

By the Committees on Agriculture; and Commerce and Tourism; and  
Senator Evers

575-03848-13

20131588c2

1 A bill to be entitled

2 An act relating to used tires; prohibiting the sale of  
3 unsafe used tires by used tire retailers under certain  
4 circumstances; providing an exception; providing what  
5 constitutes an unsafe used tire; providing that a  
6 person who violates this section commits an unfair and  
7 deceptive trade practice; providing an effective date.  
8

9 Be It Enacted by the Legislature of the State of Florida:  
10

11 Section 1. Sale of used tires.—

12 (1) It is unlawful for any used tire retailer in this state  
13 to sell unsafe used tires for the purpose of mounting on a  
14 vehicle as defined in s. 316.003. This section does not apply to  
15 a used tire retailer who sells used tires for recapping.

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

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

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

23 (c) Has had an improper repair including:

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

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

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

575-03848-13

20131588c2

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

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

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

35       (f) Has inner liner or bead damage; or

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

38       (3) A person who violates this section commits an unfair  
39 and deceptive trade practice as defined in part II of chapter  
40 501, Florida Statutes.

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