



# House of Representatives

**File No. 649**

General Assembly

February Session, 2014

**(Reprint of File No. 353)**

Substitute House Bill No. 5455  
As Amended by House Amendment  
Schedule "A"

Approved by the Legislative Commissioner  
April 21, 2014

**AN ACT CONCERNING THE ISSUANCE OF MUNICIPAL SOFT-SERVE  
ICE CREAM VENDOR PERMITS.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) If a municipality requires a  
2 seasonal or event permit prior to selling frozen desserts from a truck or  
3 other motor vehicle, the municipality or the entity designated by the  
4 municipality to issue such permit shall either grant or deny the permit  
5 not later than ten days after the applicant has submitted: (1) A  
6 completed application, (2) the application fee, and (3) any necessary  
7 supporting documentation required by the municipality or designee.  
8 The provisions of this section shall not apply to retail ice cream  
9 vending facility permits.

This act shall take effect as follows and shall amend the following  
sections:

Section 1	<i>from passage</i>	New section
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The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

The bill, which expedites the process of issuing soft-serve ice cream vendor permits, has no fiscal impact as it is anticipated that very few permits would need to be expedited.

House "A" strikes the underlying bill and results in the above identified fiscal impact.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

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**OLR Bill Analysis****sHB 5455 (as amended by House "A")\******AN ACT CONCERNING THE ISSUANCE OF MUNICIPAL SOFT-SERVE ICE CREAM VENDOR PERMITS.*****SUMMARY:**

This bill requires municipalities and municipally designated entities that issue seasonal or event permits to trucks or other motor vehicles selling frozen desserts (e.g., ice cream trucks and motorized carts) to issue or deny such permits within 10 days after a vendor submits (1) a completed application, (2) the application fee, and (3) any supporting documentation the municipality or designee requires. The bill does not apply to retail ice cream vending facility permits.

These permits are not defined in statute, but municipalities have broad authority to adopt ordinances to protect, preserve, and promote public health, safety, and welfare (CGS § 7-148).

\*House Amendment "A" (1) requires permits to be issued or denied within 10, rather than seven, days and (2) applies the bill to (a) permits for any motor vehicle, not just trucks, selling frozen desserts; (b) permits from municipally designated entities; and (c) seasonal and event permits only.

EFFECTIVE DATE: Upon passage

**COMMITTEE ACTION**

Planning and Development Committee

Joint Favorable Substitute

Yea 19 Nay 0 (03/21/2014)