



General Assembly

Substitute Bill No. 608

January Session, 2021



**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

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

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

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

8 (3) "Frozen desserts" has the same meaning as provided in section
9 21a-48 of the general statutes; and

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

12 Sec. 2. (NEW) (*Effective July 1, 2021*) (a) Except as provided in
13 subsection (b) of this section, the operator of a vehicle shall stop such
14 vehicle not less than ten feet from the front when approaching and not
15 less than ten feet from the rear when overtaking any frozen dessert truck

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

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

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

27 Sec. 3. (NEW) (*Effective July 1, 2021*) (a) On and after May 1, 2022, each
28 frozen dessert truck shall be equipped in the following manner:

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

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

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

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

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

73 (b) On and after July 1, 2021, and until April 30, 2022, a person
74 operating a frozen dessert truck shall not stop or park the truck to vend
75 to a child in any location where the child would be required to cross the
76 highway to approach the frozen dessert truck. The provisions of this
77 subsection shall not apply if (1) a child is physically escorted by an adult,
78 or (2) a frozen dessert truck is equipped as required by subsection (a) of
79 this section.

80 (c) The Commissioner of Motor Vehicles shall not register a frozen
81 dessert truck unless such truck is equipped with signal lamps, a stop
82 sign arm, a convex mirror and a front crossing arm in accordance with
83 the provisions of subsection (a) of this section.

84 (d) Any person who operates a frozen dessert truck (1) without
85 equipping such truck as required by subsection (a) of this section, or (2)
86 in violation of the provisions of subsection (b) of this section, shall have
87 committed an infraction.

88 Sec. 4. (NEW) (*Effective July 1, 2021*) (a) On and after May 1, 2022, or
89 when a frozen dessert truck is equipped as required by subsection (a) of
90 section 3 of this act, whichever is earlier, the operator of any frozen
91 dessert truck shall display flashing red signal lights and extend the stop
92 signal arm and the front crossing arm (1) for not less than fifty feet before
93 the operator brings the frozen dessert truck to a stop to vend, (2) while
94 vending, and (3) until all customers are safely off the highway.

95 (b) The operator of any frozen dessert truck shall not display the
96 flashing red signal lights or extend the stop signal arm and the front
97 crossing arm when the frozen dessert truck is in motion, except as
98 provided in subdivision (1) of subsection (a) of this section, or stopped
99 for a purpose other than vending.

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

101 Sec. 5. (NEW) (*Effective July 1, 2021*) (a) No person shall vend from a
102 frozen dessert truck that is stopped or parked on any highway:

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

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

108 (3) Located less than five hundred feet from any property used as an

109 elementary or middle school, one hour before and one hour after the
110 regular school day, unless that day is not a school day and the local or
111 regional board of education approves such vending in writing;

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

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

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

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

122 (d) Violation of any provision of this section shall be an infraction.

123 Sec. 6. Subsection (b) of section 14-96p of the general statutes is
124 repealed and the following is substituted in lieu thereof (*Effective July 1,*
125 *2021*):

126 (b) Except as provided in section 14-96q, flashing lights are prohibited
127 on motor vehicles, except: (1) Red and yellow lights when used for the
128 purpose of receiving or discharging students on school buses; (2) white
129 lights that are located on the top rear of school buses; (3) when such
130 lights are used as a means for indicating a right or left turn; [or] (4) when
131 such lights are used in any manner to indicate (A) a disabled vehicle that
132 is stopped in a hazardous location on the highway, or in close proximity
133 thereto, (B) a motor vehicle that is unable to maintain the minimum
134 speed of forty miles per hour on a limited access divided highway
135 because of the grade of such highway, (C) a motor vehicle that is
136 operating at such slow speed as to obstruct or endanger following traffic
137 on any highway, or (D) a student transportation vehicle, as defined in
138 section 14-212, accommodating fifteen or fewer students with

139 disabilities that is receiving or discharging such students; or (5) red
140 lights when used by a frozen dessert truck pursuant to section 4 of this
141 act. For the purpose of this subsection, [the term] "students with
142 disabilities" means students who have intellectual disability, autism
143 spectrum disorder, mental disability, visual impairment, blindness,
144 deafness, speech impairment or orthopedic impairment, who are hard
145 of hearing or who have another health impairment who, by reason
146 thereof, require special education and related services, and "frozen
147 dessert truck" has the same meaning as provided in section 1 of this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021</i>	New section
Sec. 2	<i>July 1, 2021</i>	New section
Sec. 3	<i>July 1, 2021</i>	New section
Sec. 4	<i>July 1, 2021</i>	New section
Sec. 5	<i>July 1, 2021</i>	New section
Sec. 6	<i>July 1, 2021</i>	14-96p(b)

TRA *Joint Favorable Subst.*