

HB4057



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4057

Introduced 1/13/2020, by Rep. Nicholas K. Smith

SYNOPSIS AS INTRODUCED:

605 ILCS 125/20

Amends the Roadside Memorial Act. Provides that on and after July 1, 2020, a DUI memorial marker shall bear the message "Don't Drive Under the Influence" (rather than "Please Don't Drink and Drive". Effective immediately.

LRB101 15673 LNS 65022 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Roadside Memorial Act is amended by changing
5 Section 20 as follows:

6 (605 ILCS 125/20)

7 Sec. 20. DUI memorial markers.

8 (a) Before July 1, 2020, a ~~A~~ DUI memorial marker shall
9 consist of a white on blue panel bearing the message "Please
10 Don't Drink and Drive". On and after July 1, 2020, a DUI
11 memorial marker shall consist of a white on blue panel bearing
12 the message "Don't Drive Under the Influence". At the request
13 of the qualified relative, a separate panel bearing the words
14 "In Memory of (victim's name)", followed by the date of the
15 crash that was the proximate cause of the loss of the victim's
16 life, shall be mounted below the primary panel. This amendatory
17 Act of the 101st General Assembly does not require the removal
18 or replacement of any memorial markers erected before July 1,
19 2020.

20 (b) A DUI memorial marker may memorialize more than one
21 victim who died as a result of the same DUI-related crash. If
22 one or more additional DUI crash deaths subsequently occur in
23 close proximity to an existing DUI memorial marker, the

1 supporting jurisdiction may use the same marker to memorialize
2 the subsequent death or deaths, by adding the names of the
3 additional persons.

4 (c) A DUI memorial marker shall be maintained for at least
5 2 years from the date the last person was memorialized on the
6 marker.

7 (d) The supporting jurisdiction has the right to install a
8 marker at a location other than the location of the crash or to
9 relocate a marker due to restricted room, property owner
10 complaints, interference with essential traffic control
11 devices, safety concerns, or other restrictions. In such cases,
12 the sponsoring jurisdiction may select an alternate location.

13 (e) The Department shall secure the consent of any
14 municipality before placing a DUI memorial marker within the
15 corporate limits of the municipality.

16 (f) A fee in an amount to be determined by the supporting
17 jurisdiction may be paid in whole or in part from the Roadside
18 Memorial Fund if moneys are made available by the Department of
19 Transportation from that Fund or may be charged to the
20 qualified relative to the extent moneys from that Fund are not
21 made available. The fee shall not exceed the costs associated
22 with the fabrication, installation, and maintenance of the DUI
23 memorial marker.

24 (Source: P.A. 95-398, eff. 1-1-08; 96-667, eff. 8-25-09.)

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.