



Sen. Bill Cunningham

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09900HB4264sam001

LRB099 13320 SMS 48328 a

1 AMENDMENT TO HOUSE BILL 4264

2 AMENDMENT NO. _____. Amend House Bill 4264 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Barber, Cosmetology, Esthetics, Hair
5 Braiding, and Nail Technology Act of 1985 is amended by adding
6 Section 1-13 and by changing Sections 3-7, 3A-6, 3C-8, and 3E-5
7 as follows:

8 (225 ILCS 410/1-13 new)

9 Sec. 1-13. Liability; domestic violence and sexual
10 assault. A person licensed under this Act who is required to
11 undergo domestic violence and sexual assault awareness
12 education as a part of his or her continuing education shall
13 not be civilly or criminally liable for acting in good faith or
14 failing to act on information obtained during the course of
15 employment concerning potential domestic violence or sexual
16 assault.

1 (225 ILCS 410/3-7) (from Ch. 111, par. 1703-7)

2 (Section scheduled to be repealed on January 1, 2026)

3 Sec. 3-7. Licensure; renewal; continuing education. The
4 holder of a license issued under this Article III may renew
5 that license during the month preceding the expiration date
6 thereof by paying the required fee, giving such evidence as the
7 Department may prescribe of completing not less than 14 hours
8 of continuing education for a cosmetologist, and 24 hours of
9 continuing education for a cosmetology teacher or cosmetology
10 clinic teacher, within the 2 years prior to renewal. The
11 training shall be in subjects approved by the Department as
12 prescribed by rule upon recommendation of the Board and may
13 include online instruction.

14 For the initial renewal of a cosmetologist's license which
15 requires continuing education, as prescribed by rule, one hour
16 of the continuing education shall include domestic violence and
17 sexual assault awareness education as prescribed by rule of the
18 Department, effective as of the date of this amendatory Act of
19 the 99th General Assembly. For every subsequent renewal of a
20 cosmetologist's license, one hour of the continuing education
21 may include domestic violence and sexual assault awareness
22 education. The continuing education requirement of a one-hour
23 awareness and training class in domestic violence and sexual
24 assault for salon professionals is satisfied if, on or after
25 March 1, 2016, the licensee completes the certified class

1 offered by Chicago Says No More.

2 Trainers of continuing education courses on domestic
3 violence and sexual assault awareness education shall provide
4 the Department with:

5 (a) proof of his or her current Illinois Certified
6 Domestic Violence Professional certificate; or

7 (b) proof of completion of a 40-hour sexual assault
8 training program consistent with Section 8-802.1 of the
9 Code of Civil Procedure concerning confidentiality.

10 The Department shall establish by rule a means for the
11 verification of completion of the continuing education
12 required by this Section. This verification may be accomplished
13 through audits of records maintained by registrants, by
14 requiring the filing of continuing education certificates with
15 the Department, or by other means established by the
16 Department.

17 The Department, in its discretion, may waive enforcement of
18 the continuing education requirement in this Section,
19 including the domestic violence and sexual assault awareness
20 education requirement, and shall adopt rules defining the
21 standards and criteria for that waiver under the following
22 circumstances:

23 (a) the licensee resides in a locality where it is
24 demonstrated that the absence of opportunities for such
25 education would interfere with the ability of the licensee
26 to provide service to the public;

1 (b) that to comply with the continuing education
2 requirements would cause a substantial financial hardship
3 on the licensee;

4 (c) that the licensee is serving in the United States
5 Armed Forces; or

6 (d) that the licensee is incapacitated due to illness.
7 (Source: P.A. 98-911, eff. 1-1-15; 99-427, eff. 8-21-15.)

8 (225 ILCS 410/3A-6) (from Ch. 111, par. 1703A-6)

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

10 Sec. 3A-6. Licensure; renewal; continuing education;
11 examination; military service. The holder of a license issued
12 under this Article may renew such license during the month
13 preceding the expiration date thereof by paying the required
14 fee, giving evidence the Department may prescribe of completing
15 not less than 10 hours for estheticians, and not less than 20
16 hours of continuing education for esthetics teachers, within
17 the 2 years prior to renewal. The training shall be in
18 subjects, approved by the Department as prescribed by rule upon
19 recommendation of the Board.

20 For the initial renewal of an esthetician's license which
21 requires continuing education, as prescribed by rule, one hour
22 of the continuing education shall include domestic violence and
23 sexual assault awareness education as prescribed by rule of the
24 Department, effective as of the date of this amendatory Act of
25 the 99th General Assembly. For every subsequent renewal of an

1 esthetician's license, one hour of the continuing education may
2 include domestic violence and sexual assault awareness
3 education. The continuing education requirement of a one-hour
4 awareness and training class in domestic violence and sexual
5 assault for salon professionals is satisfied if, on or after
6 March 1, 2016, the licensee completes the certified class
7 offered by Chicago Says No More.

8 Trainers of continuing education courses on domestic
9 violence and sexual assault awareness education shall provide
10 the Department with:

11 (a) proof of his or her current Illinois Certified
12 Domestic Violence Professional certificate; or

13 (b) proof of completion of a 40-hour sexual assault
14 training program consistent with Section 8-802.1 of the
15 Code of Civil Procedure concerning confidentiality.

16 The Department, in its discretion, may waive enforcement of
17 the continuing education requirement in this Section,
18 including the domestic violence and sexual assault awareness
19 education requirement, and shall adopt rules defining the
20 standards and criteria for such waiver, under the following
21 circumstances:

22 (1) the licensee resides in a locality where it is
23 demonstrated that the absence of opportunities for such
24 education would interfere with the ability of the licensee
25 to provide service to the public;

26 (2) the licensee's compliance with the continuing

1 education requirements would cause a substantial financial
2 hardship on the licensee;

3 (3) the licensee is serving in the United States Armed
4 Forces; or

5 (4) the licensee is incapacitated due to illness.

6 (Source: P.A. 98-911, eff. 1-1-15; 99-427, eff. 8-21-15.)

7 (225 ILCS 410/3C-8) (from Ch. 111, par. 1703C-8)

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

9 Sec. 3C-8. License renewal; expiration; continuing
10 education; persons in military service. The holder of a license
11 issued under this Article may renew that license during the
12 month preceding the expiration date of the license by paying
13 the required fee and giving evidence, as the Department may
14 prescribe, of completing not less than 10 hours of continuing
15 education for a nail technician and 20 hours of continuing
16 education for a nail technology teacher, within the 2 years
17 prior to renewal. The continuing education shall be in subjects
18 approved by the Department upon recommendation of the Barber,
19 Cosmetology, Esthetics, Hair Braiding, and Nail Technology
20 Board relating to the practice of nail technology, including,
21 but not limited to, review of sanitary procedures, review of
22 chemical service procedures, review of this Act, and review of
23 the Workers' Compensation Act. However, at least 10 of the
24 hours of continuing education required for a nail technology
25 teacher shall be in subjects relating to teaching methodology,

1 educational psychology, and classroom management or in other
2 subjects related to teaching.

3 For the initial renewal of a nail technician's license
4 which requires continuing education, as prescribed by rule, one
5 hour of the continuing education shall include domestic
6 violence and sexual assault awareness education as prescribed
7 by rule of the Department, effective as of the date of this
8 amendatory Act of the 99th General Assembly. For every
9 subsequent renewal of a nail technician's license, one hour of
10 the continuing education may include domestic violence and
11 sexual assault awareness education. The continuing education
12 requirement of a one-hour awareness and training class in
13 domestic violence and sexual assault for salon professionals is
14 satisfied if, on or after March 1, 2016, the licensee completes
15 the certified class offered by Chicago Says No More.

16 Trainers of continuing education courses on domestic
17 violence and sexual assault awareness education shall provide
18 the Department with:

19 (a) proof of his or her current Illinois Certified
20 Domestic Violence Professional certificate; or

21 (b) proof of completion of a 40-hour sexual assault
22 training program consistent with Section 8-802.1 of the
23 Code of Civil Procedure concerning confidentiality.

24 The Department, in its discretion, may waive enforcement of
25 the continuing education requirement in this Section,
26 including the domestic violence and sexual assault awareness

1 education requirement, and shall adopt rules defining the
2 standards and criteria for such waiver, under the following
3 circumstances:

4 (a) the licensee resides in a locality where it is
5 demonstrated that the absence of opportunities for such
6 education would interfere with the ability of the licensee
7 to provide service to the public;

8 (b) the licensee's compliance with the continuing
9 education requirements would cause a substantial financial
10 hardship on the licensee;

11 (c) the licensee is serving in the United States Armed
12 Forces; or

13 (d) the licensee is incapacitated due to illness.

14 (Source: P.A. 98-911, eff. 1-1-15; 99-427, eff. 8-21-15.)

15 (225 ILCS 410/3E-5)

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

17 Sec. 3E-5. License renewal. To renew a license issued under
18 this Article, an individual must produce proof of successful
19 completion of 10 hours of continuing education for a hair
20 braider license and 20 hours of continuing education for a hair
21 braiding teacher license.

22 For the initial renewal of a hair braider's license which
23 requires continuing education, as prescribed by rule, one hour
24 of the continuing education shall include domestic violence and
25 sexual assault awareness education as prescribed by rule of the

1 Department, effective as of the date of this amendatory Act of
2 the 99th General Assembly. For every subsequent renewal of a
3 hair braider's license, one hour of the continuing education
4 may include domestic violence and sexual assault awareness
5 education. The continuing education requirement of a one-hour
6 awareness and training class in domestic violence and sexual
7 assault for salon professionals is satisfied if, on or after
8 March 1, 2016, the licensee completes the certified class
9 offered by Chicago Says No More.

10 Trainers of continuing education courses on domestic
11 violence and sexual assault awareness education shall provide
12 the Department with:

13 (a) proof of his or her current Illinois Certified
14 Domestic Violence Professional certificate; or

15 (b) proof of completion of a 40-hour sexual assault
16 training program consistent with Section 8-802.1 of the
17 Code of Civil Procedure concerning confidentiality.

18 (Source: P.A. 99-427, eff. 8-21-15.)"