

1 AN ACT concerning professional regulation.

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

4 Section 5. The Interior Design Title Act is amended by  
5 changing Sections 2, 3, 4, 4.5, 5, 6, 8, 9, 10, 13, 24, 25, 26,  
6 and 31 as follows:

7 (225 ILCS 310/2) (from Ch. 111, par. 8202)

8 (Section scheduled to be repealed on January 1, 2012)

9 Sec. 2. Public policy. Interior design in the State of  
10 Illinois is hereby declared to affect the public health,  
11 safety, and welfare and to be subject to regulation and control  
12 in the public interest. ~~It is further declared to be of public~~  
13 ~~interest to recognize and define the separate discipline of~~  
14 ~~residential interior design.~~ It is further declared to be a  
15 matter of public interest and concern that the interior design  
16 ~~and residential interior design~~ professions merit and receive  
17 the confidence of the public and that only qualified persons be  
18 permitted to use the title of registered interior designer ~~or~~  
19 ~~registered residential interior designer~~ in the State of  
20 Illinois. This Act shall be liberally construed to carry out  
21 these objectives and purposes.

22 (Source: P.A. 95-1023, eff. 6-1-09.)

1 (225 ILCS 310/3) (from Ch. 111, par. 8203)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 3. Definitions. As used in this Act:

4 "Department" means the Department of Financial and  
5 Professional Regulation.

6 "Secretary" means the Secretary of Financial and  
7 Professional Regulation.

8 "Board" means the Board of Registered Interior Design  
9 Professionals established under Section 6 of this Act.

10 "Public member" means a person who is not an interior  
11 designer, educator in the field, architect, structural  
12 engineer, or professional engineer. For purposes of board  
13 membership, any person with a significant financial interest in  
14 the design or construction service or profession is not a  
15 public member.

16 "Registered interior designer" means a person who has  
17 received registration under Section 8 of this Act.

18 ~~"Registered residential interior designer" means a person~~  
19 ~~who is registered under this Act to provide design services for~~  
20 ~~single family private dwellings, including single family~~  
21 ~~private residences or dwellings within a multiple residence,~~  
22 ~~excluding the common areas.~~

23 ~~"Family" means one or more persons who are living together~~  
24 ~~in a single dwelling and maintaining a common household.~~

25 ~~"Multiple residence" means a building containing 2 or more~~  
26 ~~living units with independent cooking and bathroom facilities~~

1 ~~whether designated as an apartment house, condominium, co-op,~~  
2 ~~tenement, or garden apartment, or called by any other name.~~

3 ~~"Common area" means an area that is held out for use by all~~  
4 ~~tenants and owners in a multiple residence including but not~~  
5 ~~limited to a lobby, elevator, hallway, laundry room, swimming~~  
6 ~~pool, storage room, or recreation area.~~

7 "The profession of interior design", within the meaning and  
8 intent of this Act, refers to persons qualified by education,  
9 experience, and examination, who administer contracts for  
10 fabrication, procurement, or installation in the  
11 implementation of designs, drawings, and specifications for  
12 any interior design project and offer or furnish professional  
13 services, such as consultations, studies, drawings, and  
14 specifications in connection with the location of lighting  
15 fixtures, lamps and specifications of ceiling finishes as shown  
16 in reflected ceiling plans, space planning, furnishings, or the  
17 fabrication of non-loadbearing structural elements within and  
18 surrounding interior spaces of buildings but specifically  
19 excluding mechanical and electrical systems, except for  
20 specifications of fixtures and their location within interior  
21 spaces.

22 A person represents himself or herself to be a "registered  
23 interior designer" within the meaning of this Act if he or she  
24 holds himself or herself out to the public by any title  
25 incorporating the words "registered interior designer" or any  
26 title that includes the words "registered interior design". A

1 ~~person represents himself or herself to be a "registered~~  
2 ~~residential interior designer" within the meaning of this Act~~  
3 ~~if he or she holds himself or herself out to the public by any~~  
4 ~~title incorporating the words "registered residential interior~~  
5 ~~designer" or any title that includes the words "registered~~  
6 ~~residential interior design".~~

7 (Source: P.A. 95-1023, eff. 6-1-09.)

8 (225 ILCS 310/4) (from Ch. 111, par. 8204)

9 (Section scheduled to be repealed on January 1, 2012)

10 Sec. 4. Title; application of Act.

11 (a) No individual shall, without a valid registration as an  
12 interior designer issued by the Department, in any manner hold  
13 himself or herself out to the public as a registered interior  
14 designer or attach the title "registered interior designer" or  
15 any other name or designation which would in any way imply that  
16 he or she is able to use the title "registered interior  
17 designer" as defined in this Act. ~~No individual shall, without~~  
18 ~~a valid registration as a registered residential interior~~  
19 ~~designer issued by the Department, in any manner hold himself~~  
20 ~~or herself out to the public as a registered residential~~  
21 ~~interior designer, or use the title "registered residential~~  
22 ~~interior designer" or any name or designation that would in any~~  
23 ~~way imply that he or she is able to use the title "registered~~  
24 ~~residential interior designer" as defined in this Act.~~

25 (a-5) Nothing in this Act shall be construed as preventing

1 or restricting the services offered or advertised by an  
2 interior designer who is registered under this Act.

3 (b) Nothing in this Act shall prevent the employment, by a  
4 registered interior designer ~~or registered residential~~  
5 ~~interior designer~~, association, partnership, or a corporation  
6 furnishing interior design ~~or residential interior design~~  
7 services for remuneration, of persons not registered as  
8 interior designers ~~or residential interior designers~~ to  
9 perform services in various capacities as needed, provided that  
10 the persons do not represent themselves as, or use the title  
11 of, "registered interior designer" ~~or "registered residential~~  
12 ~~interior designer"~~.

13 (c) Nothing in this Act shall be construed to limit the  
14 activities and use of the title "interior designer" ~~or~~  
15 ~~"residential interior designer"~~ on the part of a person not  
16 registered under this Act who is a graduate of an interior  
17 design program and a full-time employee of a duly chartered  
18 institution of higher education insofar as such person engages  
19 in public speaking, with or without remuneration, provided that  
20 such person does not represent himself or herself to be a  
21 registered ~~an~~ interior designer or use the title "registered  
22 interior designer" ~~or "registered residential interior~~  
23 ~~designer"~~.

24 (d) Nothing contained in this Act shall restrict any person  
25 not registered under this Act from carrying out any of the  
26 activities listed in the definition of "the profession of

1 interior design" in Section 3 if such person does not represent  
2 himself or herself or his or her services in any manner  
3 prohibited by this Act.

4 (e) Nothing in this Act shall be construed as preventing or  
5 restricting the practice, services, or activities of any person  
6 licensed in this State under any other law from engaging in the  
7 profession or occupation for which he or she is licensed.

8 (f) Nothing in this Act shall be construed as preventing or  
9 restricting the practice, services, or activities of engineers  
10 licensed under the Professional Engineering Practice Act of  
11 1989 or the Structural Engineering Practice Act of 1989;  
12 architects licensed pursuant to the Illinois Architectural  
13 Practice Act of 1989; any interior decorator or individual  
14 offering interior decorating services including, but not  
15 limited to, the selection of surface materials, window  
16 treatments, wall coverings, furniture, accessories, paint,  
17 floor coverings, and lighting fixtures; or builders, home  
18 furnishings salespersons, and similar purveyors of goods and  
19 services relating to homemaking.

20 (g) Nothing in this Act or any other Act shall prevent a  
21 licensed architect from practicing interior design services.  
22 Nothing in this Act shall be construed as requiring the  
23 services of a registered interior designer ~~or registered~~  
24 ~~residential interior designer~~ for the interior designing of a  
25 single family residence.

26 (h) Nothing in this Act shall authorize registered interior

1 designers ~~or registered residential interior designers~~ to  
2 perform services, including life safety services that they are  
3 prohibited from performing, or any practice (i) that is  
4 restricted in the Illinois Architecture Practice Act of 1989,  
5 the Professional Engineering Practice Act of 1989, or the  
6 Structural Engineering Practice Act of 1989, or (ii) that they  
7 are not authorized to perform under the Environmental Barriers  
8 Act.

9 (Source: P.A. 95-1023, eff. 6-1-09.)

10 (225 ILCS 310/4.5)

11 (Section scheduled to be repealed on January 1, 2012)

12 Sec. 4.5. Unregistered practice; violation; civil penalty.

13 (a) Any person who holds himself or herself out to be a  
14 registered interior designer without being registered under  
15 this Act shall, in addition to any other penalty provided by  
16 law, pay a civil penalty to the Department in an amount not to  
17 exceed \$5,000 for each offense as determined by the Department.  
18 The civil penalty shall be assessed by the Department after a  
19 hearing is held in accordance with the provisions set forth in  
20 this Act regarding the provision of a hearing for the  
21 discipline of a licensee.

22 (b) The Department has the authority and power to  
23 investigate any illegal use of the title of registered interior  
24 designer ~~or registered residential interior designer~~.

25 (c) The civil penalty shall be paid within 60 days after

1 the effective date of the order imposing the civil penalty. The  
2 order shall constitute a judgment and may be filed and  
3 execution had thereon in the same manner as any judgment from  
4 any court of record.

5 (Source: P.A. 95-1023, eff. 6-1-09.)

6 (225 ILCS 310/5) (from Ch. 111, par. 8205)

7 (Section scheduled to be repealed on January 1, 2012)

8 Sec. 5. Powers and duties of the Department. Subject to the  
9 provisions of this Act, the Department shall exercise the  
10 following functions, powers, and duties:

11 (a) To conduct or authorize examinations to ascertain the  
12 fitness and qualifications of applicants for registration and  
13 issue certificates of registration to those who are found to be  
14 fit and qualified.

15 (b) To prescribe rules and regulations for a method of  
16 examination of candidates. The Department shall designate as  
17 its examination for registered interior designers the National  
18 Council for Interior Design Qualification examination. ~~The~~  
19 ~~Department shall designate as its examination for registered~~  
20 ~~residential interior designers the Council for Qualification~~  
21 ~~of Residential Interior Designers Examination.~~

22 (c) To adopt as its own rules relating to education  
23 requirements, those guidelines published from time to time by  
24 the Foundation for Interior Design Education Research or its  
25 equivalent.



1 (d) To conduct hearings on proceedings to revoke, suspend,  
2 or refuse to issue certificates of registration.

3 (e) To promulgate rules and regulations required for the  
4 administration of this Act.

5 (Source: P.A. 95-1023, eff. 6-1-09.)

6 (225 ILCS 310/6) (from Ch. 111, par. 8206)

7 (Section scheduled to be repealed on January 1, 2012)

8 Sec. 6. Board of Registered Interior Design Professionals.

9 There is created a Board of Registered Interior Design  
10 Professionals to be composed of persons designated from time to  
11 time by the Director, as follows:

12 (a) For the first year, 5 persons, 4 of whom have been  
13 interior designers for a period of 5 years or more who would  
14 qualify upon application to the Department under this Act to be  
15 registered interior designers, and one public member. After the  
16 initial appointments, each interior design member shall hold a  
17 valid registration as a registered interior designer design.  
18 ~~After the effective date of this amendatory Act of 1994, 2~~  
19 ~~additional persons shall be appointed to the Board who have~~  
20 ~~been residential interior designers for a period of 5 years or~~  
21 ~~more and who would qualify upon application under this Act to~~  
22 ~~be registered as a residential interior designer. After the~~  
23 ~~initial appointments of the 2 additional members, each~~  
24 ~~residential interior designer member shall hold a valid~~  
25 ~~registration as a registered residential interior designer.~~

1 The Board shall annually elect a chairman.

2 (b) Terms for all members shall be 3 years. For initial  
3 appointments, one member shall be appointed to serve for one  
4 year, 2 shall be appointed to serve for 2 years, and the  
5 remaining shall be appointed to serve for 3 years and until  
6 their successors are appointed and qualified. Initial terms  
7 shall begin on the effective date of this Act. ~~For the initial~~  
8 ~~appointments of the 2 additional members added by this~~  
9 ~~amendatory Act of 1994, one shall be appointed to serve for one~~  
10 ~~year and the other to serve for 2 years, and until their~~  
11 ~~successors are appointed and qualified.~~ Partial terms over 2  
12 years in length shall be considered as full terms. A member may  
13 be reappointed for a successive term, but no member shall serve  
14 more than 2 full terms.

15 (c) The membership of the Board should reasonably reflect  
16 representation from the various geographic areas of the State.

17 (d) In making appointments to the Board, the Director shall  
18 give due consideration to recommendations by national and state  
19 organizations of the interior design profession ~~and the~~  
20 ~~residential interior design profession,~~ and shall promptly  
21 give due notice to such organizations of any vacancy in the  
22 membership of the Board. The Director may terminate the  
23 appointment of any member for any cause, which in the opinion  
24 of the Director, reasonably justifies such termination.

25 (e) Three members shall constitute a quorum. A quorum is  
26 required for all Board decisions ~~A vacancy in the membership of~~

1 ~~the Board shall not impair the right of a quorum to exercise~~  
2 ~~all the rights and perform all the duties of the Board.~~

3 (f) The members of the Board shall each receive as  
4 compensation a reasonable sum as determined by the Director for  
5 each day actually engaged in the duties of the office, and all  
6 legitimate and necessary expenses incurred in attending the  
7 meeting of the Board.

8 (g) Members of the Board shall be immune from suit in any  
9 action based upon any disciplinary proceedings or other  
10 activities performed in good faith as members of the Board.

11 (Source: P.A. 95-1023, eff. 6-1-09.)

12 (225 ILCS 310/8) (from Ch. 111, par. 8208)

13 (Section scheduled to be repealed on January 1, 2012)

14 Sec. 8. Requirements for registration.

15 (a) Each applicant for registration shall apply to the  
16 Department in writing on a form provided by the Department.  
17 Except as otherwise provided in this Act, each applicant shall  
18 take and pass the examination approved by the Department. Prior  
19 to registration, the applicant shall provide substantial  
20 evidence to the Board that the applicant:

21 (1) is a graduate of a 5 year interior design program  
22 from an accredited institution and has completed at least 2  
23 years of full time diversified interior design experience;

24 (2) is a graduate of a 4 year interior design program  
25 from an accredited institution and has completed at least 2

1 years of full time diversified interior design experience;

2 (3) has completed at least 3 years of interior design  
3 curriculum from an accredited institution and has  
4 completed 3 years of full time diversified interior design  
5 experience;

6 (4) is a graduate of a 2 year interior design program  
7 from an accredited institution and has completed 4 years of  
8 full time diversified interior design experience; or

9 (5) (blank). ~~holds a high school diploma or GED and has~~  
10 ~~completed 5 years of full time diversified residential~~  
11 ~~interior design experience.~~

12 (b) In addition to providing evidence of meeting the  
13 requirements of subsection (a):

14 (1) Each applicant for registration as a registered  
15 interior designer shall provide substantial evidence that  
16 he or she has successfully completed the examination  
17 administered by the National Council for Interior Design  
18 Qualifications.

19 (2) (Blank). ~~Each applicant for registration as a~~  
20 ~~registered residential interior designer shall provide~~  
21 ~~substantial evidence that he or she has successfully~~  
22 ~~completed the examination administered by the Council for~~  
23 ~~Qualification of Residential Interior Designers.~~

24 Examinations for applicants under this Act may be held at  
25 the direction of the Department from time to time but not less  
26 than once each year. The scope and form of the examination

1 shall conform to the National Council for Interior Design  
2 Qualification examination for interior designers ~~and the~~  
3 ~~Council for Qualification of Residential Interior Designers~~  
4 ~~for residential interior designers.~~

5 Each applicant for registration who possesses the  
6 necessary qualifications shall pay to the Department the  
7 required registration fee, which is not refundable.

8 An individual applying for registration shall have 3 years  
9 from the date of application to complete the application  
10 process. If the process has not been completed in 3 years, the  
11 application shall be denied and the fee forfeited. The  
12 applicant may reapply, but shall meet the requirements in  
13 effect at the time of reapplication.

14 (c) (Blank).

15 (c-5) (Blank).

16 (d) Upon payment of the required fee, which shall be  
17 determined by rule, an applicant who is an architect licensed  
18 under the laws of this State may, without examination, be  
19 granted registration as a registered interior designer ~~or~~  
20 ~~registered residential interior designer~~ by the Department  
21 provided the applicant submits proof of an active architectural  
22 license in Illinois.

23 (e) (Blank). ~~An interior designer registered under the laws~~  
24 ~~of this State may, without examination or re-application, use~~  
25 ~~the title "Registered Residential Interior Designer".~~

26 (Source: P.A. 95-1023, eff. 6-1-09.)

1 (225 ILCS 310/9) (from Ch. 111, par. 8209)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 9. Expiration; renewal; restoration.

4 (a) The expiration date and renewal period for each  
5 certificate of registration issued under this Act shall be set  
6 by rule. A registrant may renew such registration during the  
7 month preceding its expiration date by paying the required  
8 renewal fee.

9 (b) Inactive status.

10 (1) Any registrant who notifies the Department in  
11 writing on forms prescribed by the Department may elect to  
12 place his or her certificate of registration on an inactive  
13 status and shall, subject to rules of the Department, be  
14 excused from payment of renewal fees until he or she  
15 notifies the Department in writing of his or her desire to  
16 resume active status.

17 (2) Any registrant requesting restoration from  
18 inactive status shall be required to pay the current  
19 renewal fee and shall be required to restore his or her  
20 registration.

21 (3) Any registrant whose registration is on inactive  
22 status shall not use the title "registered interior  
23 designer" ~~or "registered residential interior designer"~~ in  
24 the State of Illinois.

25 (4) Any registrant who uses the title "registered

1 interior designer" ~~or "registered residential interior~~  
2 ~~designer"~~ while his or her certificate of registration is  
3 lapsed or inactive shall be considered to be using the  
4 title without a registration which shall be grounds for  
5 discipline under Section 13 of this Act.

6 (c) Any registrant whose registration has expired may have  
7 his or her certificate of registration restored at any time  
8 within 5 years after its expiration, upon payment of the  
9 required fee.

10 (d) Any person whose registration has been expired for more  
11 than 5 years may have his or her registration restored by  
12 making application to the Department and filing proof  
13 acceptable to the Department of his or her fitness to have his  
14 or her registration restored, including sworn evidence  
15 certifying to active lawful practice in another jurisdiction,  
16 and by paying the required restoration fee. A person using the  
17 title "registered interior designer" ~~or "registered~~  
18 ~~residential interior designer"~~ on an expired registration is  
19 deemed to be in violation of this Act.

20 (e) If a person whose certificate of registration has  
21 expired has not maintained active status in another  
22 jurisdiction, the Department shall determine, by an evaluation  
23 process established by rule, his or her fitness to resume  
24 active status and may require the person to complete a period  
25 of evaluated practical experience, and may require successful  
26 completion of an examination.

1 (f) Any person whose certificate of registration has  
2 expired while he or she has been engaged (1) in federal or  
3 State service active duty, or (2) in training or education  
4 under the supervision of the United States preliminary to  
5 induction into the military service, may have his or her  
6 registration restored without paying any lapsed renewal or  
7 restoration fee if, within 2 years after termination of such  
8 service, training or education, he or she furnishes the  
9 Department with satisfactory proof that he or she has been so  
10 engaged and that his or her service, training, or education has  
11 been so terminated.

12 (g) An individual applying for restoration of a  
13 registration shall have 3 years from the date of application to  
14 complete the application process. If the process has not been  
15 completed in 3 years, the application shall be denied and the  
16 fee forfeited. The applicant may reapply, but shall meet the  
17 requirement in effect at the time of reapplication.

18 (Source: P.A. 95-1023, eff. 6-1-09.)

19 (225 ILCS 310/10) (from Ch. 111, par. 8210)

20 (Section scheduled to be repealed on January 1, 2012)

21 Sec. 10. Foreign applicants. Upon payment of the required  
22 fee, an applicant who is an interior designer ~~or residential~~  
23 ~~interior designer~~ registered or licensed under the laws of  
24 another state or territory of the United States or a foreign  
25 country or province shall, without further examination, be



1 granted registration as an interior designer ~~or residential~~  
2 ~~interior designer~~, as the case may be, by the Department:

3 (a) whenever the requirements of such state or territory of  
4 the United States or a foreign country or province were, at the  
5 date of registration or licensure, substantially equal to the  
6 requirements then in force in this State; or

7 (b) whenever such requirements of another state or  
8 territory of the United States or a foreign country or province  
9 together with educational and professional qualifications, as  
10 distinguished from practical experience, of the applicant  
11 since obtaining a license as an interior designer ~~or~~  
12 ~~residential interior designer~~ in such state or territory of the  
13 United States are substantially equal to the requirements in  
14 force in Illinois at the time of application for registration.

15 (Source: P.A. 87-756; 88-650, eff. 9-16-94.)

16 (225 ILCS 310/13) (from Ch. 111, par. 8213)

17 (Section scheduled to be repealed on January 1, 2012)

18 Sec. 13. Refusal, revocation or suspension of  
19 registration. The Department may refuse to issue, renew, or  
20 restore or may revoke, suspend, place on probation, reprimand  
21 or take other disciplinary action as the Department may deem  
22 proper, including fines not to exceed \$5,000 for each  
23 violation, with regard to any registration for any one or  
24 combination of the following causes:

25 (a) Fraud in procuring the certificate of

1 registration.

2 (b) Habitual intoxication or addiction to the use of  
3 drugs.

4 (c) Making any misrepresentations or false promises,  
5 directly or indirectly, to influence, persuade, or induce  
6 patronage.

7 (d) Professional connection or association with, or  
8 lending his or her name, to another for illegal use of the  
9 title "registered interior designer" ~~or "registered~~  
10 ~~residential interior designer"~~, or professional connection  
11 or association with any person, firm, or corporation  
12 holding itself out in any manner contrary to this Act.

13 (e) Obtaining or seeking to obtain checks, money, or  
14 any other items of value by false or fraudulent  
15 representations.

16 (f) Use of the title under a name other than his or her  
17 own.

18 (g) Improper, unprofessional, or dishonorable conduct  
19 of a character likely to deceive, defraud, or harm the  
20 public.

21 (h) Conviction in this or another state, or federal  
22 court, of any crime which is a felony, if the Department  
23 determines, after investigation, that such person has not  
24 been sufficiently rehabilitated to warrant the public  
25 trust.

26 (i) A violation of any provision of this Act or its

1 rules.

2 (j) Revocation by another state, the District of  
3 Columbia, territory, or foreign nation of an interior  
4 design or residential interior design registration if at  
5 least one of the grounds for that revocation is the same as  
6 or the equivalent of one of the grounds for revocation set  
7 forth in this Act.

8 (k) Mental incompetence as declared by a court of  
9 competent jurisdiction.

10 (l) Being named as a perpetrator in an indicated report  
11 by the Department of Children and Family Services pursuant  
12 to the Abused and Neglected Child Reporting Act, and upon  
13 proof by clear and convincing evidence that the registrant  
14 has caused a child to be an abused child or neglected child  
15 as defined in the Abused and Neglected Child Reporting Act.

16 The Department shall deny a registration or renewal  
17 authorized by this Act to any person who has defaulted on an  
18 educational loan guaranteed by the Illinois Student Assistance  
19 Commission; however, the Department may issue a certificate of  
20 registration or renewal if such person has established a  
21 satisfactory repayment record as determined by the Illinois  
22 Student Assistance Commission.

23 The Department may refuse to issue or may suspend the  
24 registration of any person who fails to file a return, or to  
25 pay the tax, penalty, or interest showing in a filed return, or  
26 to pay any final assessment of tax, penalty, or interest, as

1 required by any tax Act administered by the Illinois Department  
2 of Revenue, until such time as the requirements of any such tax  
3 Act are satisfied.

4 The entry of a decree by any circuit court establishing  
5 that any person holding a certificate of registration under  
6 this Act is a person subject to involuntary admission under the  
7 Mental Health and Developmental Disabilities Code shall  
8 operate as a suspension of that registration. That person may  
9 resume using the title "registered interior designer" ~~or~~  
10 ~~"registered residential interior designer"~~ only upon a finding  
11 by the Board that he or she has been determined to be no longer  
12 subject to involuntary admission by the court and upon the  
13 Board's recommendation to the Director that he or she be  
14 permitted to resume using the title "registered interior  
15 designer" ~~or "registered residential interior designer"~~.

16 (Source: P.A. 95-1023, eff. 6-1-09.)

17 (225 ILCS 310/24) (from Ch. 111, par. 8224)

18 (Section scheduled to be repealed on January 1, 2012)

19 Sec. 24. Reports of violation. Any person registered under  
20 this Act, or any other person, may report to the Department any  
21 information that person may have which appears to show that an  
22 interior designer ~~or residential interior designer~~ is or may be  
23 in violation of this Act.

24 (Source: P.A. 88-650, eff. 9-16-94.)

1 (225 ILCS 310/25) (from Ch. 111, par. 8225)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 25. Injunctions. The use of the title "registered  
4 interior designer" ~~or "registered residential interior~~  
5 ~~designer"~~, as defined in Section 3, by any person not holding a  
6 valid and current registration under this Act is declared to be  
7 inimical to the public welfare, to constitute a public  
8 nuisance, and to cause irreparable harm to the public welfare.  
9 The Director, the Attorney General, the State's Attorney of any  
10 county in the State, or any person may maintain an action in  
11 the name of the People of the State of Illinois, and may apply  
12 for an injunction in the circuit court to enjoin any such  
13 person from engaging in the unlawful use of the title  
14 "registered interior designer" ~~or "registered residential~~  
15 ~~interior designer"~~. Upon the filing of a verified petition, the  
16 court or any judge, if satisfied by affidavit or otherwise that  
17 such person has been engaged in such use without a valid and  
18 current registration, may issue a temporary injunction without  
19 notice or bond, enjoining the defendant from any such further  
20 use. Only the showing of the person's lack of registration, by  
21 affidavit or otherwise, is necessary in order for a temporary  
22 injunction to issue. A copy of the verified complaint shall be  
23 served upon the defendant and the proceedings shall be  
24 conducted as in other civil cases except as modified by this  
25 Section. If it is established that the defendant has been or is  
26 engaged in any such unlawful use, the court or any judge may

1 enter an order or judgment perpetually enjoining the defendant  
2 from further such use. In all proceedings under this Section,  
3 the court, in its discretion, may apportion the costs among the  
4 parties interested in the suit, including cost of filing the  
5 complaint, service of process, witness fees and expenses, court  
6 reporter charges and reasonable attorney's fees. In case of  
7 violation of any injunction issued under this Section, the  
8 court or any judge may summarily try and punish the offender  
9 for contempt of court. Such injunction proceedings are in  
10 addition to, and not in lieu of, all penalties and other  
11 remedies provided in this Act.

12 (Source: P.A. 95-1023, eff. 6-1-09.)

13 (225 ILCS 310/26) (from Ch. 111, par. 8226)

14 (Section scheduled to be repealed on January 1, 2012)

15 Sec. 26. Unlawful use; second offenses. Any person who uses  
16 the title "registered interior designer" ~~or "registered~~  
17 ~~residential interior designer"~~ in this State without being  
18 registered under this Act, or whose registration has been  
19 suspended, inactive, or revoked, or who violates any of the  
20 provisions of this Act is guilty of a Class A misdemeanor. Any  
21 person who has been previously convicted of violating this Act  
22 and who subsequently violates any of the provisions of this Act  
23 is guilty of a Class 4 felony. In addition, whenever any person  
24 is punished as a subsequent offender under this Section, the  
25 Director may proceed to obtain a permanent injunction against

1 such person under Section 25 of this Act.

2 (Source: P.A. 95-1023, eff. 6-1-09.)

3 (225 ILCS 310/31) (from Ch. 111, par. 8231)

4 (Section scheduled to be repealed on January 1, 2012)

5 Sec. 31. Home rule. The regulation and registration of  
6 interior designers ~~and residential interior designers~~ are  
7 exclusive powers and functions of the State. A home rule unit  
8 may not regulate or register interior designers ~~or residential~~  
9 ~~interior designers~~. This Section is a limitation and denial of  
10 home rule powers and functions under subsection (h) of Section  
11 6 of Article VII of the Illinois Constitution.

12 (Source: P.A. 88-650, eff. 9-16-94.)

13 Section 99. Effective date. This Act takes effect upon  
14 becoming law.