

1 A bill to be entitled
 2 An act relating to consumer protection; prohibiting
 3 the sale of unsafe used tires by used tire retailers;
 4 providing an exception; providing what constitutes an
 5 unsafe used tire; providing the sale of unsafe used
 6 tires constitutes an unfair and deceptive trade
 7 practice; providing an effective date.
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9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Sale of used tires; penalty.-

12 (1) It is unlawful for any used tire retailer in this
 13 state to sell unsafe used tires. This section does not apply to
 14 a used tire retailer who sells used tires for recapping.

15 (2) For purposes of this section, a used tire is
 16 considered unsafe if the tire:

17 (a) Is worn to 2/32 of an inch tread depth or less on any
 18 area of the tread;

19 (b) Has any damage exposing the reinforcing piles of the
 20 tire, including any cuts, cracks, bulges, punctures, scrapes, or
 21 wear;

22 (c) Has had an improper repair including:

23 1. Any repair made in the tread shoulder or belt edge area
 24 of the tire;

25 2. Any puncture that has not been sealed or patched on the
 26 inside and repaired with a cured rubber stem through to the
 27 outside of the tire;

28 3. A repair to the sidewall or bead area of the tire; or

29 4. A puncture repair of damage larger than one-quarter of
 30 an inch;

31 (d) Has evidence of prior use of a temporary tire sealant
 32 without evidence of a subsequent proper repair;

33 (e) Has its tire identification number defaced or removed;

34 (f) Is a recalled tire whose sale is prohibited pursuant
 35 to federal law;

36 (g) Has inner liner or bead damage; or

37 (h) Has an indication of internal separation, such as
 38 bulges or local areas of irregular tread wear.

39 (3) Any person selling or offering an unsafe used tire in
 40 violation of this section commits an unfair and deceptive trade
 41 practice as defined in part II of chapter 501.

42 Section 2. This act shall take effect July 1, 2013.