The Humane Society of the United States and the Humane Society Legislative Fund (petitioners) request that the Commission initiate a rulemaking to adopt a mandatory safety standard to require warnings of the risk to people of contracting Campylobacter infection, or campylobacteriosis, from contact with commercially bred dogs sold to consumers online or in retail stores.

In accordance with Commission Directive D302, *Internal Procedures for Petitions* (September 10, 2019), the Office of the General Counsel has drafted the attached notice for publication in the *Federal Register*, inviting comments on the petition for a period of 60 days.

Please indicate your vote on the following options:

I. Approve publication of the attached document in the *Federal Register*, as drafted.

____________________________________  ________________________
(Signature)                               (Date)
II. Approve publication of the attached document in the *Federal Register*, with changes.  
(Please specify.)

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(Signature)  ___________________________  (Date)  ___________________________

III. Do not approve publication of the attached document in the *Federal Register*.

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(Signature)  ___________________________  (Date)  ___________________________

IV. Take other action. (Please specify.)

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(Signature)  ___________________________  (Date)  ___________________________

Attachment: Draft *Federal Register* Notice: Petition Requesting Rulemaking on Commercially Bred Dogs Sold to Consumers
Petition Requesting Rulemaking on Commercially Bred Dogs Sold to Consumers

[Docket No. CP-21-2]

AGENCY: Consumer Product Safety Commission.

ACTION: Request for comment on petition for rulemaking.

SUMMARY: The Consumer Product Safety Commission (CPSC or Commission) has received a petition requesting that the Commission initiate a rulemaking to adopt a safety standard requiring warnings of the risk to people of contracting Campylobacter infection, or campylobacteriosis, from contact with commercially bred dogs sold to consumers. The Commission invites written comments concerning the petition.

DATES: Submit comments by [INSERT DATE 60 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Submit comments, identified by Docket No. CP-21-2, by any of the following methods:

Electronic Submissions: Submit electronic comments to the Federal eRulemaking Portal at: https://www.regulations.gov. Follow the instructions for submitting comments. CPSC does not accept comments submitted by electronic mail (e-mail), except through https://www.regulations.gov and as described below. CPSC encourages you to submit electronic comments by using the Federal eRulemaking Portal, as described above.

Mail/hand delivery/courier Written Submissions: Submit comments by mail/hand delivery/courier to: Division of the Secretariat, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone: (301) 504-7479. Alternatively, as a temporary option during the COVID-19 pandemic, you may email such submissions to: cpsc-os@cpsc.gov.
SUPPLEMENTARY INFORMATION: On February 17, 2021, the Humane Society of the United States and the Humane Society Legislative Fund (petitioners), submitted a petition requesting that the Commission initiate a rulemaking to adopt a mandatory CPSC safety standard to require warnings of the risk to people of contracting Campylobacter infection, or campylobacteriosis, from contact with commercially bred dogs sold to consumers online or in retail stores. The Commission’s procedure for petitioning for rulemaking is described at 16 CFR Part 1051.

The petitioners state that Campylobacter bacteria causes campylobacteriosis, a serious infectious disease that has sickened nearly 150 people who contracted it from infected dogs sold in pet stores in more than 20 states. The petitioners state that Campylobacter infection is characterized by diarrhea (often severe), abdominal pain, fever, nausea, and sometimes vomiting. Furthermore, the petitioners state that infection can result in arthritis, temporary paralysis, irritable bowel syndrome, and Guillain-Barré syndrome. In people with compromised immune
systems, such as those with a blood disorder or who are receiving chemotherapy, Campylobacter may spread to the bloodstream and cause a life-threatening infection. Petitioners further state that the public is unaware of the risk of contracting this serious infection from contact with dogs in pet stores because infected dogs may appear clean and healthy. The Centers for Disease Control and Prevention has stated that the outbreak strain of Campylobacter associated with dogs sold at retail has been resistant to antibiotics used to treat the illness.

The petitioners request that CPSC promulgate a mandatory safety standard to establish requirements that dogs bred commercially for distribution in commerce to consumers be accompanied by clear and adequate warnings of the risk to people of contracting campylobacteriosis from contact with the dogs and that the standard contain requirements with respect to the form of the warnings.

The Commission seeks comments concerning this petition.

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

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

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

(3) Whether failure of the Commission to initiate the rulemaking proceeding requested would unreasonably expose the petitioners or other consumers to the risk of injury which the petitioners allege is presented by the product. 16 CFR 1051.9(a).

In considering these factors, the Commission will treat as an important component of each one the relative priority of the risk of injury associated with the product about which the petition has been filed and the Commission’s resources available for rulemaking activities with respect to that risk of injury. 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 on the CPSC website at [insert website link] or
Alternatively, interested parties may obtain a copy of the petition by writing or calling the
Division of the Secretariat, Consumer Product Safety Commission, 4330 East West Highway,
Bethesda, MD 20814; telephone (301) 504-6833.

________________________________
Alberta E. Mills
Secretary
U. S. Consumer Product Safety Commission