered. If you wish to provide comments containing proprietary or confidential information, please contact the agency for alternate submission instructions.

**Authority:** 49 U.S.C. 20103, 20107, 20133, 20141, 20302-20303, 20306, 20701-20702, 21301-21302, 21304; 28 U.S.C. 2461, note; and 49 CFR 1.89.

Issued in Washington, DC.

**Amitabha Bose,**  
Administrator.

[FR Doc. 2023-11188 Filed 5-24-23; 8:45 am]

**BILLING CODE 4910-06-P**

<sup>1</sup> 88 FR 19730 (Apr. 3, 2023).