

House Bill 1091

By: Representatives Dempsey of the 13th, McCall of the 33rd, Knight of the 130th, Roberts of the 155th, and Coomer of the 14th

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia
2 Annotated, relating to the Fair Business Practices Act, so as to prohibit the sale of unsafe
3 used tires for purposes of installation on a motor vehicle; to provide for determining what
4 constitutes an unsafe used tire; to provide for related matters; to repeal conflicting laws; and
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated,
9 relating to the Fair Business Practices Act, is amended by adding a new Code section to read
10 as follows:

11 "10-1-393.14.

12 (a) No person shall sell an unsafe used tire for purposes of installation upon a motor
13 vehicle.

14 (b) For purposes of this Code section, a used tire is unsafe if an inspection of the exterior
15 or interior lining of the tire reveals:

16 (1) The tread depth of less than 2/32 inch measurable in any major groove;

17 (2) Any damage exposing the reinforcing plies of the tire, including any cuts, cracks,
18 bulges, punctures, scrapes, or wear;

19 (3) Any improper repairs, including but not limited to:

20 (A) Any repair made in the tread shoulder or belt edge area of the tire;

21 (B) Any puncture that has not been sealed or patched on the inside and repaired with
22 a cured rubber stem through the outside of the tire;

23 (C) A repair to the sidewall or bead area of the tire; or

24 (D) A puncture repair of damage larger than 1/4 of an inch;

25 (4) Evidence of prior use of a temporary tire sealant without evidence of a subsequent
26 proper repair;

- 27 (5) A defaced or missing tire identification number;
28 (6) Inner liner or bead damage; or
29 (7) Indication of internal separation, such as bulges or local areas of irregular tread
30 wear."

31 **SECTION 2.**

32 All laws and parts of laws in conflict with this Act are repealed.