

As Passed by the House

132nd General Assembly

Regular Session

2017-2018

Am. S. B. No. 223

Senator LaRose

Cosponsors: Senators Manning, Bacon, Brown, Yuko, Williams, Tavares, Sykes, O'Brien, Hackett, Uecker, Eklund, Gardner, Kunze, McColley, Schiavoni, Thomas, Wilson Representatives Anielski, Blessing, Craig, Dever, DeVitis, Holmes, Hoops, Perales, Speaker Smith

A BILL

To amend section 1345.99 and to enact section 1
1345.022 of the Revised Code to prohibit the 2
installation of unsafe used tires on certain 3
motor vehicles. 4

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 1345.99 be amended and section 5
1345.022 of the Revised Code be enacted to read as follows: 6

Sec. 1345.022. (A) As used in this section: 7

(1) "Multipurpose passenger vehicle," "passenger car," and 8
"truck" have the same meanings as in section 4513.021 of the 9
Revised Code. 10

(2) "Unsafe used tire" means a used tire to which any of 11
the following criteria applies: 12

(a) The tire is worn to two thirty-seconds of an inch 13
tread depth or less on any area of the tread. 14

(b) The tire has any damage exposing the reinforcing plies 15
of the tire, including cuts, cracks, punctures, scrapes, or 16
wear. 17

(c) The tire has any repair in the tread shoulder or belt 18
edge area. 19

(d) The tire has a puncture that has not been both sealed 20
or patched on the inside and repaired with a cured rubber stem 21
through the outside. 22

(e) The tire has repair to the sidewall or bead area of 23
the tire. 24

(f) The tire has a puncture repair of damage larger than 25
one-fourth of an inch. 26

(g) The tire shows evidence of prior use of a temporary 27
tire sealant without evidence of a subsequent proper repair. 28

(h) The tire has a defaced or removed United States 29
department of transportation tire identification number. 30

(i) The tire has any inner liner damage or bead damage. 31

(j) There is indication of internal separation, such as 32
bulges or local areas of irregular tread wear indicating 33
possible tread or belt separation. 34

(B) (1) No supplier shall install an unsafe used tire on a 35
passenger car, multipurpose passenger vehicle, or truck that 36
will operate on a public highway. 37

(2) A violation of division (B) (1) of this section shall 38
be considered an unconscionable consumer sales act or practice 39
under section 1345.03 of the Revised Code. 40

(C) This section shall not apply to tires mounted on 41

wheels or rims that are temporarily removed from a vehicle and 42
reinstalled on the same vehicle. 43

Sec. 1345.99. (A) Whoever violates section 1345.23 or 44
1345.24 of the Revised Code is guilty of a minor misdemeanor. 45

(B) Whoever violates division (C) of section 1345.30 or 46
division (D) of section 1345.76 of the Revised Code shall be 47
fined not more than one thousand dollars. 48

(C) Whoever knowingly violates division (E) of section 49
1345.02 or knowingly violates section 1345.18 of the Revised 50
Code is guilty of a misdemeanor of the third degree for a first 51
offense and a misdemeanor of the second degree for any 52
subsequent offense. 53

(D) Whoever negligently violates section 1345.022 of the 54
Revised Code shall be fined not more than one thousand dollars. 55

Section 2. That existing section 1345.99 of the Revised 56
Code is hereby repealed. 57

Section 3. Sections 1 and 2 of this act take effect July 58
1, 2019. 59