



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/06/04, by Michael J. Madigan

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-406

from Ch. 95 1/2, par. 11-406

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning the duty to report an accident.

LRB093 17459 DRH 43125 b

1 AN ACT in relation to transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-406 as follows:

6 (625 ILCS 5/11-406) (from Ch. 95 1/2, par. 11-406)

7 Sec. 11-406. Duty to report an accident.

8 (a) The driver of a vehicle that is in any manner involved
9 in an accident within this State, resulting in injury to or
10 death of any person, or in which damage to the property of any
11 one person, including himself, in excess of \$500 is sustained,
12 shall, as soon as possible but not later than 10 days after the
13 accident, forward a written report of the accident to the
14 Administrator.

15 (b) Whenever a school bus is involved in an accident in
16 this State, caused by a collision, a sudden stop or otherwise,
17 resulting in any property damage, personal injury or death and
18 whenever an accident occurs within 50 feet of a school bus in
19 this State resulting in personal injury to or the death of any
20 person while awaiting or preparing to board the bus or
21 immediately after exiting the bus, the driver shall as soon as
22 possible but not later than 10 days after the accident, forward
23 a written report to the Department of Transportation. If a
24 report is also required under Subsection (a) of this Section,
25 that report and the report required by this Subsection shall be
26 submitted on a single form.

27 (c) The Administrator may require any driver, occupant or
28 owner of a vehicle involved in an accident of which report must
29 be made as provided in this Section or Section 11-410 of this
30 Chapter to file supplemental reports whenever the original
31 report is insufficient in the opinion of the Secretary of State
32 or the Administrator, and may require witnesses of the accident

1 to submit written reports to the Administrator. The report may
2 include photographs, charts, sketches, and graphs.

3 (d) Should the Administrator learn through other reports of
4 accidents required by law of the occurrence of an accident
5 reportable under this Article and the driver, owner, or witness
6 has not reported as required under Subsections (a), (b) or (c)
7 of this Section or Section 11-410, within the time specified,
8 the person is not relieved of the responsibility and the
9 Administrator shall notify the person by first class mail
10 directed to his last known address of his legal obligation.
11 However, the notification is not a condition precedent to
12 impose the penalty for failure to report as provided in
13 Subsection (e).

14 (e) The Secretary of State shall suspend the driver's
15 license or any non-resident's driving privilege of any person
16 who fails or neglects to make report of a traffic accident as
17 required or as required by any other law of this State.

18 (Source: P.A. 87-829.)