

**As Passed by the Senate**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**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**

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**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