

By: Ritter

H.B. No. 2486

A BILL TO BE ENTITLED

AN ACT

relating to the sale or disposal of scrap tires; providing a civil penalty; creating an offense.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 547.201, Transportation Code, is amended by adding Subsections (c), (d), and (e) to read as follows:

(c) A person may not sell at retail an unsafe tire. In this subsection, "unsafe tire" means a passenger or light truck tire that:

(1) has tire tread less than one-sixteenth inch deep;

(2) has chunking, bumps, knots, or bulges evidencing cord, ply, or tread separation from the casing or other adjacent material;

(3) has exposed tire cords or belting material as a result of damage to the tire;

(4) has a repair to the tire in the tread shoulder, sidewall, bead area, or belt edge area;

(5) has a puncture that has not been sealed or patched on the inside with a cured rubber stem or plug that extends through to the outside surface;

(6) does not clearly show the United States Department of Transportation tire identification number located on the sidewall of the tire;

(7) is subject to a manufacturer's safety recall;

1 (8) has a puncture larger than one-quarter inch; or
2 (9) does not otherwise meet department safety
3 standards under Section 547.101.

4 (d) Subsection (c) does not apply to a mounted tired sold
5 with a used vehicle.

6 (e) A person who violates Subsection (c) commits an offense.
7 An offense under this subsection is a Class A misdemeanor. It is an
8 affirmative defense to prosecution under this subsection that the
9 person did not have reason to know in the exercise of due care that
10 the tire was an unsafe tire.

11 SECTION 2. This Act takes effect September 1, 2013.