

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 that the sale of such
 6 tires is a deceptive and unfair trade practice;
 7 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 a used tire retailer in this state
 13 to sell unsafe used tires. This section does not apply to a used
 14 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-inch tread depth or less on any area
 18 of the tread;

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

21 (c) Has had an improper repair, including:

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

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

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

28 4. A puncture repair of damage larger than 1/4-inch;

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

31 (e) Has the tire identification number defaced or removed;

32 (f) Is a recalled tire the sale of which is prohibited
33 pursuant to federal law;

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

35 (h) Has an indication of internal separation, such as a
36 bulge or local area of irregular tread wear.

37 (3) A person selling or offering an unsafe used tire in
38 violation of this section commits a deceptive and unfair trade
39 practice under part II of chapter 501.

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