



Sen. Rachelle Crowe

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10200SB1105sam001

LRB102 04931 AMQ 38505 a

1 AMENDMENT TO SENATE BILL 1105

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1105 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title; Act supersedes the Illinois  
5 Certified Shorthand Reporters Act of 1984. This Act may be  
6 cited as the Illinois Court Reporters Licensing Act of 2022,  
7 and it supersedes the Illinois Certified Shorthand Reporters  
8 Act of 1984 repealed by this Act.

9 Section 5. Purpose. The practice of court reporting in the  
10 State is hereby declared to affect the public health, safety,  
11 and welfare and to be subject to regulation and control in the  
12 public interest. This Act is designed to encourage efficiency  
13 and integrity in the practice of court reporting as a  
14 profession; to promote efficiency in court and general  
15 reporting; to promote the advancement and employment of modern  
16 technology in the practice of court reporting; to extend

1 regulatory licensure to digital, electronic, stenographic, and  
2 voice reporting of legal and administrative proceedings; and  
3 to extend to the public the protection afforded by a  
4 standardized profession by establishing a standard of  
5 competency for licensed court reporters. It is further  
6 declared that, in order for the practice of court reporting as  
7 defined in this Act to merit and receive the confidence of the  
8 public, only qualified persons shall be authorized to practice  
9 court reporting in the State. This Act shall be liberally  
10 construed to best carry out these subjects and purposes.

11 Section 10. Definitions. As used in this Act:

12 "Address of record" means the designated address recorded  
13 by the Department in the applicant's or licensee's application  
14 file or license file as maintained by the Department's  
15 licensure maintenance unit. It is the duty of the applicant or  
16 licensee to inform the Department of any change of address,  
17 and those changes must be made either through the Department's  
18 Internet website or by contacting the Department.

19 "Court reporter" means any person licensed under this Act  
20 by the Department of Financial and Professional Regulation.

21 "Department" means the Department of Financial and  
22 Professional Regulation.

23 "Digital reporting" or "electronic reporting" means  
24 reporting by the use of a sound recording device, by an  
25 audio-visual recording device, or by a combination of both,

1 utilizing microphones, multichannel audio recording equipment,  
2 or its equivalent, and operation and monitoring with the use  
3 of no less than 2 independent redundant recording devices, of  
4 grand jury proceedings, court proceedings, court-related  
5 proceedings, pretrial examinations, depositions, motions and  
6 related proceedings of like character, or proceedings of an  
7 administrative agency when the final decision of the agency  
8 with reference thereto is likely to be subject to judicial  
9 review under the Administrative Review Law.

10 "Practice of court reporting" means reporting, by the use  
11 of any system of digital, electronic, stenographic, or voice  
12 reporting, of grand jury proceedings, court proceedings,  
13 court-related proceedings, pretrial examinations,  
14 depositions, and related proceedings of like character, or  
15 proceedings of an administrative agency when the final  
16 decision of any agency of state or local government with  
17 reference thereto is likely to be or is subject to review under  
18 the Administrative Review Law.

19 "Reporting files" means the original digitally or  
20 electronically recorded audio files of the digital or  
21 electronic reporter, the paper or electronic notes of the  
22 stenographic reporter, or the voice recording of the voice  
23 reporter in any proceeding defined in this Act, while in  
24 attendance at such proceeding for the purpose of reporting the  
25 same.

26 "Secretary" means the Secretary of Financial and

1 Professional Regulation.

2 "Stenographic reporting" means reporting by the use of any  
3 system of manual or mechanical shorthand writing, of grand  
4 jury proceedings, court proceedings, court-related  
5 proceedings, pretrial examinations, depositions, motions and  
6 related proceedings of like character, or proceedings of an  
7 administrative agency when the final decision of the agency  
8 with reference thereto is likely to be subject to judicial  
9 review under the Administrative Review Law.

10 "Voice reporting" means reporting by the use of a system  
11 of repeating words of the speaker or speakers into a closed or  
12 open microphone that is capable of digital translation into  
13 text, of grand jury proceedings, court proceedings,  
14 court-related proceedings, pretrial examinations,  
15 depositions, motions, and related proceedings of like  
16 character, or proceedings of an administrative agency when the  
17 final decision of the agency with reference thereto is likely  
18 to be subject to judicial review under the Administrative  
19 Review Law.

20 Section 15. License required. No person may practice  
21 digital, electronic, stenographic, or voice reporting on a  
22 temporary or permanent basis in this State without being  
23 licensed under this Act. This Act does not prohibit any  
24 nonresident practicing court reporting from practicing court  
25 reporting in this State as to one single proceeding.

1 Section 20. Unlicensed practice; violation; civil penalty.

2 (a) Any person who practices, offers to practice, attempts  
3 to practice, or holds oneself out to practice as a court  
4 reporter without being licensed under this Act shall, in  
5 addition to any other penalty provided by law, pay a civil  
6 penalty to the Department in an amount not to exceed \$10,000  
7 for each offense as determined by the Department and the  
8 assessment of costs as provided under Section 125. The civil  
9 penalty shall be assessed by the Department after a hearing is  
10 held in accordance with the provisions set forth in this Act  
11 regarding the provision of a hearing for the discipline of a  
12 licensee.

13 (b) The Department has the authority and power to  
14 investigate any and all unlicensed activity.

15 (c) The civil penalty shall be paid within 60 days after  
16 the effective date of the order imposing the civil penalty.  
17 The order shall constitute a judgment and may be filed and  
18 execution had thereon in the same manner as any judgment from  
19 any court of record.

20 (d) All moneys collected under this Section shall be  
21 deposited into the General Professions Dedicated Fund.

22 Section 25. Use of titles.

23 (a) Every person to whom a valid existing license as a  
24 licensed court reporter has been issued under this Act shall

1 be designated as a licensed court reporter and not otherwise,  
2 and any such licensed court reporter may, in connection with  
3 his or her practice of court reporting, use the abbreviation  
4 "L.C.R." or the title "Court Reporter".

5 (b) No person other than the holder of a valid existing  
6 license under this Act shall use the applicable titles or  
7 designations authorized by this Section. A person may hold a  
8 valid license only as a licensed court reporter, or L.C.R.,  
9 and all other prior designations shall be abolished.

10 (c) A licensed court reporter under this Act may use the  
11 titles authorized by this Section in connection with his or  
12 her profession or business. No other person other than the  
13 holder of a valid existing license under this Act shall use the  
14 title or designation of "Licensed Court Reporter", "Court  
15 Reporter", or "L.C.R.", either directly or indirectly in  
16 connection with his or her profession or business.

17 Section 30. Administration of Act.

18 (a) The Department shall exercise the powers and duties  
19 prescribed by the Civil Administrative Code of Illinois for  
20 the administration of licensing Acts and shall exercise such  
21 other powers and duties necessary for effectuating the  
22 purposes of this Act.

23 (b) The Secretary may adopt rules consistent with the  
24 provisions of this Act for the administration and enforcement  
25 thereof, and for the payment of fees connected therewith, and

1 may prescribe forms which shall be issued in connection  
2 therewith. The rules may include standards and criteria for  
3 licensure and professional conduct and discipline.

4 Section 40. Applications. Applications for original  
5 licenses shall be made to the Department in writing on forms  
6 prescribed by the Department and shall be accompanied by the  
7 required fee, which shall be nonrefundable. Any such  
8 application shall require such information as in the judgment  
9 of the Department will enable the Department to pass on the  
10 qualifications of the applicant for licensure.

11 In determining competency, the Department shall require  
12 proof that the applicant has an adequate understanding of the  
13 English language, and that the applicant has sufficient  
14 ability to produce an accurate and reliable record,  
15 transcription, or report on any of the matters comprising the  
16 practice of court reporting, as defined in this Act, by the use  
17 of any recognized system of digital, electronic, stenographic,  
18 or voice reporting, and has a clear understanding of  
19 obligations between a digital, electronic, stenographic, or  
20 voice reporter and the parties to any proceedings reported, as  
21 well as the provisions of this Act.

22 Section 45. Examinations. The Department shall authorize  
23 examinations at such time and place as it may designate. The  
24 examination shall be of a character to give a fair test of the

1 qualifications of the applicant to practice court reporting.

2 Applicants for examination as licensed court reporters  
3 shall be required to pay, either to the Department or the  
4 designated testing service, a fee covering the cost of  
5 providing the examination. Failure to appear for the  
6 examination on the scheduled date, at the time and place  
7 specified, after the applicant's application for examination  
8 has been received and acknowledged by the Department or the  
9 designated testing service, shall result in the forfeiture of  
10 the examination fee.

11 If an applicant neglects, fails, or refuses to take the  
12 next available examination offered or fails to pass an  
13 examination for licensure under this Act, the application  
14 shall be denied. If an applicant for examination for licensure  
15 under this Act fails to pass the examination within 3 years  
16 after filing his or her application, the application shall be  
17 denied. However, such applicant may thereafter make a new  
18 application accompanied by the required fee.

19 The Department may employ consultants for the purpose of  
20 preparing and conducting examinations.

21 An applicant has one year from the date of notification of  
22 successful completion of the examination to apply to the  
23 Department for a license. If an applicant fails to apply  
24 within one year, the applicant shall be required to take and  
25 pass the examination again unless licensed in another  
26 jurisdiction of the United States within one year of passing



1 the examination.

2 Section 50. Qualifications.

3 (a) A person shall be qualified for licensure as a  
4 licensed court reporter if:

5 (1) that person has applied in writing in form and  
6 substance to the Department and:

7 (A) is of good moral character, the determination  
8 of which shall take into account but not be fully based  
9 upon any felony conviction of the applicant;

10 (B) has graduated from a high school or secondary  
11 school or its equivalent; and

12 (C) that person has successfully completed the  
13 examination authorized by the Department or has  
14 received from the Department a reciprocal nonresident  
15 license, grant of waiver, or licensure on application;  
16 or

17 (2) upon the issuance and submission of an official  
18 copy of certification by any national or interstate  
19 professional association recognized by the Department as  
20 providing authoritative certifications or examinations for  
21 digital, electronic, stenographic, or voice reporting.

22 (b) Any person practicing as a court reporter on the  
23 effective date of this Act shall be permitted to continue such  
24 practice for a period of one year in order to comply with this  
25 Section.

1           (c) Additional qualifications for the practice of court  
2 reporting may be set by the Department by rule.

3           Section 55. Exclusive right to action. No action or suit  
4 shall be instituted, nor recovery therein be had, in any court  
5 of this State by any person for compensation for any act done  
6 or service rendered, the doing or rendering of which is  
7 prohibited under the provisions of this Act to any person  
8 other than licensed court reporters.

9           Section 60. Expiration; renewal; and military service. The  
10 expiration date and renewal period for each license issued  
11 under this Act shall be set by rule.

12           Any licensed court reporter who has permitted the license  
13 to expire or who has had the license on inactive status may  
14 have the license restored by making application to the  
15 Department, filing proof acceptable to the Department of the  
16 court reporter's fitness to have the license restored and  
17 paying the required restoration fee. The Department may  
18 consider a license expired less than 5 years as prima facie  
19 evidence that the applicant is fit. If a license has expired or  
20 has been placed on inactive status and the applicant has  
21 practiced in another jurisdiction during such period,  
22 satisfactory proof of fitness may include sworn evidence  
23 certifying to active practice in another jurisdiction.

24           If a court reporter has not maintained an active practice

1 in another jurisdiction satisfactory to the Department, the  
2 Department shall determine, by an evaluation program  
3 established by rule, the court reporter's fitness to resume  
4 active status and shall, by rule, establish procedures and  
5 requirements for restoration.

6 However, any licensed court reporter whose license expired  
7 while the court reporter was (i) in federal service on active  
8 duty with the Armed Forces of the United States, or the State  
9 Militia called into service or training, or (ii) in training  
10 or education under the supervision of the United States  
11 preliminary to induction into the military service, may have  
12 the license renewed or restored without paying any lapsed  
13 renewal fees if, within 2 years after termination of such  
14 service, training, or education except under conditions other  
15 than honorable, the court reporter furnished the Department  
16 with satisfactory evidence to the effect that the court  
17 reporter has been so engaged and that the court reporter's  
18 service, training, or education has been so terminated.

19 Section 65. Inactive status. Any licensed court reporter  
20 who notifies the Department, in writing on forms prescribed by  
21 the Department, may elect to place the license on an inactive  
22 status and shall, subject to rules of the Department, be  
23 excused from payment of renewal fees until the court reporter  
24 notifies the Department in writing of the court reporter's  
25 desire to resume active status.

1 Any licensed court reporter requesting restoration from  
2 inactive status shall be required to pay the current renewal  
3 fee and shall be required to restore the license, as provided  
4 in Section 60.

5 Any licensed court reporter whose license is in an  
6 inactive status shall not practice court reporting in this  
7 State.

8 Section 70. Endorsement; licensure without examination.  
9 The Department may certify as a licensed court reporter,  
10 without examination, on payment of the required fee, an  
11 applicant who resides within the State and is a licensed court  
12 reporter registered under the laws of another jurisdiction, if  
13 the requirements for licensure of licensed court reporters in  
14 that jurisdiction were, at the date of his or her licensure,  
15 substantially equivalent to the requirements in force in this  
16 State on that date.

17 Applicants have 3 years after the date of application to  
18 complete the application process. If the process has not been  
19 completed in 3 years, the application shall be denied, the fee  
20 forfeited, and the applicant must reapply and meet the  
21 requirements in effect at the time of reapplication.

22 Section 75. Fees; returned checks.

23 (a) The fees for the administration and enforcement of  
24 this Act, including, but not limited to, original licensure,

1 renewal, and restoration of a license issued under this Act,  
2 shall be set by rule. The fees shall be nonrefundable.

3 (b) All fees, fines, and penalties collected under this  
4 Act shall be deposited into the General Professions Dedicated  
5 Fund and shall be appropriated to the Department for the  
6 ordinary and contingent expenses of the Department in the  
7 administration of this Act.

8 (c) Any person who delivers a check or other payment to the  
9 Department that is returned to the Department unpaid by the  
10 financial institution upon which it is drawn shall pay to the  
11 Department, in addition to the amount already owed to the  
12 Department, a fine of \$50. The fines imposed by this Section  
13 are in addition to any other discipline provided under this  
14 Act prohibiting unlicensed practice or practice on a  
15 nonrenewed license. The Department shall notify the person  
16 that payment of fees and fines shall be paid to the Department  
17 by licensed check or money order within 30 calendar days after  
18 the notification. If, after the expiration of 30 days after  
19 the date of the notification, the person has failed to submit  
20 the necessary remittance, the Department shall automatically  
21 terminate the license or deny the application, without  
22 hearing. If, after termination or denial, the person seeks a  
23 license, he or she shall apply to the Department for  
24 restoration or issuance of the license and pay all fees and  
25 fines due to the Department. The Department may establish a  
26 fee for the processing of an application for restoration of a

1 license to pay all expenses of processing this application.  
2 The Secretary may waive the fines due under this Section in  
3 individual cases where the Secretary finds that the fines  
4 would be unreasonable or unnecessarily burdensome.

5 Section 80. Roster. The Department shall maintain a roster  
6 of the names and addresses of all license holders and of all  
7 persons whose licenses have been suspended, revoked, or placed  
8 on inactive or nonrenewed status within the previous year.  
9 This roster shall be available upon written request and  
10 payment of the required fee.

11 Section 85. Advertising. Any person licensed under this  
12 Act may advertise the availability of professional services in  
13 the public media or on the premises where such professional  
14 services are rendered as permitted by law, on the condition  
15 that such advertising is truthful and not misleading and is in  
16 conformity with rules adopted by the Department.  
17 Advertisements shall not include false, fraudulent, deceptive,  
18 or misleading material or guarantees of success.  
19 Advertisements shall also not include any offers of any gift  
20 or item of value to attorneys or their staff or any other  
21 persons or entities associated with any litigation.

22 Section 90. Professional service corporations. Nothing in  
23 this Act shall restrict license holders from forming

1 professional service corporations under the provisions of the  
2 Professional Service Corporation Act.

3 Section 95. Rights and obligations. Any person who is a  
4 holder of an individual certificate as a certified shorthand  
5 reporter issued under any prior Act, including the Illinois  
6 Certified Shorthand Reporters Act of 1984, registering court  
7 reporters in this State and valid on the effective date of this  
8 Act, shall be deemed to be licensed under this Act and shall be  
9 subject to the same rights and obligations as persons  
10 originally licensed under this Act. All certificates issued  
11 under any prior Act, including the Illinois Certified  
12 Shorthand Reporters Act of 1984, are valid and are subject to  
13 the same authority of the Department to revoke or suspend them  
14 as licenses issued under this Act.

15 Section 100. Revocation or suspension; proceedings. No  
16 proceedings to revoke or suspend any license shall abate by  
17 reason of the passage of this Act. The Department may revoke or  
18 suspend a license on account of any act or circumstance  
19 occurring before this Act shall take effect, if such act or  
20 circumstance is a ground for revocation or suspension under  
21 the provisions of the law in effect at the time of such act or  
22 circumstance, and such act or circumstance if it occurred  
23 after this Act shall take effect would be a ground for  
24 revocation or suspension under Section 105.

1 Section 105. Grounds for disciplinary action.

2 (a) The Department may refuse to issue or renew, or may  
3 revoke, suspend, place on probation, reprimand, or take other  
4 disciplinary or nondisciplinary action as the Department may  
5 deem appropriate, including imposing fines not to exceed  
6 \$10,000 for each violation and the assessment of costs as  
7 provided for in Section 125, with regard to any license for any  
8 one or a combination of the following:

9 (1) material misstatement in furnishing information to  
10 the Department;

11 (2) violations of this Act, or of the rules adopted  
12 under this Act;

13 (3) conviction by plea of guilty or nolo contendere,  
14 finding of guilt, jury verdict, or entry of judgment or by  
15 sentencing of any crime, including, but not limited to,  
16 convictions, preceding sentences of supervision,  
17 conditional discharge, or first offender probation under  
18 the laws of any jurisdiction of the United States: (A)  
19 that is a felony; or (B) that is a misdemeanor, an  
20 essential element of which is dishonesty, or that is  
21 directly related to the practice of the profession;

22 (4) fraud or any misrepresentation in applying for or  
23 procuring a license under this Act or in connection with  
24 applying for renewal of a license under this Act;

25 (5) professional incompetence;



1           (6) aiding or assisting another person, firm,  
2 partnership, or corporation in violating any provision of  
3 this Act or its rules;

4           (7) failing, within 60 days, to provide information in  
5 response to a written request made by the Department;

6           (8) engaging in dishonorable, unethical, or  
7 unprofessional conduct of a character likely to deceive,  
8 defraud, or harm the public;

9           (9) habitual or excessive use or abuse of drugs as  
10 defined in law as controlled substances, alcohol, or any  
11 other substances that results in the inability to practice  
12 with reasonable judgment, skill, or safety;

13           (10) discipline by another state, unit of government,  
14 governmental agency, the District of Columbia, a  
15 territory, or foreign nation, if at least one of the  
16 grounds for the discipline is the same or substantially  
17 equivalent to those set forth in this Section;

18           (11) charging for professional services not rendered,  
19 including filing false statements for the collection of  
20 fees for which services were not rendered, or giving,  
21 directly or indirectly, any gift or anything of value to  
22 attorneys or their staff or any other persons or entities  
23 associated with any litigation, that exceeds \$200 total  
24 per year. For the purposes of this paragraph, pro bono  
25 services, as defined by State law, are permissible in any  
26 amount;

1           (12) a finding by the Department that the license  
2 holder, after having his or her license placed on  
3 probationary status, has violated the terms of probation;

4           (13) willfully making or filing false records or  
5 reports in the practice of court reporting, including, but  
6 not limited to, false records filed with State agencies or  
7 departments;

8           (14) physical illness, including, but not limited to,  
9 deterioration through the aging process or loss of motor  
10 skill which results in the inability to practice under  
11 this Act with reasonable judgment, skill, or safety;

12           (15) solicitation of professional services other than  
13 by permitted advertising;

14           (16) willful failure to take full and accurate  
15 digital, electronic, stenographic, or voice notes or files  
16 of any proceeding;

17           (17) willful alteration of any digital, electronic,  
18 stenographic, or voice notes or files taken at any  
19 proceeding;

20           (18) willful failure to accurately transcribe verbatim  
21 any digital, electronic, stenographic, or voice notes or  
22 files taken at any proceeding;

23           (19) willful alteration of a transcript of digital,  
24 electronic, stenographic, or voice recording notes taken  
25 at any proceeding;

26           (20) affixing one's signature to any transcript of

1 recording notes or files or certifying to its correctness  
2 unless the recording has been certified by the license  
3 holder or transcript has been prepared by or under the  
4 immediate supervision of the license holder;

5 (21) willful failure to systematically retain  
6 recording notes or transcripts on paper or any electronic  
7 media for 10 years after the date that the notes or  
8 transcripts were taken;

9 (22) failure to deliver transcripts in a timely manner  
10 or in accordance with contractual agreements;

11 (23) establishing contingent fees as a basis of  
12 compensation;

13 (24) mental illness or disability that results in the  
14 inability to practice under this Act with reasonable  
15 judgment, skill, or safety;

16 (25) practicing under a false or assumed name, except  
17 as provided by law;

18 (26) cheating on or attempting to subvert the  
19 licensing examination administered under this Act; and

20 (27) allowing one's license under this Act to be used  
21 by an unlicensed person in violation of this Act.

22 All fines imposed under this Section shall be paid within  
23 60 days after the effective date of the order imposing the fine  
24 or in accordance with the terms set forth in the order imposing  
25 the fine.

26 (b) The determination by a circuit court that a license

1 holder is subject to involuntary admission or judicial  
2 admission as provided in the Mental Health and Developmental  
3 Disabilities Code, operates as an automatic suspension. Such  
4 suspension will end only upon a finding by a court that the  
5 patient is no longer subject to involuntary admission or  
6 judicial admission, an order by the court so finding and  
7 discharging the patient. In any case where a license is  
8 suspended under this Section, the licensee may file a petition  
9 for restoration and shall include evidence acceptable to the  
10 Department that the licensee can resume practice in compliance  
11 with acceptable and prevailing standards of the profession.

12 (c) If the Department of Healthcare and Family Services  
13 has previously determined a licensee or a potential licensee  
14 is more than 30 days delinquent in the payment of child support  
15 and has subsequently licensed the delinquency to the  
16 Department, the Department may refuse to issue or renew or may  
17 revoke or suspend that person's license or may take other  
18 disciplinary action against that person based solely upon the  
19 certification of delinquency made by the Department of  
20 Healthcare and Family Services in accordance with paragraph  
21 (5) of subsection (a) of Section 2105-15 of the Civil  
22 Administrative Code of Illinois.

23 (d) In enforcing this Section, the Department, upon a  
24 showing of a possible violation, may compel any individual who  
25 is licensed under this Act or any individual who has applied  
26 for licensure under this Act to submit to a mental or physical

1 examination and evaluation, or both, which may include a  
2 substance abuse or sexual offender evaluation, at the expense  
3 of the Department. The Department shall specifically designate  
4 the examining physician licensed to practice medicine in all  
5 of its branches or, if applicable, the multidisciplinary team  
6 involved in providing the mental or physical examination and  
7 evaluation, or both. The multidisciplinary team shall be led  
8 by a physician licensed to practice medicine in all of its  
9 branches and may consist of one or more or a combination of  
10 physicians licensed to practice medicine in all of its  
11 branches, licensed chiropractic physicians, licensed clinical  
12 psychologists, licensed clinical social workers, licensed  
13 clinical professional counselors, and other professional and  
14 administrative staff. Any examining physician or member of the  
15 multidisciplinary team may require any person ordered to  
16 submit to an examination and evaluation pursuant to this  
17 Section to submit to any additional supplemental testing  
18 deemed necessary to complete any examination or evaluation  
19 process, including, but not limited to, blood testing,  
20 urinalysis, psychological testing, or neuropsychological  
21 testing.

22 The Department may order the examining physician or any  
23 member of the multidisciplinary team to provide to the  
24 Department any and all records, including business records,  
25 that relate to the examination and evaluation, including any  
26 supplemental testing performed. The Department may order the

1 examining physician or any member of the multidisciplinary  
2 team to present testimony concerning this examination and  
3 evaluation of the licensed court reporter or applicant,  
4 including testimony concerning any supplemental testing or  
5 documents relating to the examination and evaluation. No  
6 information, report, record, or other documents in any way  
7 related to the examination and evaluation shall be excluded by  
8 reason of any common law or statutory privilege relating to  
9 communication between the licensee or applicant and the  
10 examining physician or any member of the multidisciplinary  
11 team. No authorization is necessary from the licensed court  
12 reporter or applicant ordered to undergo an evaluation and  
13 examination for the examining physician or any member of the  
14 multidisciplinary team to provide information, reports,  
15 records, or other documents or to provide any testimony  
16 regarding the examination and evaluation. The individual to be  
17 examined may have, at his or her own expense, another  
18 physician of his or her choice present during all aspects of  
19 the examination.

20 Failure of any individual to submit to mental or physical  
21 examination and evaluation, or both, when directed, shall  
22 result in an automatic suspension, without hearing, until the  
23 individual submits to the examination. If the Department finds  
24 a licensed court reporter unable to practice because of the  
25 reasons set forth in this Section, the Department shall  
26 require the licensed court reporter to submit to care,

1 counseling, or treatment by physicians approved or designated  
2 by the Department, as a condition for continued, reinstated,  
3 or renewed licensure.

4 When the Secretary immediately suspends a license under  
5 this Section, a hearing upon the person's license must be  
6 convened by the Department within 15 days after the suspension  
7 and completed without appreciable delay. The Department shall  
8 have the authority to review the licensed court reporter's  
9 record of treatment and counseling regarding the impairment,  
10 to the extent permitted by applicable federal statutes and  
11 regulations safeguarding the confidentiality of medical  
12 records.

13 Individuals licensed under this Act affected under this  
14 Section shall be afforded an opportunity to demonstrate to the  
15 Department that they can resume practice in compliance with  
16 acceptable and prevailing standards under the provisions of  
17 their licensure.

18 (e) The Department may refuse to issue or may suspend  
19 without hearing, as provided for in the Code of Civil  
20 Procedure, the license of any person who fails to file a  
21 return, to pay the tax, penalty, or interest shown in a filed  
22 return, or to pay any final assessment of tax, penalty, or  
23 interest as required by any tax Act administered by the  
24 Department of Revenue, until the requirements of any such tax  
25 Act are satisfied in accordance with subsection (g) of Section  
26 2105-15 of the Civil Administrative Code of Illinois.

1           Section 110. Injunctive actions; order to cease and  
2 desist.

3           (a) If any person violates the provisions of this Act, the  
4 Secretary may, through the Attorney General or the State's  
5 Attorney of the county in which the violation is alleged to  
6 have occurred, petition for an order enjoining such violation  
7 or for an order enforcing compliance with this Act. Upon the  
8 filing of a verified petition in such court, the court may  
9 issue a temporary restraining order, without notice or bond,  
10 and may preliminarily and permanently enjoin such violation.  
11 If it is established that such person has violated or is  
12 violating the injunction, the court may punish the offender  
13 for contempt of court. Proceedings under this Section shall be  
14 in addition to, and not in lieu of, all other remedies and  
15 penalties provided by this Act.

16           (b) If any person practices as a licensed court reporter  
17 or holds oneself out as a licensed court reporter without  
18 being licensed under the provisions of this Act, then any  
19 licensed court reporter, any interested party, or any person  
20 injured thereby may, in addition to the Secretary, petition  
21 for relief as provided in subsection (a).

22           (c) Whenever, in the opinion of the Department, any person  
23 violates any provision of this Act, the Department may issue a  
24 rule to show cause why an order to cease and desist should not  
25 be entered against that individual. The rule shall clearly set



1     forth the grounds relied upon by the Department and shall  
2     provide a period of 7 days after the date of the rule to file  
3     an answer to the satisfaction of the Department. Failure to  
4     answer to the satisfaction of the Department shall cause an  
5     order to cease and desist to be issued forthwith.

6             Section 115. Investigations; notice and hearing. The  
7     Department may investigate the actions of any applicant or of  
8     any person or persons holding or claiming to hold a license.  
9     The Department shall, before refusing to issue or renew, or  
10    taking disciplinary action against, a license, at least 30  
11    days prior to the date set for the hearing, notify in writing  
12    the applicant for, or holder of, a license of the nature of the  
13    charges and the time and place for a hearing on the charges.  
14    The Department shall direct the applicant or licensee to file  
15    a written answer to the charges with the Department under oath  
16    within 20 days after the service of the notice and inform the  
17    applicant or licensee that failure to file an answer will  
18    result in default being taken against the applicant or  
19    licensee. At the time and place fixed in the notice, the  
20    Department shall proceed to hear the charges and the parties  
21    or their counsel shall be accorded ample opportunity to  
22    present any pertinent statements, testimony, evidence, and  
23    arguments. The Department may continue the hearing from time  
24    to time. In case the person, after receiving the notice, fails  
25    to file an answer, his or her license may, in the discretion of

1 the Department, be revoked, suspended, or placed on  
2 probationary status or the Department may take whatever  
3 disciplinary action considered proper, including limiting the  
4 scope, nature, or extent of the person's practice or the  
5 imposition of a fine, without a hearing, if the act or acts  
6 charged constitute sufficient grounds for that action under  
7 this Act. The written notice and any notice in the subsequent  
8 proceeding may be served by registered or licensed mail to the  
9 licensee's address of record.

10 Section 120. Confidentiality. All information collected by  
11 the Department in the course of an examination or  
12 investigation of a licensee or applicant, including, but not  
13 limited to, any complaint against a licensee filed with the  
14 Department and information collected to investigate any such  
15 complaint, shall be maintained for the confidential use of the  
16 Department and shall not be disclosed. The Department may not  
17 disclose the information to anyone other than law enforcement  
18 officials, other regulatory agencies that have an appropriate  
19 regulatory interest as determined by the Secretary, or a party  
20 presenting a lawful subpoena to the Department.

21 Information and documents disclosed to a federal, State,  
22 county, or local law enforcement agency shall not be disclosed  
23 by the agency for any purpose to any other agency or person. A  
24 formal complaint filed against a licensee by the Department or  
25 any order issued by the Department against a licensee or

1 applicant shall be a public record, except as otherwise  
2 prohibited by law.

3 Section 125. Records of proceedings. The Department, at  
4 its expense, shall preserve a record of all proceedings at the  
5 formal hearing of any case. The notice of hearing, complaint  
6 and all other documents in the nature of pleadings and written  
7 motions filed in the proceedings, the transcript of testimony,  
8 the report of the Department and orders of the Department,  
9 shall be the record of such proceeding. Any licensed court  
10 reporter who is found to have violated this Act or who fails to  
11 appear for a hearing to refuse to issue, restore, or renew a  
12 license or to discipline a licensee may be required by the  
13 Department to pay for the costs of the proceeding. These costs  
14 are limited to costs for court reporters, transcripts, and  
15 witness attendance and mileage fees. All costs imposed under  
16 this Section shall be paid within 60 days after the effective  
17 date of the order imposing the fine.

18 Section 130. Subpoenas; oaths. The Department may subpoena  
19 and bring before it any person and to take the oral or written  
20 testimony or compel the production of any books, papers,  
21 records, or any other documents that the Secretary or his or  
22 her designee deems relevant or material to an investigation or  
23 hearing conducted by the Department with the same fees and  
24 mileage and in the same manner as prescribed by law in judicial

1 procedure in civil cases in courts of this State.

2 The Secretary, the designated hearing officer, or a  
3 licensed court reporter may have power to administer oaths at  
4 any hearing which the Department conducts. Notwithstanding any  
5 other statute or Department rule to the contrary, all requests  
6 for testimony and production of documents or records shall be  
7 in accordance with this Act.

8 Section 135. Compelling testimony; contempt. Any circuit  
9 court, upon application of the Department or license holder,  
10 may order the attendance and testimony of witnesses and the  
11 production of relevant documents, papers, files, books, and  
12 records in connection with any hearing or investigation. The  
13 court may compel obedience to its order by proceedings for  
14 contempt.

15 Section 140. Department report. At the conclusion of the  
16 hearing, the Department shall present to the Secretary a  
17 written report of its findings of fact, conclusions of law,  
18 and recommendations. The report shall contain a finding as to  
19 whether the accused person violated this Act or failed to  
20 comply with the conditions required in this Act. The  
21 Department shall specify the nature of the violation or  
22 failure to comply, and shall make its recommendations to the  
23 Secretary. The report of findings of fact, conclusions of law,  
24 and recommendations of the Department shall be the basis for

1 the Department's action regarding a license. If the Secretary  
2 disagrees in any regard with the report of the Department he or  
3 she may issue an order in contravention thereof. The finding  
4 is not admissible in evidence against the person in a criminal  
5 prosecution brought for the violation of this Act, but the  
6 hearing and findings are not a bar to a criminal prosecution  
7 brought for the violation of this Act.

8 Section 145. Motion for rehearing. In any hearing  
9 involving the refusal to issue or renew, or the taking of  
10 disciplinary action against, a license, a copy of the  
11 Department's report shall be served upon the respondent by the  
12 Department as provided in this Act for the service of the  
13 notice of hearing. Within 20 days after such service, the  
14 respondent may present to the Department a motion in writing  
15 for a rehearing, which motion shall specify the particular  
16 grounds therefor. If no motion for rehearing is filed, then  
17 upon the expiration of the time specified for filing such a  
18 motion, or if a motion for rehearing is denied, then upon such  
19 denial the Secretary may enter an order in accordance with  
20 recommendations of the Department except as provided in  
21 Section 140. If the respondent shall order from the reporting  
22 service, and pay for a transcript of the record within the time  
23 for filing a motion for rehearing, the 20-day period within  
24 which such a motion may be filed shall commence upon the  
25 delivery of the transcript to the respondent.

1           Section 150. Rehearing ordered by Secretary. Whenever the  
2 Secretary is satisfied that substantial justice has not been  
3 done in the revocation, suspension of, or the refusal to issue  
4 or renew a license, the Secretary may order a rehearing by the  
5 Department or a designated hearing officer.

6           Section 155. Hearing officers, reports, and review. The  
7 Secretary shall have the authority to appoint any attorney  
8 duly licensed to practice law in this State to serve as the  
9 hearing officer in any action involving a refusal to issue or  
10 renew, or the taking of disciplinary action against a license.  
11 The hearing officer shall have full authority to conduct the  
12 hearing. The hearing officer shall report his or her findings  
13 of fact, conclusions of law, and recommendations to the  
14 Department and the Secretary. The Department shall have 60  
15 days after receipt of the report to review the report of the  
16 hearing officer and present their findings of fact,  
17 conclusions of law, and recommendations to the Secretary. If  
18 the Department fails to present its report within the 60-day  
19 period, the Secretary may issue an order based on the report of  
20 the hearing officer. If the Secretary disagrees with the  
21 report of the Department or hearing officer, he or she may  
22 issue an order in contravention thereof.

23           Section 160. Order or licensed copy; prima facie proof. An

1 order or a licensed copy thereof, over the seal of the  
2 Department and purporting to be signed by the Secretary, shall  
3 be prima facie proof that:

4 (1) the signature is the genuine signature of the  
5 Secretary; and

6 (2) the Secretary is duly appointed and qualified.

7 Section 165. Restoration of license from discipline. At  
8 any time after successful completion of a term of indefinite  
9 probation, suspension, or revocation of a license, the  
10 Department may restore the license to the licensee, unless,  
11 after an investigation and hearing, the Secretary determines  
12 that restoration is not in the public interest or that the  
13 licensee has not been sufficiently rehabilitated to warrant  
14 the public trust. No person or entity whose license or  
15 authority has been revoked as authorized in this Act may apply  
16 for restoration of that license or authority until the time  
17 provided for in the Civil Administrative Code of Illinois.

18 Section 170. Surrender of license. Upon the revocation or  
19 suspension of any license, the license holder shall forthwith  
20 surrender the license to the Department. If the license holder  
21 fails to do so, the Department shall have the right to seize  
22 the license.

23 Section 175. Summary suspension. The Secretary may

1 summarily suspend the license of a licensed court reporter  
2 without a hearing, simultaneously with the institution of  
3 proceedings for a hearing provided for in Section 115, if the  
4 Secretary finds that the evidence indicates that a licensed  
5 court reporter's continuation in practice would constitute an  
6 imminent danger to the public. If the Secretary summarily  
7 suspends the license of a licensed court reporter without a  
8 hearing, a hearing shall be commenced within 30 days after  
9 such suspension has occurred and shall be concluded as  
10 expeditiously as possible.

11 Section 180. Administrative Review Law. All final  
12 administrative decisions of the Department are subject to  
13 judicial review pursuant to the Administrative Review Law and  
14 all rules adopted pursuant thereto. As used in this Section,  
15 "administrative decision" has the same meaning as in Section  
16 3-101 of the Code of Civil Procedure.

17 Proceedings for judicial review shall be commenced in the  
18 circuit court of the county in which the party applying for  
19 review resides, except that if the party is not a resident of  
20 this State, the venue shall be Sangamon County.

21 Section 185. Certification of record; receipt. The  
22 Department shall not be required to certify any record to the  
23 court or file any answer in court or otherwise appear in any  
24 court in a judicial review proceeding, unless and until the



1 Department has received from the plaintiff payment of the  
2 costs of furnishing and certifying the record, which costs  
3 shall be determined by the Department. Exhibits shall be  
4 licensed without cost. Failure on the part of the plaintiff to  
5 file a receipt in court shall be grounds for dismissal of the  
6 action.

7 Section 190. Penalties. Any person who is found to have  
8 violated any provision of this Act is guilty of a Class A  
9 misdemeanor for the first offense. On conviction of a second  
10 or subsequent offense, the violator shall be guilty of a Class  
11 4 felony. All criminal fines, moneys, or other property  
12 collected or received by the Department under this Section, or  
13 any other State or federal statute, shall be deposited into  
14 the General Professions Dedicated Fund.

15 Section 195. Administrative Procedure Act. The Illinois  
16 Administrative Procedure Act is hereby expressly adopted and  
17 incorporated herein as if all of the provisions of that Act  
18 were included in this Act, except that the provision of  
19 subsection (d) of Section 10-65 of the Illinois Administrative  
20 Procedure Act that provides that at hearings the license  
21 holder has the right to show compliance with all lawful  
22 requirements for retention, continuation, or renewal of  
23 licensure is specifically excluded. For the purpose of this  
24 Act, the notice required under Section 10-25 of the Illinois

1 Administrative Procedure Act is deemed sufficient when mailed  
2 to the last known address of record.

3 Section 200. Home rule. The regulation and licensing of a  
4 court reporter are exclusive powers and functions of the  
5 State. A home rule unit may not regulate or license a court  
6 reporter or the practice of court reporting. This Section is a  
7 denial and limitation of home rule powers and functions under  
8 subsection (h) of Section 6 of Article VII of the Illinois  
9 Constitution.

10 Section 205. Name and license number on transcript. Every  
11 court reporter shall print the licensee's name and license or  
12 restricted license number on each transcript reported.

13 Section 210. Responsibility for notes. It is the  
14 licensee's responsibility to preserve his or her court notes  
15 and recordings for a period of no less than 10 years after the  
16 date that the notes or transcripts were taken, except as  
17 otherwise prescribed by law, through storage of the original  
18 paper notes or an electronic copy of either the court notes or  
19 the English transcript of the notes on computer disks,  
20 cassettes, backup tape systems, optical or laser disk systems,  
21 data storage, or other retrieval systems available at the time  
22 that the notes or transcripts were taken.

1 Section 215. Continuing education. As a condition for  
2 renewal of a license, licensees shall be required to complete  
3 continuing education in accordance with rules established by  
4 the Department.

5 Persons employed as full-time court reporters under this  
6 Act may apply for a waiver from the continuing education  
7 requirements. The waiver shall be granted upon the submission  
8 of evidence satisfactory to the Department that the licensed  
9 court reporter is employed as a full-time court reporter under  
10 this Act.

11 Section 800. The Regulatory Sunset Act is amended by  
12 changing Section 4.34 and by adding Section 4.43 as follows:

13 (5 ILCS 80/4.34)

14 Sec. 4.34. Acts and Section repealed on January 1, 2024.  
15 The following Acts and Section of an Act are repealed on  
16 January 1, 2024:

17 The Crematory Regulation Act.

18 The Electrologist Licensing Act.

19 ~~The Illinois Certified Shorthand Reporters Act of~~  
20 ~~1984.~~

21 The Illinois Occupational Therapy Practice Act.

22 The Illinois Public Accounting Act.

23 The Private Detective, Private Alarm, Private  
24 Security, Fingerprint Vendor, and Locksmith Act of 2004.

1           The Registered Surgical Assistant and Registered  
2           Surgical Technologist Title Protection Act.

3           Section 2.5 of the Illinois Plumbing License Law.

4           The Veterinary Medicine and Surgery Practice Act of  
5           2004.

6           (Source: P.A. 102-291, eff. 8-6-21.)

7           (5 ILCS 80/4.43 new)

8           Sec. 4.43. Act repealed on January 1, 2033. The following  
9           Act is repealed on January 1, 2033:

10          The Illinois Court Reporters Licensing Act of 2022.

11          Section 805. The Oaths and Affirmations Act is amended by  
12          changing Sections 1 and 2 as follows:

13          (5 ILCS 255/1) (from Ch. 101, par. 1)

14          Sec. 1. Oaths and affirmations. All courts, and all judges  
15          and the clerk thereof, the county clerk, deputy county clerk,  
16          notaries public, and persons licensed ~~certified~~ under the  
17          Illinois Court Reporters Licensing Act of 2022 ~~Illinois~~  
18          ~~Certified Shorthand Reporters Act of 1984~~ have the power to  
19          administer oaths and affirmations to witnesses and others,  
20          concerning anything commenced or to be commenced, or pending  
21          before them respectively.

22          (Source: P.A. 90-294, eff. 8-1-97.)

1 (5 ILCS 255/2) (from Ch. 101, par. 2)

2 Sec. 2. Affidavits and depositions. All courts, and  
3 judges, and the clerks thereof, the county clerk, deputy  
4 county clerk, the Secretary of State, notaries public, and  
5 persons licensed ~~certified~~ under the Illinois Court Reporters  
6 Licensing Act of 2022 ~~Illinois Certified Shorthand Reporters~~  
7 ~~Act of 1984~~ may administer all oaths of office and all other  
8 oaths authorized or required of any officer or other person,  
9 and take affidavits and depositions concerning any matter or  
10 thing, process or proceeding commenced or to be commenced, or  
11 pending in any court or before them, or on any occasion wherein  
12 any affidavit or deposition is authorized or required by law  
13 to be taken.

14 The same functions may be performed by any commissioned  
15 officer in active service of the armed forces of the United  
16 States, within or without the United States. Oaths, affidavits  
17 or depositions taken by or affirmations made before such  
18 officers need not be authenticated nor attested by any seal  
19 nor shall any instruments executed or proceedings had before  
20 such officers be invalid because the place of the proceedings  
21 or of the execution is not stated.

22 (Source: P.A. 97-36, eff. 1-1-12.)

23 Section 810. The Department of Professional Regulation Law  
24 of the Civil Administrative Code of Illinois is amended by  
25 changing Section 2105-115 as follows:

1 (20 ILCS 2105/2105-115) (was 20 ILCS 2105/60f)

2 Sec. 2105-115. Licensed court ~~Certified—shorthand~~  
3 reporter; transcript. The Department, at its expense, shall  
4 provide a licensed court ~~certified shorthand~~ reporter to take  
5 down the testimony and preserve a record of all proceedings at  
6 the hearing of any case in which a license may be revoked,  
7 suspended, placed on probationary status, reprimanded, fined,  
8 or subjected to other disciplinary action with reference to  
9 the license when a disciplinary action is authorized in any  
10 licensing Act administered by the Department. The notice,  
11 complaint, and all other documents in the nature of pleadings  
12 and written motions filed in the proceedings, the transcript  
13 of testimony, the report of the board, and the orders of the  
14 Department shall be the record of the proceedings. The  
15 Department shall furnish the record to any person interested  
16 in the hearing upon payment therefor of \$1 per page. The  
17 Department may contract for court reporting services, and, in  
18 the event it does so, the Department shall provide the name and  
19 contact information for the licensed court ~~certified shorthand~~  
20 reporter who transcribed the testimony at a hearing to any  
21 person interested, who may obtain a copy of the transcript of  
22 any proceedings at a hearing upon payment of the fee specified  
23 by the licensed court ~~certified shorthand~~ reporter. This  
24 charge is in addition to any fee charged by the Department for  
25 certifying the record.

1 (Source: P.A. 99-227, eff. 8-3-15; 100-262, eff. 8-22-17.)

2 Section 815. The Emergency Medical Services (EMS) Systems  
3 Act is amended by changing Section 3.40 as follows:

4 (210 ILCS 50/3.40)

5 Sec. 3.40. EMS System Participation Suspensions and Due  
6 Process.

7 (a) An EMS Medical Director may suspend from participation  
8 within the System any EMS personnel, EMS Lead Instructor (LI),  
9 individual, individual provider or other participant  
10 considered not to be meeting the requirements of the Program  
11 Plan of that approved EMS System.

12 (b) Prior to suspending any individual or entity, an EMS  
13 Medical Director shall provide an opportunity for a hearing  
14 before the local System review board in accordance with  
15 subsection (f) and the rules promulgated by the Department.

16 (1) If the local System review board affirms or  
17 modifies the EMS Medical Director's suspension order, the  
18 individual or entity shall have the opportunity for a  
19 review of the local board's decision by the State EMS  
20 Disciplinary Review Board, pursuant to Section 3.45 of  
21 this Act.

22 (2) If the local System review board reverses or  
23 modifies the EMS Medical Director's order, the EMS Medical  
24 Director shall have the opportunity for a review of the

1 local board's decision by the State EMS Disciplinary  
2 Review Board, pursuant to Section 3.45 of this Act.

3 (3) The suspension shall commence only upon the  
4 occurrence of one of the following:

5 (A) the individual or entity has waived the  
6 opportunity for a hearing before the local System  
7 review board; or

8 (B) the order has been affirmed or modified by the  
9 local system review board and the individual or entity  
10 has waived the opportunity for review by the State  
11 Board; or

12 (C) the order has been affirmed or modified by the  
13 local system review board, and the local board's  
14 decision has been affirmed or modified by the State  
15 Board.

16 (c) An EMS Medical Director may immediately suspend an  
17 EMR, EMD, EMT, EMT-I, A-EMT, Paramedic, ECRN, PHRN, LI, PHPA,  
18 PHAPRN, or other individual or entity if he or she finds that  
19 the continuation in practice by the individual or entity would  
20 constitute an imminent danger to the public. The suspended  
21 individual or entity shall be issued an immediate verbal  
22 notification followed by a written suspension order by the EMS  
23 Medical Director which states the length, terms and basis for  
24 the suspension.

25 (1) Within 24 hours following the commencement of the  
26 suspension, the EMS Medical Director shall deliver to the



1 Department, by messenger, telefax, or other  
2 Department-approved electronic communication, a copy of  
3 the suspension order and copies of any written materials  
4 which relate to the EMS Medical Director's decision to  
5 suspend the individual or entity. All medical and  
6 patient-specific information, including Department  
7 findings with respect to the quality of care rendered,  
8 shall be strictly confidential pursuant to the Medical  
9 Studies Act (Part 21 of Article VIII of the Code of Civil  
10 Procedure).

11 (2) Within 24 hours following the commencement of the  
12 suspension, the suspended individual or entity may deliver  
13 to the Department, by messenger, telefax, or other  
14 Department-approved electronic communication, a written  
15 response to the suspension order and copies of any written  
16 materials which the individual or entity feels are  
17 appropriate. All medical and patient-specific information,  
18 including Department findings with respect to the quality  
19 of care rendered, shall be strictly confidential pursuant  
20 to the Medical Studies Act.

21 (3) Within 24 hours following receipt of the EMS  
22 Medical Director's suspension order or the individual or  
23 entity's written response, whichever is later, the  
24 Director or the Director's designee shall determine  
25 whether the suspension should be stayed pending an  
26 opportunity for a hearing or review in accordance with

1           this Act, or whether the suspension should continue during  
2           the course of that hearing or review. The Director or the  
3           Director's designee shall issue this determination to the  
4           EMS Medical Director, who shall immediately notify the  
5           suspended individual or entity. The suspension shall  
6           remain in effect during this period of review by the  
7           Director or the Director's designee.

8           (d) Upon issuance of a suspension order for reasons  
9           directly related to medical care, the EMS Medical Director  
10          shall also provide the individual or entity with the  
11          opportunity for a hearing before the local System review  
12          board, in accordance with subsection (f) and the rules  
13          promulgated by the Department.

14                 (1) If the local System review board affirms or  
15                 modifies the EMS Medical Director's suspension order, the  
16                 individual or entity shall have the opportunity for a  
17                 review of the local board's decision by the State EMS  
18                 Disciplinary Review Board, pursuant to Section 3.45 of  
19                 this Act.

20                 (2) If the local System review board reverses or  
21                 modifies the EMS Medical Director's suspension order, the  
22                 EMS Medical Director shall have the opportunity for a  
23                 review of the local board's decision by the State EMS  
24                 Disciplinary Review Board, pursuant to Section 3.45 of  
25                 this Act.

26                 (3) The suspended individual or entity may elect to

1 bypass the local System review board and seek direct  
2 review of the EMS Medical Director's suspension order by  
3 the State EMS Disciplinary Review Board.

4 (e) The Resource Hospital shall designate a local System  
5 review board in accordance with the rules of the Department,  
6 for the purpose of providing a hearing to any individual or  
7 entity participating within the System who is suspended from  
8 participation by the EMS Medical Director. The EMS Medical  
9 Director shall arrange for a licensed court ~~certified~~  
10 ~~shorthand~~ reporter to make a ~~stenographic~~ record of that  
11 hearing and thereafter prepare a transcript of the  
12 proceedings. The transcript, all documents or materials  
13 received as evidence during the hearing and the local System  
14 review board's written decision shall be retained in the  
15 custody of the EMS system. The System shall implement a  
16 decision of the local System review board unless that decision  
17 has been appealed to the State Emergency Medical Services  
18 Disciplinary Review Board in accordance with this Act and the  
19 rules of the Department.

20 (f) The Resource Hospital shall implement a decision of  
21 the State Emergency Medical Services Disciplinary Review Board  
22 which has been rendered in accordance with this Act and the  
23 rules of the Department.

24 (Source: P.A. 100-201, eff. 8-18-17; 100-1082, eff. 8-24-19.)

25 Section 820. The Illinois Athletic Trainers Practice Act

1 is amended by changing Section 19.5 as follows:

2 (225 ILCS 5/19.5)

3 (Section scheduled to be repealed on January 1, 2026)

4 Sec. 19.5. Subpoenas; oaths. The Department may subpoena  
5 and bring before it any person and may take the oral or written  
6 testimony of any person or compel the production of any books,  
7 papers, records, or any other documents that the Secretary or  
8 his or her designee deems relevant or material to an  
9 investigation or hearing conducted by the Department with the  
10 same fees and mileage and in the same manner as prescribed by  
11 law in judicial procedure in civil cases in courts of this  
12 State.

13 The Secretary, the designated hearing officer, any member  
14 of the Board, or a licensed ~~certified shorthand~~ court reporter  
15 may administer oaths at any hearing which the Department  
16 conducts. Notwithstanding any other statute or Department rule  
17 to the contrary, all requests for testimony or production of  
18 documents or records shall be in accordance with this Act.

19 (Source: P.A. 99-469, eff. 8-26-15.)

20 Section 825. The Dietitian Nutritionist Practice Act is  
21 amended by changing Section 115 as follows:

22 (225 ILCS 30/115) (from Ch. 111, par. 8401-115)

23 (Section scheduled to be repealed on January 1, 2023)

1           Sec. 115. Subpoenas; oaths; attendance of witnesses.

2           (a) The Department may subpoena and bring before it any  
3 person to take the oral or written testimony or compel the  
4 production of any books, papers, records, or any other  
5 documents that the Secretary or his or her designee deems  
6 relevant or material to any investigation or hearing conducted  
7 by the Department with the same fees and mileage and in the  
8 same manner as prescribed in civil cases in the courts of this  
9 State.

10           (b) The Secretary, the hearing officer, any member of the  
11 Board, or a licensed ~~certified shorthand~~ court reporter may  
12 administer oaths at any hearing that the Department conducts.  
13 Notwithstanding any other statute or Department rule to the  
14 contrary, all requests for testimony, production of documents,  
15 or records shall be in accordance with this Act.

16           (c) Any circuit court, upon application of the Department  
17 or licensee, may order the attendance and testimony of  
18 witnesses and the production of relevant documents, papers,  
19 files, books and records in connection with any hearing or  
20 investigations. The court may compel obedience to its order by  
21 proceedings for contempt.

22           (Source: P.A. 97-1141, eff. 12-28-12.)

23           Section 830. The Funeral Directors and Embalmers Licensing  
24 Code is amended by changing Section 15-25 as follows:

1 (225 ILCS 41/15-25)

2 (Section scheduled to be repealed on January 1, 2023)

3 Sec. 15-25. Subpoenas; oaths; attendance of witnesses.

4 (a) The Department may subpoena and bring before it any  
5 person to take the oral or written testimony or compel the  
6 production of any books, papers, records, or any other  
7 documents that the Secretary or his or her designee deems  
8 relevant or material to any investigation or hearing conducted  
9 by the Department with the same fees and mileage and in the  
10 same manner as prescribed in civil cases in the courts of this  
11 State.

12 (b) The Secretary, the hearing officer, any member of the  
13 Board, or a licensed ~~certified shorthand~~ court reporter may  
14 administer oaths at any hearing that the Department conducts.  
15 Notwithstanding any other statute or Department rule to the  
16 contrary, all requests for testimony, production of documents,  
17 or records shall be in accordance with this Code.

18 (c) Any circuit court, upon application of the applicant,  
19 licensee or the Department, may order the attendance and  
20 testimony of witnesses and the production of relevant  
21 documents, files, books, records, and papers in connection  
22 with any hearing or investigation. The court may compel  
23 compliance with its order by proceedings for contempt of  
24 court.

25 (Source: P.A. 97-1130, eff. 8-28-12.)

1 Section 835. The Illinois Funeral or Burial Funds Act is  
2 amended by changing Sections 3b and 3d as follows:

3 (225 ILCS 45/3b) (from Ch. 111 1/2, par. 73.103b)

4 Sec. 3b. The Comptroller, at his expense, shall provide a  
5 licensed court ~~certified shorthand~~ reporter to take down the  
6 testimony and preserve a record of all proceedings at the  
7 hearing of any case involving the refusal to issue or renew a  
8 license, the suspension or revocation of a license, the  
9 imposition of a monetary penalty, or the referral of a case for  
10 criminal prosecution. The record of any such proceeding shall  
11 consist of the notice of hearing, complaint, all other  
12 documents in the nature of pleadings and written motions filed  
13 in the proceedings, the transcript of testimony and the report  
14 and orders of the Comptroller. Copies of the transcript of  
15 such record may be purchased from the licensed court ~~certified~~  
16 ~~shorthand~~ reporter who prepared the record.

17 (Source: P.A. 84-839.)

18 (225 ILCS 45/3d) (from Ch. 111 1/2, par. 73.103d)

19 Sec. 3d. Any person affected by a final administrative  
20 decision of the Comptroller may have such decision reviewed  
21 judicially by the circuit court of the county where such  
22 person resides, or in the case of a corporation, where the  
23 registered office is located. If the plaintiff in the review  
24 proceeding is not a resident of this State, venue shall be in

1 Sangamon County. The provisions of the Administrative Review  
2 Law, as now or hereafter amended, and any rules adopted  
3 thereunder shall govern all proceedings for the judicial  
4 review of final administrative decisions of the Comptroller.  
5 The term "administrative decision" is defined as in the  
6 Administrative Review Law.

7 The Comptroller is not required to certify the record of  
8 the proceeding unless the plaintiff in the review proceedings  
9 has purchased a copy of the transcript from the licensed court  
10 ~~certified shorthand~~ reporter who prepared the record. Exhibits  
11 shall be certified without cost.

12 (Source: P.A. 84-839.)

13 Section 840. The Massage Licensing Act is amended by  
14 changing Section 105 as follows:

15 (225 ILCS 57/105)

16 (Section scheduled to be repealed on January 1, 2027)

17 Sec. 105. Subpoenas; depositions; oaths.

18 (a) The Department may subpoena and bring before it any  
19 person to take the oral or written testimony or compel the  
20 production of any books, papers, records, or any other  
21 documents that the Secretary or his or her designee deems  
22 relevant or material to any such investigation or hearing  
23 conducted by the Department with the same fees and in the same  
24 manner as prescribed in civil cases in the courts of this



1 State.

2 (b) Any circuit court, upon the application of the  
3 licensee or the Department, may order the attendance and  
4 testimony of witnesses and the production of relevant  
5 documents, files, records, books, and papers in connection  
6 with any hearing or investigation. The circuit court may  
7 compel obedience to its order by proceedings for contempt.

8 (c) The Secretary, the hearing officer, any member of the  
9 Board, or a licensed ~~certified shorthand~~ court reporter may  
10 administer oaths at any hearing the Department conducts.  
11 Notwithstanding any other statute or Department rule to the  
12 contrary, all requests for testimony, production of documents,  
13 or records shall be in accordance with this Act.

14 (Source: P.A. 97-514, eff. 8-23-11.)

15 Section 845. The Medical Practice Act of 1987 is amended  
16 by changing Section 39 as follows:

17 (225 ILCS 60/39) (from Ch. 111, par. 4400-39)

18 (Section scheduled to be repealed on January 1, 2027)

19 Sec. 39. Licensed court ~~certified shorthand~~ reporter;  
20 record. The Department, at its expense, shall provide a  
21 licensed court ~~certified shorthand~~ reporter to take down the  
22 testimony and preserve a record of all proceedings at the  
23 hearing of any case wherein a license may be revoked,  
24 suspended, placed on probationary status, or other

1 disciplinary action taken with regard thereto in accordance  
2 with Section 2105-115 of the Department of Professional  
3 Regulation Law of the Civil Administrative Code of Illinois.  
4 The notice of hearing, complaint and all other documents in  
5 the nature of pleadings and written motions filed in the  
6 proceedings, the transcript of testimony, the report of the  
7 hearing officer, exhibits, the report of the Medical Board,  
8 and the orders of the Department constitute the record of the  
9 proceedings.

10 (Source: P.A. 101-316, eff. 8-9-19; 102-20, eff. 1-1-22.)

11 Section 850. The Naprapathic Practice Act is amended by  
12 changing Section 140 as follows:

13 (225 ILCS 63/140)

14 (Section scheduled to be repealed on January 1, 2023)

15 Sec. 140. Subpoena; oaths.

16 (a) The Department may subpoena and bring before it any  
17 person in this State and to take the oral or written testimony  
18 or compel the production of any books, papers, records, or any  
19 other documents that the Secretary or his or her designee  
20 deems relevant or material to any investigation or hearing  
21 conducted by the Department with the same fees and mileage and  
22 in the same manner as prescribed in civil cases in circuit  
23 courts of this State.

24 (b) The Secretary, the hearing officer, and a licensed

1 ~~certified shorthand~~ court reporter may administer oaths at any  
2 hearing that the Department conducts. Notwithstanding any  
3 other statute or Department rule to the contrary, all requests  
4 for testimony, production of documents, or records shall be in  
5 accordance with this Act.

6 (c) Any circuit court, upon application of the Department  
7 or licensee, may order the attendance and testimony of  
8 witnesses and the production of relevant documents, papers,  
9 files, books, and records in connection with any hearing or  
10 investigation. The court may compel obedience to its order by  
11 proceedings for contempt.

12 (Source: P.A. 97-778, eff. 7-13-12.)

13 Section 855. The Illinois Occupational Therapy Practice  
14 Act is amended by changing Section 19.4 as follows:

15 (225 ILCS 75/19.4) (from Ch. 111, par. 3723)

16 (Section scheduled to be repealed on January 1, 2024)

17 Sec. 19.4. Subpoenas; oaths. The Department may subpoena  
18 and bring before it any person and to take the oral or written  
19 testimony or compel the production of any books, papers,  
20 records, or any other documents that the Secretary or his or  
21 her designee deems relevant or material to an investigation or  
22 hearing conducted by the Department with the same fees and  
23 mileage and in the same manner as prescribed by law in judicial  
24 procedure in civil cases in courts of this State.

1           The Secretary, the designated hearing officer, any member  
2 of the Board, or a licensed ~~certified shorthand~~ court reporter  
3 may administer oaths at any hearing which the Department  
4 conducts. Notwithstanding any other statute or Department rule  
5 to the contrary, all requests for testimony or production of  
6 documents or records shall be in accordance with this Act.

7           (Source: P.A. 98-264, eff. 12-31-13.)

8           Section 860. The Boxing and Full-contact Martial Arts Act  
9 is amended by changing Section 20 as follows:

10           (225 ILCS 105/20) (from Ch. 111, par. 5020)

11           (Section scheduled to be repealed on January 1, 2027)

12           Sec. 20. Record of proceeding.

13           (a) The Department, at its expense, shall provide a  
14 licensed court ~~certified shorthand~~ reporter to take down the  
15 testimony and preserve a record of all proceedings at the  
16 hearing of any case in which a licensee may be revoked,  
17 suspended, placed on probationary status, reprimanded, fined,  
18 or subjected to other disciplinary action with reference to  
19 the license when a disciplinary action is authorized under  
20 this Act and rules. The notice of hearing, complaint, and all  
21 other documents in the nature of pleadings and written  
22 portions filed in the proceedings, the transcript of the  
23 testimony, the report of the hearing officer, and the orders  
24 of the Department shall be the record of the proceedings. The

1 record may be made available to any person interested in the  
2 hearing upon payment of the fee required by Section 2105-115  
3 of the Department of Professional Regulation Law of the Civil  
4 Administrative Code of Illinois.

5 (b) The Department may contract for court reporting  
6 services, and, if it does so, the Department shall provide the  
7 name and contact information for the licensed court ~~certified~~  
8 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
9 to any person interested, who may obtain a copy of the  
10 transcript of any proceedings at a hearing upon payment of the  
11 fee specified by the licensed court ~~certified—shorthand~~  
12 reporter.

13 (Source: P.A. 102-20, eff. 1-1-22.)

14 Section 865. The Professional Counselor and Clinical  
15 Professional Counselor Licensing and Practice Act is amended  
16 by changing Section 100 as follows:

17 (225 ILCS 107/100)

18 (Section scheduled to be repealed on January 1, 2023)

19 Sec. 100. Subpoenas; oaths. The Department has the power  
20 to subpoena and bring before it any person to take the oral or  
21 written testimony or compel the production of any books,  
22 papers, records, or any other documents that the Secretary or  
23 his or her designee deems relevant or material to any  
24 investigation or hearing conducted by the Department, with the

1 same fees and mileage and in the same manner as prescribed in  
2 civil cases in the courts of this State.

3 The Secretary, the designated hearing officer, any member  
4 of the Board, or a licensed ~~certified shorthand~~ court reporter  
5 may administer oaths at any hearing which the Department  
6 conducts, and any other oaths authorized in any Act  
7 administered by the Department. Notwithstanding any other  
8 statute or Department rules to the contrary, all requests for  
9 testimony, production of documents, or records shall be in  
10 accordance with this Act.

11 (Source: P.A. 97-706, eff. 6-25-12.)

12 Section 870. The Veterinary Medicine and Surgery Practice  
13 Act of 2004 is amended by changing Section 25.4 as follows:

14 (225 ILCS 115/25.4) (from Ch. 111, par. 7025.4)

15 (Section scheduled to be repealed on January 1, 2024)

16 Sec. 25.4. The Department may subpoena and bring before it  
17 any person and to take the oral or written testimony or compel  
18 the production of any books, papers, records, or any other  
19 documents that the Secretary or his or her designee deems  
20 relevant or material to an investigation or hearing conducted  
21 by the Department, with the same fees and mileage and in the  
22 same manner as prescribed by law in judicial procedure in  
23 civil cases in courts of this State.

24 The Secretary, the designated hearing officer, any member

1 of the Board, or a licensed ~~certified shorthand~~ court reporter  
2 may have power to administer oaths at any hearing which the  
3 Department conducts. Notwithstanding any other statute or  
4 Department rule to the contrary, all requests for testimony,  
5 production of documents or records shall be in accordance with  
6 this Act.

7 (Source: P.A. 98-339, eff. 12-31-13.)

8 Section 875. The Perfusionist Practice Act is amended by  
9 changing Section 125 as follows:

10 (225 ILCS 125/125)

11 (Section scheduled to be repealed on January 1, 2030)

12 Sec. 125. Record of proceedings.

13 (a) The Department, at its expense, shall preserve a  
14 record of all proceedings at the formal hearing of any case in  
15 which a license under this Act may be revoked, suspended,  
16 placed on probationary status, reprimanded, fined, or  
17 subjected to other disciplinary action with reference to the  
18 license when a disciplinary action is authorized under this  
19 Act and rules. The notice of hearing, complaint, and all other  
20 documents in the nature of pleadings and written motions filed  
21 in the proceedings, the transcript of testimony, the report of  
22 the Board or hearing officer, and orders of the Department  
23 shall be the record of the proceeding. The record may be made  
24 available to any person interested in the hearing on payment

1 of the fee required under Section 2105-115 of the Department  
2 of Professional Regulation Law.

3 (b) The Department may contract for court reporting  
4 services, and, if it does so, the Department shall provide the  
5 name and contact information for the licensed court ~~certified~~  
6 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
7 to any person interested, who may obtain a copy of the  
8 transcript of any proceedings at a hearing upon payment of the  
9 fee specified by the licensed court ~~certified shorthand~~  
10 reporter.

11 (Source: P.A. 101-311, eff. 8-9-19.)

12 Section 880. The Registered Surgical Assistant and  
13 Registered Surgical Technologist Title Protection Act is  
14 amended by changing Section 100 as follows:

15 (225 ILCS 130/100)

16 (Section scheduled to be repealed on January 1, 2024)

17 Sec. 100. Subpoena power.

18 (a) The Department may subpoena and bring before it any  
19 person to take the oral or written testimony or compel the  
20 production of any books, papers, records, or any other  
21 documents that the Secretary or his or her designee deems  
22 relevant or material to any investigation or hearing conducted  
23 by the Department, with the same fees and mileage and in the  
24 same manner as prescribed by law in judicial proceedings in



1 civil cases in circuit courts of this State.

2 (b) The Secretary, the hearing officer, or a licensed  
3 ~~certified shorthand~~ court reporter may administer oaths at any  
4 hearing that the Department conducts. Notwithstanding any  
5 other statute or Department rule to the contrary, all requests  
6 for testimony, production of documents, or records shall be in  
7 accordance with this Act.

8 (Source: P.A. 98-364, eff. 12-31-13.)

9 Section 885. The Illinois Explosives Act is amended by  
10 changing Section 5004 as follows:

11 (225 ILCS 210/5004) (from Ch. 96 1/2, par. 1-5004)

12 Sec. 5004. Record of proceedings; transcript. The  
13 Department or aggrieved party may provide at its or his or her  
14 expense a licensed court ~~certified shorthand~~ reporter to take  
15 down the testimony and preserve a record of all proceedings at  
16 the hearing of any case involving denial or refusal to issue or  
17 renew a license or certificate, or the suspension or  
18 revocation or other discipline of a license or certificate.  
19 Copies of the transcript of such record may be purchased from  
20 the licensed court ~~certified shorthand~~ reporter who prepared  
21 the record.

22 (Source: P.A. 96-1194, eff. 1-1-11.)

23 Section 890. The Illinois Architecture Practice Act of

1 1989 is amended by changing Section 25 as follows:

2 (225 ILCS 305/25) (from Ch. 111, par. 1325)

3 (Section scheduled to be repealed on January 1, 2030)

4 Sec. 25. Record of proceedings.

5 (a) The Department, at its expense, shall provide a  
6 licensed court ~~certified shorthand~~ reporter to take down the  
7 testimony and preserve a record of all proceedings at the  
8 hearing of any case in which a license may be revoked,  
9 suspended, placed on probationary status, reprimanded, fined,  
10 or subjected to other disciplinary action with reference to  
11 the license when a disciplinary action is authorized under  
12 this Act and rules. The notice of hearing, complaint, and all  
13 other documents in the nature of pleadings and written motions  
14 filed in the proceedings, the transcript of the testimony, the  
15 report of the Board, and the orders of the Department shall be  
16 the record of the proceedings. The record may be made  
17 available to any person interested in the hearing upon payment  
18 of the fee required by Section 2105-115 of the Department of  
19 Professional Regulation Law of the Civil Administrative Code  
20 of Illinois.

21 (b) The Department may contract for court reporting  
22 services, and, if it does so, the Department shall provide the  
23 name and contact information for the licensed court ~~certified~~  
24 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
25 to any person interested, who may obtain a copy of the

1 transcript of any proceedings at a hearing upon payment of the  
2 fee specified by the licensed court ~~certified shorthand~~  
3 reporter.

4 (Source: P.A. 101-346, eff. 8-9-19.)

5 Section 895. The Landscape Architecture Registration Act  
6 is amended by changing Section 95 as follows:

7 (225 ILCS 316/95)

8 (Section scheduled to be repealed on January 1, 2027)

9 Sec. 95. Record of proceedings.

10 (a) The Department, at its expense, shall provide a  
11 licensed court ~~certified shorthand~~ reporter to take down the  
12 testimony and preserve a record of all proceedings in which a  
13 registrant may have their registration revoked or suspended or  
14 in which the registrant may be placed on probationary status,  
15 reprimanded, fined, or subjected to other disciplinary action  
16 with reference to the registration when a disciplinary action  
17 is authorized under this Act and rules issued pursuant to this  
18 Act. The notice of hearing, complaint, and all other documents  
19 in the nature of pleadings and written motions filed in the  
20 proceedings, the transcript of the testimony, and the orders  
21 of the Department shall be the record of the proceedings. The  
22 record may be made available to any person interested in the  
23 hearing upon payment of the fee required by Section 2105-115  
24 of the Department of Professional Regulation Law.

1 (b) The Department may contract for court reporting  
2 services, and, if it does so, the Department shall provide the  
3 name and contact information for the licensed court ~~certified~~  
4 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
5 to any person interested, who may obtain a copy of the  
6 transcript of any proceedings at a hearing upon payment of the  
7 fee specified by the licensed court ~~certified shorthand~~  
8 reporter.

9 (Source: P.A. 102-284, eff. 8-6-21.)

10 Section 900. The Professional Engineering Practice Act of  
11 1989 is amended by changing Section 27 as follows:

12 (225 ILCS 325/27) (from Ch. 111, par. 5227)

13 (Section scheduled to be repealed on January 1, 2030)

14 Sec. 27. Record of proceedings.

15 (a) The Department, at its expense, shall provide a  
16 licensed court ~~certified shorthand~~ reporter to take down the  
17 testimony and preserve a record of all proceedings at the  
18 hearing of any case in which a license may be revoked or  
19 suspended or in which a licensee may be placed on probationary  
20 status, reprimanded, fined, or subjected to other disciplinary  
21 action with reference to the license when a disciplinary  
22 action is authorized under this Act and its rules. The notice  
23 of hearing, complaint, and all other documents in the nature  
24 of pleadings and written motions filed in the proceedings, the

1 transcript of the testimony, the report of the Board, and the  
2 orders of the Department shall be the record of the  
3 proceedings. The record may be made available to any person  
4 interested in the hearing upon payment of the fee required by  
5 Section 2105-115 of the Department of Professional Regulation  
6 Law of the Civil Administrative Code of Illinois.

7 (b) The Department may contract for court reporting  
8 services, and, if it does so, the Department shall provide the  
9 name and contact information for the licensed court ~~certified~~  
10 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
11 to any person interested, who may obtain a copy of the  
12 transcript of any proceedings at a hearing upon payment of the  
13 fee specified by the licensed court ~~certified shorthand~~  
14 reporter.

15 (Source: P.A. 101-310, eff. 8-9-19.)

16 Section 905. The Illinois Professional Land Surveyor Act  
17 of 1989 is amended by changing Section 30 as follows:

18 (225 ILCS 330/30) (from Ch. 111, par. 3280)

19 (Section scheduled to be repealed on January 1, 2030)

20 Sec. 30. Record of proceedings.

21 (a) The Department, at its expense, shall provide a  
22 licensed court ~~certified shorthand~~ reporter to take down the  
23 testimony and preserve a record of all proceedings at the  
24 hearing of any case where a license may be revoked, suspended,

1 placed on probationary status, reprimanded, fined, or  
2 subjected to other disciplinary action with reference to the  
3 license when a disciplinary action is authorized under this  
4 Act and its rules. The notice of hearing, complaint, and all  
5 other documents in the nature of pleadings and written motions  
6 filed in the proceedings, the transcript of testimony, the  
7 report of the Board, and the orders of the Department shall be  
8 the record of the proceedings. The record may be made  
9 available to any person interested in the hearing upon payment  
10 of the fee required by Section 2105-115 of the Department of  
11 Professional Regulation Law of the Civil Administrative Code  
12 of Illinois.

13 (b) The Department may contract for court reporting  
14 services, and, if it does so, the Department shall provide the  
15 name and contact information for the licensed court ~~certified~~  
16 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
17 to any person interested, who may obtain a copy of the  
18 transcript of any proceedings at a hearing upon payment of the  
19 fee specified by the licensed court ~~certified—shorthand~~  
20 reporter.

21 (Source: P.A. 101-313, eff. 8-9-19.)

22 Section 910. The Illinois Roofing Industry Licensing Act  
23 is amended by changing Section 9.4 as follows:

24 (225 ILCS 335/9.4) (from Ch. 111, par. 7509.4)

1 (Section scheduled to be repealed on January 1, 2026)

2 Sec. 9.4. Subpoenas; oaths. The Department has power to  
3 subpoena and bring before it any person in this State and to  
4 take the oral or written testimony, or to compel the  
5 production of any books, papers, records, documents, exhibits,  
6 or other materials that the Secretary or his or her designee  
7 deems relevant or material to an investigation or hearing  
8 conducted by the Department, with the same fees and mileage  
9 and in the same manner as prescribed by law in judicial  
10 proceedings in civil cases in courts of this State.

11 The Secretary, the designated hearing officer, any member  
12 of the Board, or a licensed ~~certified shorthand~~ court reporter  
13 may administer oaths to witnesses at any hearing that the  
14 Department conducts. Notwithstanding any other statute or  
15 Department rule to the contrary, all requests for testimony or  
16 production of documents or records shall be in accordance with  
17 this Act.

18 (Source: P.A. 99-469, eff. 8-26-15.)

19 Section 915. The Structural Engineering Practice Act of  
20 1989 is amended by changing Section 23 as follows:

21 (225 ILCS 340/23) (from Ch. 111, par. 6623)

22 (Section scheduled to be repealed on January 1, 2030)

23 Sec. 23. Record of proceedings.

24 (a) The Department, at its expense, shall provide a

1 licensed court ~~certified shorthand~~ reporter to take down the  
2 testimony and preserve a record of all proceedings at the  
3 hearing of any case in which a license may be revoked or  
4 suspended or a licensee placed on probationary status,  
5 reprimanded, fined, or subjected to other disciplinary action  
6 with reference to the license when a disciplinary action is  
7 authorized under this Act and its rules. The notice of  
8 hearing, complaint, and all other documents in the nature of  
9 pleadings and written motions filed in the proceedings, the  
10 transcript of the testimony, the report of the Board or  
11 hearing officer, and the orders of the Department shall be the  
12 record of the proceedings. The record may be made available to  
13 any person interested in the hearing upon payment of the fee  
14 required by Section 2105-115 of the Department of Professional  
15 Regulation Law of the Civil Administrative Code of Illinois.

16 (b) The Department may contract for court reporting  
17 services, and, if it does so, the Department shall provide the  
18 name and contact information for the licensed court ~~certified~~  
19 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
20 to any person interested, who may obtain a copy of the  
21 transcript of any proceedings at a hearing upon payment of the  
22 fee specified by the licensed court ~~certified shorthand~~  
23 reporter.

24 (Source: P.A. 101-312, eff. 8-9-19.)

25 Section 920. The Cemetery Oversight Act is amended by



1 changing Section 25-35 as follows:

2 (225 ILCS 411/25-35)

3 (Section scheduled to be repealed on January 1, 2027)

4 Sec. 25-35. Record of proceedings.

5 (a) The Department, at its expense, shall provide a  
6 licensed court ~~certified shorthand~~ reporter to take down the  
7 testimony and preserve a record of all proceedings at the  
8 hearing of any case in which a licensee may be revoked,  
9 suspended, placed on probationary status, reprimanded, fined,  
10 or subjected to other disciplinary action with reference to  
11 the license when a disciplinary action is authorized under  
12 this Act and rules. The notice of hearing, complaint, and all  
13 other documents in the nature of pleadings and written  
14 portions filed in the proceedings, the transcript of the  
15 testimony, the report of the hearing officer, and the orders  
16 of the Department shall be the record of the proceedings. The  
17 record may be made available to any person interested in the  
18 hearing upon payment of the fee required by Section 2105-115  
19 of the Department of Professional Regulation Law.

20 (b) The Department may contract for court reporting  
21 services, and, if it does so, the Department shall provide the  
22 name and contact information for the licensed court ~~certified~~  
23 ~~shorthand~~ reporter who transcribed the testimony at a hearing  
24 to any person interested, who may obtain a copy of the  
25 transcript of any proceedings at a hearing upon payment of the

1 fee specified by the licensed court ~~certified shorthand~~  
2 reporter.

3 (Source: P.A. 102-20, eff. 6-25-21.)

4 (225 ILCS 415/Act rep.)

5 Section 923. The Illinois Certified Shorthand Reporters  
6 Act of 1984 is repealed.

7 Section 925. The Detection of Deception Examiners Act is  
8 amended by changing Section 19 as follows:

9 (225 ILCS 430/19) (from Ch. 111, par. 2420)

10 (Section scheduled to be repealed on January 1, 2027)

11 Sec. 19. Subpoenas; depositions; oaths.

12 (a) The Department may subpoena and bring before it any  
13 person to take the oral or written testimony or compel the  
14 production of any books, papers, records, or any other  
15 documents that the Secretary or his or her designee deems  
16 relevant or material to any investigation or hearing conducted  
17 by the Department with the same fees and in the same manner as  
18 prescribed in civil cases in the courts of this State.

19 (b) Any circuit court, upon the application of the  
20 licensee or the Department, may order the attendance and  
21 testimony of witnesses and the production of relevant  
22 documents, files, records, books, and papers in connection  
23 with any hearing or investigation. The circuit court may

1 compel obedience to its order by proceedings for contempt.

2 (c) The Secretary, the hearing officer, any member of the  
3 Board, or a licensed ~~certified shorthand~~ court reporter may  
4 administer oaths at any hearing the Department conducts.  
5 Notwithstanding any other statute or Department rule to the  
6 contrary, all requests for testimony, production of documents,  
7 or records shall be in accordance with this Act.

8 (Source: P.A. 97-168, eff. 7-22-11.)

9 Section 930. The Home Inspector License Act is amended by  
10 changing Section 25-27 as follows:

11 (225 ILCS 441/25-27)

12 (Section scheduled to be repealed on January 1, 2027)

13 Sec. 25-27. Subpoenas; depositions; oaths.

14 (a) The Department may subpoena and bring before it any  
15 person to take oral or written testimony or compel the  
16 production of any books, papers, records, or any other  
17 documents the Secretary or the Secretary's designee deems  
18 relevant or material to any investigation or hearing conducted  
19 by the Department with the same fees and in the same manner as  
20 prescribed in civil cases in the courts of this State.

21 (b) Any circuit court, upon the application of the  
22 licensee or the Department, may order the attendance and  
23 testimony of witnesses and the production of relevant  
24 documents, files, records, books, and papers in connection

1 with any hearing or investigation. The circuit court may  
2 compel obedience to its order by proceedings for contempt.

3 (c) The Secretary, the hearing officer, any member of the  
4 Board, or a licensed ~~certified shorthand~~ court reporter may  
5 administer oaths at any hearing the Department conducts.  
6 Notwithstanding any other statute or Department rule to the  
7 contrary, all requests for testimony, production of documents,  
8 or records shall be in accordance with this Act.

9 (Source: P.A. 102-20, eff. 1-1-22.)

10 Section 935. The Illinois Public Accounting Act is amended  
11 by changing Section 20.2 as follows:

12 (225 ILCS 450/20.2) (from Ch. 111, par. 5523)

13 (Section scheduled to be repealed on January 1, 2024)

14 Sec. 20.2. Subpoenas; depositions; oaths.

15 (a) The Department may subpoena and bring before it any  
16 person to take the oral or written testimony or compel the  
17 production of any books, papers, records, or any other  
18 documents that the Secretary or his or her designee deems  
19 relevant or material to any investigation or hearing conducted  
20 by the Department with the same fees and mileage as prescribed  
21 in civil cases in circuit courts of this State and in the same  
22 manner as prescribed by this Act and its rules.

23 (b) The Secretary, any member of the Committee designated  
24 by the Secretary, a licensed court ~~certified shorthand~~

1 reporter, or any hearing officer appointed may administer  
2 oaths at any hearing which the Department conducts.  
3 Notwithstanding any statute or Department rule to the  
4 contrary, all requests for testimony, production of documents,  
5 or records shall be in accordance with this Act.

6 (Source: P.A. 98-254, eff. 8-9-13.)

7 Section 940. The Real Estate Appraiser Licensing Act of  
8 2002 is amended by changing Section 15-15 as follows:

9 (225 ILCS 458/15-15)

10 (Section scheduled to be repealed on January 1, 2027)

11 Sec. 15-15. Investigation; notice; hearing.

12 (a) Upon the motion of the Department or the Board or upon  
13 a complaint in writing of a person setting forth facts that, if  
14 proven, would constitute grounds for suspension, revocation,  
15 or other disciplinary action against a licensee or applicant  
16 for licensure, the Department shall investigate the actions of  
17 the licensee or applicant. If, upon investigation, the  
18 Department believes that there may be cause for suspension,  
19 revocation, or other disciplinary action, the Department shall  
20 use the services of a State certified general real estate  
21 appraiser, a State certified residential real estate  
22 appraiser, or the Real Estate Coordinator to assist in  
23 determining whether grounds for disciplinary action exist  
24 prior to commencing formal disciplinary proceedings.

1 (b) Formal disciplinary proceedings shall commence upon  
2 the issuance of a written complaint describing the charges  
3 that are the basis of the disciplinary action and delivery of  
4 the detailed complaint to the address of record of the  
5 licensee or applicant. For an associate real estate trainee  
6 appraiser, a copy shall also be sent to the licensee's  
7 supervising appraiser of record. The Department shall notify  
8 the licensee or applicant to file a verified written answer  
9 within 20 days after the service of the notice and complaint.  
10 The notification shall inform the licensee or applicant of the  
11 right to be heard in person or by legal counsel; that the  
12 hearing will be afforded not sooner than 20 days after service  
13 of the complaint; that failure to file an answer will result in  
14 a default being entered against the licensee or applicant;  
15 that the license may be suspended, revoked, or placed on  
16 probationary status; and that other disciplinary action may be  
17 taken pursuant to this Act, including limiting the scope,  
18 nature, or extent of the licensee's practice. If the licensee  
19 or applicant fails to file an answer after service of notice,  
20 the respective license may, at the discretion of the  
21 Department, be suspended, revoked, or placed on probationary  
22 status and the Department may take whatever disciplinary  
23 action it deems proper, including limiting the scope, nature,  
24 or extent of the person's practice, without a hearing.

25 (c) At the time and place fixed in the notice, the Board  
26 shall conduct hearing of the charges, providing both the

1 accused person and the complainant ample opportunity to  
2 present in person or by counsel such statements, testimony,  
3 evidence, and argument as may be pertinent to the charges or to  
4 a defense thereto.

5 (d) The Board shall present to the Secretary a written  
6 report of its findings of fact and recommendations. A copy of  
7 the report shall be served upon the licensee or applicant,  
8 either personally, by mail, or, at the discretion of the  
9 Department, by electronic means. For associate real estate  
10 trainee appraisers, a copy shall also be sent to the  
11 licensee's supervising appraiser of record. Within 20 days  
12 after the service, the licensee or applicant may present the  
13 Secretary with a motion in writing for a rehearing and shall  
14 specify the particular grounds for the request. If the accused  
15 orders a transcript of the record as provided in this Act, the  
16 time elapsing thereafter and before the transcript is ready  
17 for delivery to the accused shall not be counted as part of the  
18 20 days. If the Secretary is not satisfied that substantial  
19 justice has been done, the Secretary may order a rehearing by  
20 the Board or other special committee appointed by the  
21 Secretary, may remand the matter to the Board for its  
22 reconsideration of the matter based on the pleadings and  
23 evidence presented to the Board, or may enter a final order in  
24 contravention of the Board's recommendation. Notwithstanding a  
25 licensee's or applicant's failure to file a motion for  
26 rehearing, the Secretary shall have the right to take any of

1 the actions specified in this subsection (d). Upon the  
2 suspension or revocation of a license, the licensee shall be  
3 required to surrender the respective license to the  
4 Department, and upon failure or refusal to do so, the  
5 Department shall have the right to seize the license.

6 (e) The Department has the power to issue subpoenas and  
7 subpoenas duces tecum to bring before it any person in this  
8 State, to take testimony, or to require production of any  
9 records relevant to an inquiry or hearing by the Board in the  
10 same manner as prescribed by law in judicial proceedings in  
11 the courts of this State. In a case of refusal of a witness to  
12 attend, testify, or to produce books or papers concerning a  
13 matter upon which the witness might be lawfully examined, the  
14 circuit court of the county where the hearing is held, upon  
15 application of the Department or any party to the proceeding,  
16 may compel obedience by proceedings as for contempt.

17 (f) Any license that is revoked may not be restored for a  
18 minimum period of 3 years.

19 (g) In addition to the provisions of this Section  
20 concerning the conduct of hearings and the recommendations for  
21 discipline, the Department has the authority to negotiate  
22 disciplinary and non-disciplinary settlement agreements  
23 concerning any license issued under this Act. All such  
24 agreements shall be recorded as Consent Orders or Consent to  
25 Administrative Supervision Orders.

26 (h) The Secretary shall have the authority to appoint an



1 attorney duly licensed to practice law in the State of  
2 Illinois to serve as the hearing officer in any action to  
3 suspend, revoke, or otherwise discipline any license issued by  
4 the Department. The Hearing Officer shall have full authority  
5 to conduct the hearing.

6 (i) The Department, at its expense, shall preserve a  
7 record of all formal hearings of any contested case involving  
8 the discipline of a license. At all hearings or pre-hearing  
9 conferences, the Department and the licensee shall be entitled  
10 to have the proceedings transcribed by a licensed court  
11 ~~certified shorthand~~ reporter. A copy of the transcribed  
12 proceedings shall be made available to the licensee by the  
13 licensed court ~~certified shorthand~~ reporter upon payment of  
14 the prevailing contract copy rate.

15 (Source: P.A. 102-20, eff. 1-1-22.)

16 Section 945. The Animal Welfare Act is amended by changing  
17 Section 15 as follows:

18 (225 ILCS 605/15) (from Ch. 8, par. 315)

19 Sec. 15. Any person affected by a final administrative  
20 decision of the Department may have such decision reviewed  
21 judicially by the circuit court of the county wherein such  
22 person resides, or in the case of a corporation, wherein the  
23 registered office is located. If the plaintiff in the review  
24 proceeding is not a resident of this state, the venue shall be

1 in Sangamon County. The provisions of the Administrative  
2 Review Law, and all amendments and modifications thereof, and  
3 the rules adopted pursuant thereto, shall apply to and govern  
4 all proceedings for the judicial review of final  
5 administrative decisions of the Department hereunder. The term  
6 "administrative decision" is defined as in Section 3-101 of  
7 the Code of Civil Procedure.

8 The Department shall not be required to certify the record  
9 of the proceeding unless the plaintiff in the review  
10 proceedings has purchased a copy from the licensed court  
11 ~~certified shorthand~~ reporter who prepared the record. Exhibits  
12 shall be certified without cost.

13 (Source: P.A. 82-783.)

14 Section 950. The Liquor Control Act of 1934 is amended by  
15 changing Section 7-9 as follows:

16 (235 ILCS 5/7-9) (from Ch. 43, par. 153)

17 Sec. 7-9. Except as provided in this Section, any order or  
18 action of a local liquor control commissioner levying a fine  
19 or refusing to levy a fine on a licensee, granting or refusing  
20 to grant a license, revoking or suspending or refusing to  
21 revoke or suspend a license or refusing for more than 30 days  
22 to grant a hearing upon a complaint to revoke or suspend a  
23 license may, within 20 days after notice of such order or  
24 action, be appealed by any resident of the political

1 subdivision under the jurisdiction of the local liquor control  
2 commissioner or any person interested, to the State  
3 Commission.

4 In any case where a licensee appeals to the State  
5 Commission from an order or action of the local liquor control  
6 commission having the effect of suspending or revoking a  
7 license, denying a renewal application, or refusing to grant a  
8 license, the licensee shall resume the operation of the  
9 licensed business pending the decision of the State Commission  
10 and the expiration of the time allowed for an application for  
11 rehearing. If an application for rehearing is filed, the  
12 licensee shall continue the operation of the licensed business  
13 until the denial of the application or, if the rehearing is  
14 granted, until the decision on rehearing.

15 In any case in which a licensee appeals to the State  
16 Commission a suspension or revocation by a local liquor  
17 control commissioner that is the second or subsequent such  
18 suspension or revocation placed on that licensee within the  
19 preceding 12 month period, the licensee shall consider the  
20 suspension or revocation to be in effect until a reversal of  
21 the local liquor control commissioner's action has been issued  
22 by the State Commission and shall cease all activity otherwise  
23 authorized by the license. The State Commission shall  
24 expedite, to the greatest extent possible, its consideration  
25 of any appeal that is an appeal of a second or subsequent  
26 suspension or revocation within the past 12 month period.

1           The appeal shall be limited to a review of the official  
2 record of the proceedings of such local liquor control  
3 commissioner if the county board, city council or board of  
4 trustees, as the case may be, has adopted a resolution  
5 requiring that such review be on the record. If such  
6 resolution is adopted, a certified official record of the  
7 proceedings taken and prepared by a licensed ~~certified~~ court  
8 reporter ~~or certified shorthand reporter~~ shall be filed by the  
9 local liquor control commissioner within 5 days after notice  
10 of the filing of such appeal, if the appellant licensee pays  
11 for the cost of the transcript. The State Commission shall  
12 review the propriety of the order or action of the local liquor  
13 control commissioner and shall consider the following  
14 questions:

15           (a) whether the local liquor control commissioner has  
16 proceeded in the manner provided by law;

17           (b) whether the order is supported by the findings;

18           (c) whether the findings are supported by substantial  
19 evidence in the light of the whole record.

20           The only evidence which may be considered in the review,  
21 shall be the evidence found in the certified official record  
22 of the proceedings of the local liquor control commissioner.  
23 No new or additional evidence shall be admitted or considered.  
24 The State Commission shall render a decision affirming,  
25 reversing or modifying the order or action reviewed within 30  
26 days after the appeal was heard.

1           In the event such appeal is from an order of a local liquor  
2 control commissioner of a city, village or incorporated town  
3 of 500,000 or more inhabitants, granting or refusing to grant  
4 a license or refusing for more than 30 days to grant a hearing  
5 upon a complaint to revoke or suspend a license, the matter of  
6 the propriety of such order or action shall be tried de novo by  
7 the license appeal commission as expeditiously as  
8 circumstances permit.

9           In the event such appeal is from an order or action of a  
10 local liquor control commissioner of a city, village or  
11 incorporated town of 500,000 or more inhabitants, imposing a  
12 fine or refusing to impose a fine on a licensee, revoking or  
13 suspending or refusing to revoke or suspend a license, the  
14 license appeal commission shall determine the appeal by a  
15 review of the official record of the proceedings of such local  
16 liquor control commissioner. A certified record of the  
17 proceedings shall be promptly filed with the license appeal  
18 commission by such local liquor control commissioner after  
19 notice of the filing of such appeal if the appellant licensee  
20 pays for the cost of the transcript and promptly delivers the  
21 transcript to the local liquor control commission or its  
22 attorney. The review by the license appeal commission shall be  
23 limited to the questions:

24           (a) whether the local liquor control commissioner has  
25 proceeded in the manner provided by law;

26           (b) whether the order is supported by the findings;

1 (c) whether the findings are supported by substantial  
2 evidence in the light of the whole record.

3 No new or additional evidence in support of or in opposition to  
4 such order or action under appeal shall be received other than  
5 that contained in such record of the proceedings. Within 30  
6 days after such appeal was heard, the license appeal  
7 commission shall render its decision in accordance with the  
8 provisions of Section 7-5.

9 In cities, villages and incorporated towns having a  
10 population of 500,000 or more inhabitants, appeals from any  
11 order or action shall lie to the license appeal commission of  
12 such city, village or incorporated town. All of the provisions  
13 of this Section and Section 7-10 relative to proceedings upon  
14 appeals before the State Commission and relative to appeals  
15 from the decisions of the State Commission shall apply also to  
16 proceedings upon appeals before any license appeal commission  
17 and appeals from the decisions of license appeal commission.

18 In any trial de novo hearing before the State Commission  
19 or license appeal commission, the local liquor control  
20 commissioner shall be entitled to 10 days notice and to be  
21 heard. All such trial de novo hearings shall be open to the  
22 public and the Illinois Liquor Control Commission and the  
23 license appeal commission shall reduce all evidence offered  
24 thereto to writing.

25 If after trial de novo hearing or review as provided  
26 herein, the State Commission or the license appeal commission

1 (as the case may be) shall decide that the license has been  
2 improperly issued, denied, revoked, suspended or refused to be  
3 revoked or suspended or a hearing to revoke or suspend has been  
4 improperly refused or that the licensee has been improperly  
5 fined or not fined, it shall enter an order in conformity with  
6 such findings, which order shall be in writing.

7 A certified copy of the order shall be transmitted to the  
8 particular local liquor control commissioner and it shall be  
9 the duty of the local liquor control commissioner to take such  
10 action as may be necessary to conform with the order.

11 In any trial de novo hearing before the State Commission  
12 or the license appeal commission, the licensee shall submit to  
13 examination and produce books and records material to the  
14 business conducted under the license in like manner as before  
15 the local liquor control commissioner, and the failure of the  
16 licensee to submit to such an examination or to produce such  
17 books and records, or to appear at the hearing on such appeal,  
18 shall constitute an admission that he has violated the  
19 provisions of this Act. In the event the appeal is from an  
20 order of the local liquor control commissioner denying a  
21 renewal application, the licensee shall have on deposit with  
22 the local liquor control commissioner an amount sufficient to  
23 cover the license fee for the renewal period and any bond that  
24 may be required.

25 (Source: P.A. 88-613, eff. 1-1-95.)

1 Section 955. The Salvage Warehouse and Salvage Warehouse  
2 Store Act is amended by changing Section 10 as follows:

3 (240 ILCS 30/10) (from Ch. 114, par. 410)

4 Sec. 10. The Department, at its expense, shall provide a  
5 licensed court reporter ~~stenographer~~ to take down the  
6 testimony and preserve a record of all proceedings at the  
7 hearing of any case involving the refusal to issue or renew, or  
8 the suspension or revocation of a license. The notice of  
9 hearing, complaint and all other documents in the nature of  
10 pleadings and written motions filed in the proceedings, the  
11 transcript of testimony, and orders of the Department shall be  
12 the record of such proceedings. Any interested person may  
13 purchase a copy of the transcript of the record from the  
14 licensed court ~~certified shorthand~~ reporter who prepared the  
15 record.

16 In any case involving the refusal to issue or renew or the  
17 suspension or revocation of a license, a copy of the  
18 Department's report shall be served upon the respondent by the  
19 Department, either personally or by registered or certified  
20 mail as provided in this Act for the service of the notice of  
21 hearing. Within 20 days after such service, the respondent may  
22 present to the Department a motion in writing for a rehearing,  
23 which written motion shall specify the particular grounds  
24 therefor. If no motion for rehearing is filed, then upon the  
25 expiration of the time specified for filing such a motion, or



1 if a motion for rehearing is denied, then upon such denial, the  
2 Director may enter an order. If the respondent shall order and  
3 pay for a transcript of the record within the time for filing a  
4 motion for rehearing, the 20 day period within which such a  
5 motion may be filed shall commence upon the delivery of the  
6 transcript to the respondent.

7 (Source: P.A. 81-750.)

8 Section 960. The Unified Code of Corrections is amended by  
9 changing Section 5-5-5 as follows:

10 (730 ILCS 5/5-5-5) (from Ch. 38, par. 1005-5-5)

11 Sec. 5-5-5. Loss and restoration of rights.

12 (a) Conviction and disposition shall not entail the loss  
13 by the defendant of any civil rights, except under this  
14 Section and Sections 29-6 and 29-10 of The Election Code, as  
15 now or hereafter amended.

16 (b) A person convicted of a felony shall be ineligible to  
17 hold an office created by the Constitution of this State until  
18 the completion of his sentence.

19 (c) A person sentenced to imprisonment shall lose his  
20 right to vote until released from imprisonment.

21 (d) On completion of sentence of imprisonment or upon  
22 discharge from probation, conditional discharge or periodic  
23 imprisonment, or at any time thereafter, all license rights  
24 and privileges granted under the authority of this State which

1 have been revoked or suspended because of conviction of an  
2 offense shall be restored unless the authority having  
3 jurisdiction of such license rights finds after investigation  
4 and hearing that restoration is not in the public interest.  
5 This paragraph (d) shall not apply to the suspension or  
6 revocation of a license to operate a motor vehicle under the  
7 Illinois Vehicle Code.

8 (e) Upon a person's discharge from incarceration or  
9 parole, or upon a person's discharge from probation or at any  
10 time thereafter, the committing court may enter an order  
11 certifying that the sentence has been satisfactorily completed  
12 when the court believes it would assist in the rehabilitation  
13 of the person and be consistent with the public welfare. Such  
14 order may be entered upon the motion of the defendant or the  
15 State or upon the court's own motion.

16 (f) Upon entry of the order, the court shall issue to the  
17 person in whose favor the order has been entered a certificate  
18 stating that his behavior after conviction has warranted the  
19 issuance of the order.

20 (g) This Section shall not affect the right of a defendant  
21 to collaterally attack his conviction or to rely on it in bar  
22 of subsequent proceedings for the same offense.

23 (h) No application for any license specified in subsection  
24 (i) of this Section granted under the authority of this State  
25 shall be denied by reason of an eligible offender who has  
26 obtained a certificate of relief from disabilities, as defined

1 in Article 5.5 of this Chapter, having been previously  
2 convicted of one or more criminal offenses, or by reason of a  
3 finding of lack of "good moral character" when the finding is  
4 based upon the fact that the applicant has previously been  
5 convicted of one or more criminal offenses, unless:

6 (1) there is a direct relationship between one or more  
7 of the previous criminal offenses and the specific license  
8 sought; or

9 (2) the issuance of the license would involve an  
10 unreasonable risk to property or to the safety or welfare  
11 of specific individuals or the general public.

12 In making such a determination, the licensing agency shall  
13 consider the following factors:

14 (1) the public policy of this State, as expressed in  
15 Article 5.5 of this Chapter, to encourage the licensure  
16 and employment of persons previously convicted of one or  
17 more criminal offenses;

18 (2) the specific duties and responsibilities  
19 necessarily related to the license being sought;

20 (3) the bearing, if any, the criminal offenses or  
21 offenses for which the person was previously convicted  
22 will have on his or her fitness or ability to perform one  
23 or more such duties and responsibilities;

24 (4) the time which has elapsed since the occurrence of  
25 the criminal offense or offenses;

26 (5) the age of the person at the time of occurrence of

1 the criminal offense or offenses;

2 (6) the seriousness of the offense or offenses;

3 (7) any information produced by the person or produced  
4 on his or her behalf in regard to his or her rehabilitation  
5 and good conduct, including a certificate of relief from  
6 disabilities issued to the applicant, which certificate  
7 shall create a presumption of rehabilitation in regard to  
8 the offense or offenses specified in the certificate; and

9 (8) the legitimate interest of the licensing agency in  
10 protecting property, and the safety and welfare of  
11 specific individuals or the general public.

12 (i) A certificate of relief from disabilities shall be  
13 issued only for a license or certification issued under the  
14 following Acts:

15 (1) the Animal Welfare Act; except that a certificate  
16 of relief from disabilities may not be granted to provide  
17 for the issuance or restoration of a license under the  
18 Animal Welfare Act for any person convicted of violating  
19 Section 3, 3.01, 3.02, 3.03, 3.03-1, or 4.01 of the Humane  
20 Care for Animals Act or Section 26-5 or 48-1 of the  
21 Criminal Code of 1961 or the Criminal Code of 2012;

22 (2) the Illinois Athletic Trainers Practice Act;

23 (3) the Barber, Cosmetology, Esthetics, Hair Braiding,  
24 and Nail Technology Act of 1985;

25 (4) the Boiler and Pressure Vessel Repairer Regulation  
26 Act;

- 1 (5) the Boxing and Full-contact Martial Arts Act;
- 2 (6) the Illinois Court Reporters Licensing Act of 2022
- 3 ~~Illinois Certified Shorthand Reporters Act of 1984;~~
- 4 (7) the Illinois Farm Labor Contractor Certification
- 5 Act;
- 6 (8) the Registered Interior Designers Act;
- 7 (9) the Illinois Professional Land Surveyor Act of
- 8 1989;
- 9 (10) the Landscape Architecture Registration Act;
- 10 (11) the Marriage and Family Therapy Licensing Act;
- 11 (12) the Private Employment Agency Act;
- 12 (13) the Professional Counselor and Clinical
- 13 Professional Counselor Licensing and Practice Act;
- 14 (14) the Real Estate License Act of 2000;
- 15 (15) the Illinois Roofing Industry Licensing Act;
- 16 (16) the Professional Engineering Practice Act of
- 17 1989;
- 18 (17) the Water Well and Pump Installation Contractor's
- 19 License Act;
- 20 (18) the Electrologist Licensing Act;
- 21 (19) the Auction License Act;
- 22 (20) the Illinois Architecture Practice Act of 1989;
- 23 (21) the Dietitian Nutritionist Practice Act;
- 24 (22) the Environmental Health Practitioner Licensing
- 25 Act;
- 26 (23) the Funeral Directors and Embalmers Licensing

1 Code;

2 (24) (blank);

3 (25) the Professional Geologist Licensing Act;

4 (26) the Illinois Public Accounting Act; and

5 (27) the Structural Engineering Practice Act of 1989.

6 (Source: P.A. 102-284, eff. 8-6-21.)

7 Section 965. The Illinois Pre-Need Cemetery Sales Act is  
8 amended by changing Sections 9 and 11 as follows:

9 (815 ILCS 390/9) (from Ch. 21, par. 209)

10 Sec. 9. The Comptroller may upon his own motion  
11 investigate the actions of any person providing, selling, or  
12 offering pre-need sales contracts or of any applicant or any  
13 person or persons holding or claiming to hold a license under  
14 this Act. The Comptroller shall make such an investigation on  
15 receipt of the verified written complaint of any person  
16 setting forth facts which, if proved, would constitute grounds  
17 for refusal, suspension, or revocation of a license. Before  
18 refusing to issue, and before suspension or revocation of a  
19 license, the Comptroller shall hold a hearing to determine  
20 whether the applicant or licensee, hereafter called the  
21 respondent, is entitled to hold such a license. At least 10  
22 days prior to the date set for such hearing, the Comptroller  
23 shall notify the respondent in writing that on the date  
24 designated a hearing will be held to determine his eligibility

1 for a license and that he may appear in person or by counsel.  
2 Such written notice may be served on the respondent  
3 personally, or by registered or certified mail sent to the  
4 respondent's business address as shown in his latest  
5 notification to the Comptroller and shall include sufficient  
6 information to inform the respondent of the general nature of  
7 the charge. At the hearing, both the respondent and the  
8 complainant shall be accorded ample opportunity to present in  
9 person or by counsel such statements, testimony, evidence and  
10 argument as may be pertinent to the charges or to any defense  
11 thereto. The Comptroller may reasonably continue such hearing  
12 from time to time.

13 The Comptroller may subpoena any person or persons in this  
14 State and take testimony orally, by deposition or by exhibit,  
15 in the same manner and with the same fees and mileage as  
16 prescribed in judicial proceedings in civil cases.

17 Any authorized agent of the Comptroller may administer  
18 oaths to witnesses at any hearing which the Comptroller is  
19 authorized to conduct.

20 The Comptroller, at his expense, shall provide a licensed  
21 court ~~certified shorthand~~ reporter to take down the testimony  
22 and preserve a record of all proceedings at the hearing of any  
23 case involving the refusal to issue a license, the suspension  
24 or revocation of a license, the imposition of a monetary  
25 penalty, or the referral of a case for criminal prosecution.  
26 The record of any such proceeding shall consist of the notice

1 of hearing, complaint, all other documents in the nature of  
2 pleadings and written motions filed in the proceedings, the  
3 transcript of testimony and the report and orders of the  
4 Comptroller. Copies of the transcript of such record may be  
5 purchased from the licensed court ~~certified shorthand~~ reporter  
6 who prepared the record or from the Comptroller.

7 (Source: P.A. 92-419, eff. 1-1-02.)

8 (815 ILCS 390/11) (from Ch. 21, par. 211)

9 Sec. 11. Any person affected by a final administrative  
10 decision of the Comptroller may have such decision reviewed  
11 judicially by the circuit court of the county where such  
12 person resides, or in the case of a corporation, where the  
13 registered office is located. If the plaintiff in the review  
14 proceeding is not a resident of this State, venue shall be in  
15 Sangamon County. The provisions of the "Administrative Review  
16 Law", approved August 19, 1981, all amendments and  
17 modifications thereto, and any rules adopted under it govern  
18 all proceedings for the judicial review of final  
19 administrative decisions of the Comptroller. The term  
20 "administrative decision" is defined as in the "Administrative  
21 Review Law".

22 The Comptroller is not required to certify the record of  
23 the proceeding unless the plaintiff in the review proceedings  
24 has purchased a copy of the transcript from the licensed court  
25 ~~certified shorthand~~ reporter who prepared the record or from



1 the Comptroller. Exhibits shall be certified without cost.

2 (Source: P.A. 84-239.)

3 Section 999. Effective date. This Act takes effect January

4 1, 2023.".