

As Reported by the House Economic Development, Commerce, and Labor
Committee

132nd General Assembly

Regular Session
2017-2018

Sub. H. B. No. 42

Representatives Sprague, DeVitis
Cosponsor: Representative Seitz

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

<u>wear.</u>	17
<u>(c) The tire has any repair in the tread shoulder or belt edge area.</u>	18 19
<u>(d) The tire has a puncture that has not been both sealed or patched on the inside and repaired with a cured rubber stem through the outside.</u>	20 21 22
<u>(e) The tire has repair to the sidewall or bead area of the tire.</u>	23 24
<u>(f) The tire has a puncture repair of damage larger than one-fourth of an inch.</u>	25 26
<u>(g) The tire shows evidence of prior use of a temporary tire sealant without evidence of a subsequent proper repair.</u>	27 28
<u>(h) The tire has a defaced or removed United States department of transportation tire identification number.</u>	29 30
<u>(i) The tire has any inner liner damage or bead damage.</u>	31
<u>(j) There is indication of internal separation, such as bulges or local areas of irregular tread wear indicating possible tread or belt separation.</u>	32 33 34
<u>(B) (1) No supplier shall install an unsafe used tire on a passenger car, multipurpose passenger vehicle, or truck that will operate on a public highway.</u>	35 36 37
<u>(2) A violation of division (B) (1) of this section shall be considered an unconscionable consumer sales act or practice under section 1345.03 of the Revised Code.</u>	38 39 40
<u>(C) This section shall not apply to tires mounted on wheels or rims that are temporarily removed from a vehicle and reinstalled on the same vehicle.</u>	41 42 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
<u>(D) Whoever negligently violates section 1345.022 of the</u>	54
<u>Revised Code shall be fined not more than one thousand dollars.</u>	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, 2018.	59