



General Assembly

January Session, 2021

Committee Bill No. 608

LCO No. 3589



Referred to Committee on TRANSPORTATION

Introduced by:
(TRA)

***AN ACT CONCERNING THE SAFETY OF CHILDREN WHEN BUYING
ICE CREAM FROM A FROZEN DESSERT TRUCK.***

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

1 Section 1. (NEW) (*Effective October 1, 2021*) (a) For the purposes of this
2 section and sections 2 to 5, inclusive, of this act:

3 (1) "Frozen dessert truck" means a motor vehicle in which frozen
4 desserts are carried for purposes of retail sale on the highway;

5 (2) "Vend" means offering frozen desserts for sale from a frozen
6 dessert truck;

7 (3) "Frozen desserts" has the same meaning as provided in section
8 21a-48 of the general statutes; and

9 (4) "Highway" has the same meaning as provided in section 14-1 of
10 the general statutes.

11 Sec. 2. (NEW) (*Effective October 1, 2021*) (a) Except as provided in
12 subsection (b) of this section, the operator of a vehicle shall stop such
13 vehicle not less than ten feet from the front when approaching and not

14 less than ten feet from the rear when overtaking any frozen dessert truck
15 on a highway when the frozen dessert truck is displaying flashing red
16 signal lights and extending the stop signal arm and the front crossing
17 arm. The operator may then proceed past the frozen dessert truck at a
18 reasonable and prudent speed, not exceeding five miles per hour, and
19 shall yield the right-of-way to any pedestrian who crosses the highway
20 to or from the frozen dessert truck.

21 (b) The operator of a vehicle on a highway with two or more lanes for
22 traffic separated by a safety island or physical barrier may proceed
23 without stopping upon approaching or overtaking a frozen dessert
24 truck on another lane.

25 (c) Violation of any provision of this section shall be an infraction.

26 Sec. 3. (NEW) (*Effective October 1, 2021*) (a) Each frozen dessert truck
27 shall be equipped in the following manner:

28 (1) Signal lamps mounted at the same level and as high and as widely
29 spaced laterally as practicable. The signal lamps shall be not less than
30 five and not more than seven inches in diameter and shall display two
31 alternately flashing red signal lights visible at a distance of not less than
32 five hundred feet to the front and rear in normal sunlight upon a straight
33 level highway.

34 (2) A stop signal arm that can be extended horizontally from the left
35 side of the frozen dessert truck. When such arm is extended, the side of
36 such arm nearest the truck shall be seven and one-quarter inches long
37 and parallel to the side of the truck. The side farthest from the truck shall
38 be eighteen inches long and parallel to the side nearest the truck. The
39 two sides shall be eighteen inches apart creating a symmetrical,
40 trapezoidal shape. Two alternately flashing red lights shall be located in
41 the outside corners of the extended signal arm and such corners shall be
42 rounded to conform with the shape of the lights. Each red light shall be
43 not less than three and not more than five inches in diameter and visible
44 at a distance of not less than three hundred feet to the front and rear in

45 normal sunlight upon a straight level highway. Both sides of the signal
46 arm shall have a red reflectorized background and the following legend:
47 The word "STOP" shall appear in six-inch-high white letters not to
48 exceed four inches in length in the middle of the signal arm; above the
49 word "STOP", the phrase "IF SAFE" shall appear in two-inch-high white
50 letters not to exceed one and three-fourths inches in length; below the
51 word "STOP", the phrase "THEN GO" shall appear in two-inch-high
52 white letters not to exceed one and three-fourths inches in length. The
53 colors of such legend shall conform to the requirements set forth in the
54 Manual on Uniform Traffic Control Devices for Streets and Highways
55 published by the Federal Highway Administration, as amended from
56 time to time. The bottom of the extended signal arm shall be forty-two
57 inches above the street.

58 (3) A convex mirror mounted on the front of the frozen dessert truck
59 so the operator in a normal seating position is capable of seeing the area
60 in front of the truck that is obscured by the hood.

61 (4) A front crossing arm attached to the front bumper of the frozen
62 dessert truck hinged from the truck's right side. The bottom of the front
63 crossing arm shall be not less than sixteen and not more than twenty
64 inches above the street. The front crossing arm shall be made of any
65 durable material covered with a yellow or white reflective material and
66 shall extend in conjunction with the stop signal arm described in
67 subdivision (2) of this subsection. When extended outward in front of
68 the truck, the front crossing arm shall extend not less than four and not
69 more than six feet parallel to the ground. When retracted against the
70 front of the truck, the front crossing arm shall not extend past the width
71 of the truck on the operator's left side.

72 (b) The Commissioner of Motor Vehicles may establish additional
73 standards and requirements for such equipment in regulations adopted
74 in accordance with the provisions of chapter 54 of the general statutes.

75 (c) The commissioner shall not register a frozen dessert truck unless
76 such truck is equipped with signal lamps, a stop sign arm, a convex

77 mirror and a front crossing arm in accordance with the provisions of
78 subsection (a) of this section and any regulations adopted under
79 subsection (b) of this section.

80 (d) Any person who operates a frozen dessert truck without
81 equipping such truck as required by this section shall have committed
82 an infraction.

83 Sec. 4. (NEW) (*Effective October 1, 2021*) (a) The operator of any frozen
84 dessert truck, when about to bring the frozen dessert truck to a stop to
85 vend, shall signal his or her intention to do so by displaying flashing red
86 signal lights and extending the stop signal arm and the front crossing
87 arm for not less than fifty feet before the operator brings the frozen
88 dessert truck to a stop.

89 (b) The operator of any frozen dessert truck shall not display the
90 flashing red signal lights or extend the stop signal arm and the front
91 crossing arm when the frozen dessert truck is in motion or stopped for
92 a purpose other than vending.

93 (c) Violation of any provision of this section shall be an infraction.

94 Sec. 5. (NEW) (*Effective October 1, 2021*) (a) No person shall vend from
95 a frozen dessert truck that is stopped, parked or standing on any
96 highway:

97 (1) When the posted speed limit on such highway is greater than
98 twenty-five miles per hour;

99 (2) When such highway is less than one hundred feet from an
100 intersection with another highway that has a posted speed limit greater
101 than twenty-five miles per hour;

102 (3) Located less than five hundred feet from any property used as an
103 elementary or middle school, one hour before and one hour after the
104 regular school day, unless that day is not a school day and the local or
105 regional board of education approves such vending in writing;

106 (4) When such person does not have a free and unobstructed view for
107 at least two hundred feet in both directions of the highway where the
108 frozen dessert truck is stopped or parked; or

109 (5) To a person standing in the highway.

110 (b) No person shall (1) stop on the left side of a one-way highway to
111 vend, or (2) back up a frozen dessert truck to vend or attempt to vend.

112 (c) A person shall vend (1) when the frozen dessert truck is lawfully
113 stopped or parked, and (2) from the side of the frozen dessert truck
114 facing away from moving traffic and as close as practicable to the curb
115 or edge of the highway.

116 (d) The operator of a frozen dessert truck shall not permit any
117 unauthorized person to ride in or on the truck.

118 (e) Violation of any provisions of this section shall be an infraction.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2021	New section
Sec. 2	October 1, 2021	New section
Sec. 3	October 1, 2021	New section
Sec. 4	October 1, 2021	New section
Sec. 5	October 1, 2021	New section

Statement of Purpose:

To protect children in the course of buying ice cream from frozen dessert trucks by increasing the truck's visibility to other drivers, warning drivers that children may be present and limiting the location and conditions for vending.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. CICALLO, 34th Dist.; SEN. CABRERA, 17th Dist.
REP. CANDELORA, 86th Dist.; REP. FISHBEIN, 90th Dist.
REP. PAOLILLO, 97th Dist.; REP. YACCARINO, 87th Dist.

REP. ZULLO, 99th Dist.

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