1 AN ACT concerning transportation, which may be referred to 2 as Adam's Law.

## Be it enacted by the People of the State of Illinois, represented in the General Assembly:

- 5 Section 5. The Roadside Memorial Act is amended by adding
  6 Section 23.1 as follows:
- 7 (605 ILCS 125/23.1 new)
- 8 Sec. 23.1. Fatal accident memorial marker program.
- 9 <u>(a) The fatal accident memorial marker program is intended</u> 10 <u>to raise public awareness of reckless driving by emphasizing</u> 11 <u>the dangers while affording families an opportunity to remember</u> 12 the victims of crashes involving reckless drivers.

(b) As used in this Section, "fatal accident memorial 13 14 marker" means a marker on a highway in this State commemorating one or more persons who died as a proximate result of a crash 15 16 caused by a driver who committed an act of reckless homicide in 17 violation of Section 9-3 or 9-3.2 of the Criminal Code of 1961 or the Criminal Code of 2012 or who otherwise caused the death 18 19 of one or more persons through the operation of a motor vehicle. 20

(c) For purposes of the fatal accident memorial marker
 program in this Section, the provisions of Section 15 of this
 Act applicable to DUI memorial markers shall apply the same to

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1	fatal accident memorial markers.
2	(d) A fatal accident memorial marker shall consist of a
3	white on blue panel bearing the message "Reckless Driving Costs
4	Lives". At the request of the qualified relative, a separate
5	panel bearing the words "In Memory of (victim's name)",
6	followed by the date of the crash that was the proximate cause
7	of the loss of the victim's life, shall be mounted below the
8	primary panel.
9	(e) A fatal accident memorial marker may memorialize more
10	than one victim who died as a result of the same crash. If one
11	or more additional deaths subsequently occur in close proximity
12	to an existing fatal accident memorial marker, the supporting
13	jurisdiction may use the same marker to memorialize the
14	subsequent death or deaths, by adding the names of the
15	additional persons.
16	(f) A fatal accident memorial marker shall be maintained
17	for at least 2 years from the date the last person was
18	memorialized on the marker.
19	(g) The supporting jurisdiction has the right to install a
20	marker at a location other than the location of the crash or to
21	relocate a marker due to restricted room, property owner
22	complaints, interference with essential traffic control
23	devices, safety concerns, or other restrictions. In these
24	cases, the sponsoring jurisdiction may select an alternate
25	location.
26	(h) The Department shall secure the consent of any

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1	municipality before placing a fatal accident memorial marker
2	within the corporate limits of the municipality.
3	(i) A fee in an amount to be determined by the supporting
4	jurisdiction shall be charged to the qualified relative. The
5	fee shall not exceed the costs associated with the fabrication,
6	installation, and maintenance of the fatal accident memorial
7	marker.
8	(j) The provisions of this Section shall apply to any fatal
9	accident marker constructed on or after January 1, 2013.
10	Section 99. Effective date. This Act takes effect upon
11	becoming law.