

House Bill 1294

By: Representatives Williams of the 89th, Roberts of the 154th, Lane of the 158th, Smyre of the 132nd, Williams of the 165th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated,
2 relating to general provisions regarding the Department of Transportation, so as to authorize
3 the Department of Transportation to erect memorial markers in the right of way of state roads
4 and highways under certain circumstances; to provide for such markers; to provide for the
5 procedure for erecting such markers; to provide for related matters; to repeal conflicting
6 laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 1 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to
10 general provisions regarding the Department of Transportation, is amended by adding a new
11 Code section to read as follows:

12 "32-2-9.

13 (a) The department shall be authorized to erect memorials to the memory of persons who
14 were killed as a result of a motor vehicle accidents on the roads and highways of this state
15 in the state rights of way at or near the locations at which such persons were killed.

16 (b) Such memorials shall be markers of a flat, low-profile design and shall be designed and
17 installed in a manner which shall not impede the mowing or maintenance of the right of
18 way and shall not create any potential hazard for motorists and pedestrians.

19 (c) The department shall by rule or regulation provide for the manner by which individuals
20 may apply for the installation of such memorials and for the content of such memorials.

21 (d) The department shall establish and adjust from time to time a fee for the installation
22 of such memorials which shall include the total costs of the memorial and its installation
23 and long-term maintenance."

24 **SECTION 2.**

25 All laws and parts of laws in conflict with this Act are repealed.