



General Assembly

February Session, 2010

Amendment

LCO No. 4835

SB0034104835SR0

Offered by:
SEN. WITKOS, 8th Dist.

To: Subst. Senate Bill No. 341 File No. 233 Cal. No. 163

**"AN ACT CONCERNING THE LICENSING OF DRIVERS' SCHOOLS
AND DRIVING INSTRUCTORS."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 21-37 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2010*):

5 (a) Any town may make reasonable ordinances with reference to the
6 vending or hawking upon its public streets or upon any state highway,
7 except limited access highways, within such town or any land abutting
8 such streets or highways of any goods, wares or other merchandise at
9 public or private sale or auction, or to the vending or peddling of such
10 articles from house to house within its limits, including the imposition
11 of a fee, not exceeding two hundred dollars a year, applicable with
12 respect to any person engaged in such vending, hawking or peddling,
13 for the privilege of so vending, hawking or peddling such
14 merchandise.

15 (b) Any ordinance adopted pursuant to this section which requires a
16 permit may require that no such permit shall be issued to any person
17 who has not obtained a permit to engage in or transact business as a
18 seller within the state in accordance with section 12-409 and shall
19 require that any permit issued pursuant to such ordinance shall be
20 conspicuously displayed at the place the activities are undertaken. Any
21 municipality that has adopted an ordinance pursuant to this section
22 may require the applicant to submit to national or state criminal
23 history records checks conducted in accordance with section 29-17a
24 prior to the issuance of such permit. Such ordinances may provide that
25 the authority issuing such permit may waive the permit fee for a
26 nonprofit organization exempt from federal taxation by Section 501 of
27 the Internal Revenue Code of 1986, or any subsequent corresponding
28 internal revenue code of the United States, as from time to time
29 amended, or a charitable organization. No town shall require a permit
30 fee from any resident of this state who has resided within the state for
31 a period of two years next preceding the date of application for such
32 permit, who is (1) a veteran who served in time of war, as defined in
33 section 27-103, (2) a hawker or peddler as defined in section 21-36, and
34 (3) a principal pursuant to section 21-36.

35 (c) This section shall not apply to sales by farmers and gardeners of
36 the produce of their farms, gardens and greenhouses, including fruit,
37 vegetables and flowers, or to the sale, distribution and delivery of
38 milk, teas, coffees, spices, groceries, meats and bakery goods, to sales
39 on approval, to conditional sales of merchandise, or to the taking of
40 orders for merchandise for future delivery when full payment is not
41 required at the time of solicitation. Nothing in this section shall be
42 construed to limit in any manner the Commissioner of
43 Transportation's statutory authority concerning state highways.
44 Nothing in this section shall be construed as empowering any
45 municipality to prohibit, regulate, control or impose a fee on any
46 person operating any business on any state highway or land abutting
47 any state highway pursuant to a contract with the state."