

1 AN ACT concerning professional wrestling.

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

4 Section 5. The Professional Boxing and Wrestling Act is  
5 amended by changing the title of the Act and Sections 0.05,  
6 1, 2, 5, 7, 10, 11, 16, 17.7, 17.8, 17.9, 18, 19, 19.1, 19.3,  
7 19.4, 23, and 23.1 as follows:

8 (225 ILCS 105/Act title)

9 An Act in relation to boxing and--wrestling,--creating--a  
10 board,--prescribing-its-powers-and-duties,--providing-penalties  
11 for--violation-of-the-provisions-thereof,--and-to-amend-an-Act  
12 herein-named.

13 (225 ILCS 105/0.05)

14 Sec. 0.05. Declaration of public policy. Professional  
15 boxing and--wrestling in the State of Illinois is hereby  
16 declared to affect the public health, safety, and welfare and  
17 to be subject to regulation and control in the public  
18 interest. It is further declared to be a matter of public  
19 interest and concern that boxing and-wrestling, as defined in  
20 this Act, merit and receive the confidence of the public and  
21 that only qualified persons be authorized to participate in  
22 boxing contests and-wrestling-exhibitions in the State of  
23 Illinois. This Act shall be liberally construed to best carry  
24 out these objects and purposes.

25 (Source: P.A. 91-408, eff. 1-1-00.)

26 (225 ILCS 105/1) (from Ch. 111, par. 5001)

27 Sec. 1. Short title and definitions.

28 (a) This Act may be cited as the Professional Boxing and  
29 Wrestling Act.

1 (b) As used in this Act:

2 1. "Department" means the Department of  
3 Professional Regulation.

4 2. "Director" means the Director of Professional  
5 Regulation.

6 3. "Board" means the State Boxing and--Wrestling  
7 Board appointed by the Director.

8 4. "License" means the license issued for boxing  
9 promoters, contestants, or officials in accordance with  
10 this Act.

11 5. (Blank). "Registration"--means-the-registration  
12 issued-to-wrestling-promoters--in--accordance--with--this  
13 Act.

14 6. "Boxing Contests" include professional boxing  
15 matches and exhibitions.

16 7. (Blank). "Wrestling----Exhibitions"----include  
17 professional--wrestling--contests,--matches,--events,--and  
18 shows.

19 8. "Athletic Events" means include----both  
20 professional boxing contests and--professional--wrestling  
21 exhibitions.

22 9. "Permit" means the authorization from the  
23 Department to a promoter to conduct professional boxing  
24 contests or-professional-wrestling-exhibitions.

25 10. "Promoter" means a person who is licensed or  
26 registered and who holds a permit to conduct professional  
27 boxing matches or-professional-wrestling-exhibitions.

28 11. Unless the context indicates otherwise,  
29 "person" includes an association, partnership,  
30 corporation, gymnasium, or club.

31 12. For the purposes of this Act the term "trainer"  
32 includes what is commonly referred to as "second",  
33 "corner man", or "coach".

34 13. "Ultimate fighting exhibition" has the meaning

1 given by rule adopted by the Department in accordance  
2 with Section 7.5.

3 14. "Professional boxer" means a person licensed by  
4 the Department who competes for a money prize, purse, or  
5 other type of compensation in a boxing contest,  
6 exhibition, or match held in Illinois.

7 15. "Judge" means a person licensed by the  
8 Department who is at ringside during a boxing match and  
9 who has the responsibility of scoring the performance of  
10 the participants in the contest.

11 16. "Referee" means a person licensed by the  
12 Department who has the general supervision of a boxing  
13 contest and is present inside of the ring during the  
14 contest.

15 17. "Amateur" means a person who has never received  
16 or competed for any purse or other article of value,  
17 either for participating in any boxing contest or for the  
18 expenses of training therefor, other than a prize that  
19 does not exceed \$50 in value.

20 18. "Contestant" means an individual who  
21 participates in a boxing contest ~~or wrestling exhibition~~.

22 19. "Second" means a person licensed by the  
23 Department who is present at any boxing contest to  
24 provide assistance or advice to a boxer during the  
25 contest.

26 20. "Matchmaker" means a person licensed by the  
27 Department who brings together professional boxers or  
28 procures matches for professional boxers.

29 21. "Manager" means a person licensed by the  
30 Department who is not a promoter and who, under contract,  
31 agreement, or other arrangement with any boxer,  
32 undertakes to, directly or indirectly, control or  
33 administer the boxing affairs of boxers.

34 22. "Timekeeper" means a person licensed by the

1 Department who is the official timer of the length of  
2 rounds and the intervals between the rounds.

3 23. "Purse" means the financial guarantee or any  
4 other remuneration for which contestants are  
5 participating in a boxing contest.

6 24. "Physician" means a person licensed to practice  
7 medicine in all its branches under the Medical Practice  
8 Act of 1987.

9 (Source: P.A. 91-408, eff. 1-1-00.)

10 (225 ILCS 105/2) (from Ch. 111, par. 5002)

11 Sec. 2. State Boxing and--Wrestling Board. There is  
12 created the State Boxing and--Wrestling Board consisting of 6  
13 persons who shall be appointed by and shall serve in an  
14 advisory capacity to the Director. One shall be a physician  
15 licensed to practice medicine in all of its branches. The  
16 Director shall appoint each member to serve for a term of 3  
17 years and until his or her successor is appointed and  
18 qualified. One member of the board shall be designated as  
19 the Chairperson and one member shall be designated as the  
20 Vice-chairperson. No member shall be appointed to the Board  
21 for a term which would cause continuous service to be more  
22 than 9 years. Service prior to January 1, 2000 the--effective  
23 date--of--this--amendatory--Act--of--the--91st--General--Assembly  
24 shall not be considered in calculating length of service on  
25 the Board. Each member of the board shall receive  
26 compensation for each day he or she is engaged in transacting  
27 the business of the board and, in addition, shall be  
28 reimbursed for his or her authorized and approved expenses  
29 necessarily incurred in relation to such service in  
30 accordance with the travel regulations applicable to the  
31 Department at the time the expenses are incurred.

32 A majority of the current members appointed shall  
33 constitute a quorum.

1 The members of the Board shall be immune from suit in any  
2 action based upon any disciplinary proceedings or other acts  
3 performed in good faith as members of the Board.

4 The Director may remove any member of the Board for  
5 misconduct, incapacity, or neglect of duty. The Director  
6 shall reduce to writing any causes for removal.

7 (Source: P.A. 91-408, eff. 1-1-00.)

8 (225 ILCS 105/5) (from Ch. 111, par. 5005)

9 Sec. 5. The Department shall exercise, but subject to  
10 the provisions of this Act, the following functions, powers,  
11 and duties: (a) to ascertain the qualifications and fitness  
12 of applicants for licenses~~7-registrations~~ and permits; (b) to  
13 prescribe rules and regulations for the administration of the  
14 Act; (c) to conduct hearings on proceedings to refuse to  
15 issue, refuse to renew, revoke, suspend, or subject to  
16 reprimand licenses~~7-registrations~~ or permits under this Act;  
17 and (d) to revoke, suspend, or refuse issuance or renewal of  
18 such licenses~~7-registrations~~ or permits.

19 (Source: P.A. 82-522.)

20 (225 ILCS 105/7) (from Ch. 111, par. 5007)

21 Sec. 7. In order to conduct a boxing match ~~or-wrestling~~  
22 ~~exhibition~~ in this State, a promoter shall obtain a permit  
23 issued by the Department in accordance with this Act and the  
24 rules and regulations adopted pursuant thereto. This permit  
25 shall authorize one or more contests or exhibitions. A  
26 permit issued under this Act is not transferable.

27 (Source: P.A. 82-522.)

28 (225 ILCS 105/10) (from Ch. 111, par. 5010)

29 Sec. 10. Who must be licensed. In order to participate  
30 in boxing contests the following persons must each be  
31 licensed and in good standing with the Department: (a)

1 promoters, (b) contestants, (c) seconds, (d) referees, (e)  
2 judges, (f) managers, (g) matchmakers, and (h) timekeepers.

3 Announcers may participate in boxing contests without  
4 being licensed under this Act. It shall be the  
5 responsibility of the promoter to ensure that announcers  
6 comply with the Act, and all rules and regulations  
7 promulgated pursuant to this Act.

8 A licensed promoter may not act as, and cannot be  
9 licensed as, a second, boxer, referee, timekeeper, judge, or  
10 manager. If he or she is so licensed, he or she must  
11 relinquish any of these licenses to the Department for  
12 cancellation. A promoter may be licensed as a matchmaker.

13 ~~Persons--involved-with-wrestling-exhibitions--shall-supply~~  
14 ~~the-Department-with-their-name,--address,--telephone--number,~~  
15 ~~and--social-security-number-and-shall-meet-other-requirements~~  
16 ~~as-established-by-rule.~~

17 (Source: P.A. 91-408, eff. 1-1-00.)

18 (225 ILCS 105/11) (from Ch. 111, par. 5011)

19 Sec. 11. Qualifications for license. The Department  
20 shall grant licenses to ~~or-register~~ the following persons if  
21 the following qualifications are met:

22 (A) An applicant for licensure as a contestant in a  
23 boxing match must: (1) be 18 years old, (2) be of good moral  
24 character, (3) file an application stating the applicant's  
25 correct name (and no assumed or ring name may be used unless  
26 such name is registered with the Department along with the  
27 applicant's correct name), date and place of birth, place of  
28 current residence, and a sworn statement that he is not  
29 currently in violation of any federal, State or local laws or  
30 rules governing boxing, (4) file a certificate of a physician  
31 licensed to practice medicine in all of its branches which  
32 attests that the applicant is physically fit and qualified to  
33 participate in boxing matches, and (5) pay the required fee

1 and meet any other requirements. Applicants over age 39 who  
 2 have not competed in a contest within the last 36 months may  
 3 be required to appear before the Board to determine their  
 4 fitness to participate in a contest. A picture identification  
 5 shall be issued to all boxers licensed by the Department. The  
 6 identification shall be presented to the Department or its  
 7 representative upon request at weigh-ins or contests.

8 (B) An applicant for licensure as a boxing referee,  
 9 judge, manager, second, matchmaker, or timekeeper must: (1)  
 10 be of good moral character, (2) file an application stating  
 11 the applicant's name, date and place of birth, and place of  
 12 current residence along with a certifying statement that he  
 13 is not currently in violation of any federal, State, or local  
 14 laws or rules governing boxing, (3) have had satisfactory  
 15 experience in his field, (4) pay the required fee, and (5)  
 16 meet any other requirements as determined by rule.

17 (C) An applicant for licensure as a boxing promoter must:  
 18 (1) be of good moral character, (2) file an application with  
 19 the Department stating the applicant's name, date and place  
 20 of birth, place of current residence along with a certifying  
 21 statement that he is not currently in violation of any  
 22 federal, State, or local laws or rules governing boxing, (3)  
 23 provide proof of a surety bond of no less than \$5,000 to  
 24 cover financial obligations pursuant to this Act, payable to  
 25 the Department and conditioned for the payment of the tax  
 26 imposed by this Act and compliance with this Act and the  
 27 rules promulgated pursuant to this Act, (4) provide a  
 28 financial statement, prepared by a certified public  
 29 accountant, showing liquid working capital of \$10,000 or  
 30 more, or a \$10,000 performance bond guaranteeing payment of  
 31 all obligations relating to the promotional activities, and  
 32 (5) pay the required fee and meet any other requirements.

33 ~~(D)---An---applicant---for---registration---as---a---wrestling~~  
 34 ~~promoter---must---(1)---be---of---good---moral---character,---(2)---file---an~~

1 application-with-the-Department-stating-the-applicant's-name,  
 2 date-and-place-of-birth,-and-place-of-current-residence-along  
 3 with--a--certifying--statement--that--he--is-not-currently-in  
 4 violation-of-any-federal,-State,-or--local--laws--or--rules  
 5 governing--wrestling,-(3)--provide--a-surety-bond-of-no-less  
 6 than-\$10,000-to-cover-financial-obligations-pursuant-to--this  
 7 Act,-payable--to--the--Department--and--conditioned--for-the  
 8 payment-of-the-tax-imposed-by-this-Act--and--compliance--with  
 9 this--Act-and-the-rules-promulgated-pursuant-to-this-Act,-(4)  
 10 provide-a-financial-statement,-prepared-by-a-certified-public  
 11 accountant,-showing-liquid--working--capital--of--\$10,000--or  
 12 more,-or--a-\$10,000-performance-bond-guaranteeing-payment-of  
 13 all-obligations-relating-to-the-promotional--activities,-and  
 14 (5)-pay-the-required-fee-and-meet-any-other-requirements.

15 In determining good moral character, the Department may  
 16 take into consideration any violation of any of the  
 17 provisions of Section 16 of this Act and any felony  
 18 conviction of the applicant, but such a conviction shall not  
 19 operate as a bar to licensure. No license issued under this  
 20 Act is transferable.

21 The Department may issue temporary licenses and  
 22 registrations as provided by rule.

23 (Source: P.A. 90-655, eff. 7-30-98; 91-408, eff. 1-1-00.)

24 (225 ILCS 105/16) (from Ch. 111, par. 5016)

25 Sec. 16. Discipline and sanctions.

26 (a) The Department may refuse to issue a permit,  
 27 registration, or license, refuse to renew, suspend, revoke,  
 28 reprimand, place on probation, or take such other  
 29 disciplinary action as the Department may deem proper,  
 30 including the imposition of fines not to exceed \$5,000 for  
 31 each violation, with regard to any license or registration  
 32 for any one or any combination of the following reasons:

33 (1) gambling, betting or wagering on the result of



1 or a contingency connected with an athletic event or  
2 permitting such activity to take place;

3 (2) participating in or permitting a sham or fake  
4 boxing contest;

5 (3) holding the athletic event at any other time or  
6 place than is stated on the permit application;

7 (4) permitting any contestant other than those  
8 stated on the permit application to participate in an  
9 athletic event, except as provided in Section 9;

10 (5) violation or aiding in the violation of any of  
11 the provisions of this Act or any rules or regulations  
12 promulgated thereto;

13 (6) violation of any federal, State or local laws  
14 of the United States or other jurisdiction governing  
15 athletic events or any regulation promulgated pursuant  
16 thereto;

17 (7) charging a greater rate or rates of admission  
18 than is specified on the permit application;

19 (8) failure to obtain all the necessary permits,  
20 registrations, or licenses as required under this Act;

21 (9) failure to file the necessary bond or to pay  
22 the gross receipts tax as required by this Act;

23 (10) engaging in dishonorable, unethical or  
24 unprofessional conduct of a character likely to deceive,  
25 defraud or harm the public, or which is detrimental to  
26 honestly conducted athletic events;

27 (11) employment of fraud, deception or any unlawful  
28 means in applying for or securing a permit or license,  
29 ~~or-registration~~ under this Act;

30 (12) permitting a physician making the physical  
31 examination to knowingly certify falsely to the physical  
32 condition of a contestant;

33 (13) permitting contestants of widely disparate  
34 weights or abilities to engage in athletic events;

1           (14) boxing while under medical suspension in this  
2 State or in any other state, territory or country;

3           (15) physical illness, including, but not limited  
4 to, deterioration through the aging process, or loss of  
5 motor skills which results in the inability to  
6 participate in athletic events with reasonable judgment,  
7 skill, or safety;

8           (16) allowing one's license or permit~~---~~  
9 registration issued under this Act to be used by another  
10 person;

11          (17) failing, within a reasonable time, to provide  
12 any information requested by the Department as a result  
13 of a formal or informal complaint;

14          (18) professional incompetence;

15          (19) failure to file a return, or to pay the tax,  
16 penalty or interest shown in a filed return, or to pay  
17 any final assessment of tax, penalty or interest, as  
18 required by any tax Act administered by the Illinois  
19 Department of Revenue, until such time as the  
20 requirements of any such tax Act are satisfied;

21          (20) holding or promoting an ultimate fighting  
22 exhibition, or participating in an ultimate fighting  
23 exhibition as a promoter, contestant, referee, judge,  
24 scorer, manager, trainer, announcer, or timekeeper;

25          (21) habitual or excessive use or addiction to  
26 alcohol, narcotics, stimulants, or any other chemical  
27 agent or drug that results in an inability to participate  
28 in an event; or

29          (22) failure to stop a contest or exhibition when  
30 requested to do so by the Department.

31          (b) The determination by a circuit court that a licensee  
32 is subject to involuntary admission or judicial admission as  
33 provided in the Mental Health and Developmental Disabilities  
34 Code operates as an automatic suspension. The suspension will

1 end only upon a finding by a court that the licensee is no  
2 longer subject to involuntary admission or judicial  
3 admission, issuance of an order so finding and discharging  
4 the licensee, and upon the recommendation of the Board to the  
5 Director that the licensee be allowed to resume his or her  
6 practice.

7 (c) In enforcing this Section, the Board, upon a showing  
8 of a possible violation, may compel any individual licensed  
9 ~~or--registered~~ to practice under this Act, or who has applied  
10 for licensure ~~or--registration~~ pursuant to this Act, to submit  
11 to a mental or physical examination, or both, as required by  
12 and at the expense of the Department. The examining  
13 physicians or clinical psychologists shall be those  
14 specifically designated by the Board. The Board or the  
15 Department may order the examining physician or clinical  
16 psychologist to present testimony concerning this mental or  
17 physical examination of the licensee, ~~---registrant,~~ or  
18 applicant. No information shall be excluded by reason of any  
19 common law or statutory privilege relating to communications  
20 between the licensee, ~~--registrant,~~ or applicant and the  
21 examining physician or clinical psychologist. Eye  
22 examinations may be provided by a licensed and certified  
23 therapeutic optometrist. The individual to be examined may  
24 have, at his or her own expense, another physician of his or  
25 her choice present during all aspects of the examination.  
26 Failure of any individual to submit to a mental or physical  
27 examination, when directed, shall be grounds for suspension  
28 of a license until such time as the individual submits to the  
29 examination if the Board finds, after notice and hearing,  
30 that the refusal to submit to the examination was without  
31 reasonable cause.

32 (d) If the Board finds an individual unable to practice  
33 because of the reasons set forth in this Section, the Board  
34 shall require the individual to submit to care, counseling,

1 or treatment by physicians or clinical psychologists approved  
2 or designated by the Board, as a condition, term, or  
3 restriction for continued, reinstated, or renewed licensure  
4 ~~or--registration~~, or in lieu of care, counseling, or  
5 treatment, the Board may recommend to the Department to file  
6 a complaint to immediately suspend, revoke, or otherwise  
7 discipline the license ~~or--registration~~ of the individual. Any  
8 individual whose license ~~or--registration~~ was granted pursuant  
9 to this Act, or continued, reinstated, renewed, disciplined,  
10 or supervised, subject to such conditions, terms, or  
11 restrictions, who shall fail to comply with such conditions,  
12 terms, or restrictions, shall be referred to the Director for  
13 a determination as to whether the individual shall have his  
14 or her license ~~or--registration~~ suspended immediately, pending  
15 a hearing by the Board.

16 (Source: P.A. 91-408, eff. 1-1-00.)

17 (225 ILCS 105/17.7)

18 Sec. 17.7. Restoration of suspended or revoked license ~~or~~  
19 ~~registration~~. At any time after the suspension or revocation  
20 of a license, the Department may restore it to the licensee  
21 ~~or--registrant~~ upon the written recommendation of the Board,  
22 unless after an investigation and a hearing the Board  
23 determines that restoration is not in the public interest.

24 (Source: P.A. 91-408, eff. 1-1-00.)

25 (225 ILCS 105/17.8)

26 Sec. 17.8. Surrender of license ~~or--registration~~. Upon  
27 the revocation or suspension of a license or registration,  
28 the licensee ~~or--registrant~~ shall immediately surrender his or  
29 her license ~~or--registration~~ to the Department. If the  
30 licensee ~~or--registrant~~ fails to do so, the Department has the  
31 right to seize the license ~~or--registration~~.

32 (Source: P.A. 91-408, eff. 1-1-00.)

(225 ILCS 105/17.9)

Sec. 17.9. Summary suspension of a license or registration. The Director may summarily suspend a license or registration without a hearing if the Director finds that evidence in the Director's possession indicates that the continuation of practice would constitute an imminent danger to the public or the individual involved. If the Director summarily suspends the license or--registration without a hearing, a hearing must be commenced within 30 days after the suspension has occurred and concluded as expeditiously as practical.

(Source: P.A. 91-408, eff. 1-1-00.)

(225 ILCS 105/18) (from Ch. 111, par. 5018)

Sec. 18. Investigations; notice and hearing. The Department may investigate the actions of any applicant or of any person or persons promoting or participating in a contest or-exhibition or any person holding or claiming to hold a license or---registration. The Department shall, before revoking, suspending, placing on probation, reprimanding, or taking any other disciplinary action under this Act, at least 30 days before the date set for the hearing, (i) notify the accused in writing of the charges made and the time and place for the hearing on the charges, (ii) direct him or her to file a written answer to the charges with the Board under oath within 20 days after the service on him or her of the notice, and (iii) inform the accused that, if he or she fails to answer, default will be taken against him or her or that his or her license or-registration may be suspended, revoked, or placed on probationary status or that other disciplinary action may be taken with regard to the license or registration, including limiting the scope, nature, or extent of his or her practice, as the Department may consider proper. At the time and place fixed in the notice, the Board

1 shall proceed to hear the charges, and the parties or their  
2 counsel shall be accorded ample opportunity to present any  
3 pertinent statements, testimony, evidence, and arguments. The  
4 Board may continue the hearing from time to time. In case the  
5 person, after receiving the notice, fails to file an answer,  
6 his or her license ~~or registration~~ may, in the discretion of  
7 the Department, be suspended, revoked, or placed on  
8 probationary status or the Department may take whatever  
9 disciplinary action considered proper, including limiting the  
10 scope, nature, or extent of the person's practice or the  
11 imposition of a fine, without a hearing, if the act or acts  
12 charged constitute sufficient grounds for that action under  
13 this Act. The written notice may be served by personal  
14 delivery or by certified mail to the address specified by the  
15 accused in his or her last notification with the Department.  
16 (Source: P.A. 91-408, eff. 1-1-00.)

17 (225 ILCS 105/19) (from Ch. 111, par. 5019)  
18 Sec. 19. Findings and recommendations. At the conclusion  
19 of the hearing, the Board shall present to the Director a  
20 written report of its findings, conclusions of law, and  
21 recommendations. The report shall contain a finding of  
22 whether the accused person violated this Act or its rules or  
23 failed to comply with the conditions required in this Act or  
24 its rules. The Board shall specify the nature of any  
25 violations or failure to comply and shall make its  
26 recommendations to the Director. In making recommendations  
27 for any disciplinary actions, the Board may take into  
28 consideration all facts and circumstances bearing upon the  
29 reasonableness of the conduct of the accused and the  
30 potential for future harm to the public including, but not  
31 limited to, previous discipline of the accused by the  
32 Department, intent, degree of harm to the public and  
33 likelihood of harm in the future, any restitution made by the

1 accused, and whether the incident or incidents contained in  
2 the complaint appear to be isolated or represent a continuing  
3 pattern of conduct. In making its recommendations for  
4 discipline, the Board shall endeavor to ensure that the  
5 severity of the discipline recommended is reasonably related  
6 to the severity of the violation.

7 The report of findings of fact, conclusions of law, and  
8 recommendation of the Board shall be the basis for the  
9 Department's order refusing to issue, restore, or renew a  
10 license ~~or registration~~, or otherwise disciplining a licensee  
11 ~~or registrant~~. If the Director disagrees with the  
12 recommendations of the Board, the Director may issue an order  
13 in contravention of the Board recommendations. The Director  
14 shall provide a written report to the Board on any  
15 disagreement and shall specify the reasons for the action in  
16 the final order. The finding is not admissible in evidence  
17 against the person in a criminal prosecution brought for a  
18 violation of this Act, but the hearing and finding are not a  
19 bar to a criminal prosecution brought for a violation of this  
20 Act.

21 (Source: P.A. 91-408, eff. 1-1-00.)

22 (225 ILCS 105/19.1) (from Ch. 111, par. 5019.1)

23 Sec. 19.1. Appointment of a hearing officer. The  
24 Director has the authority to appoint any attorney duly  
25 licensed to practice law in the State of Illinois to serve as  
26 the hearing officer in any action for refusal to issue,  
27 restore, or renew a license ~~or certificate of registration~~ or  
28 discipline of a licensee ~~or registrant~~. The hearing officer  
29 has full authority to conduct the hearing. The hearing  
30 officer shall report his or her findings of fact, conclusions  
31 of law, and recommendations to the Board and the Director.  
32 The Board shall have 60 days from receipt of the report to  
33 review the report of the hearing officer and present its

1 findings of fact, conclusions of law and recommendations to  
 2 the Director. If the Board fails to present its report  
 3 within the 60 day period, the Director may issue an order  
 4 based on the report of the hearing officer. If the Director  
 5 determines that the Board's report is contrary to the  
 6 manifest weight of the evidence, he may issue an order in  
 7 contravention of the recommendation. The Director shall  
 8 promptly provide a written report of the Board on any  
 9 deviation and shall specify the reasons for the action in the  
 10 final order.

11 (Source: P.A. 91-408, eff. 1-1-00.)

12 (225 ILCS 105/19.3)

13 Sec. 19.3. Compelling testimony. Any circuit court, upon  
 14 application of the Department, designated hearing officer, or  
 15 the applicant or, licensee, ~~or~~ registrant against whom  
 16 proceedings under this Act are pending, may enter an order  
 17 requiring the attendance of witnesses and their testimony and  
 18 the production of documents, papers, files, books, and  
 19 records in connection with any hearing or investigation. The  
 20 court may compel obedience to its order by proceedings for  
 21 contempt.

22 (Source: P.A. 91-408, eff. 1-1-00.)

23 (225 ILCS 105/19.4)

24 Sec. 19.4. Director; rehearing. Whenever the Director  
 25 believes that justice has not been done in the revocation,  
 26 suspension, refusal to issue, restore, or renew a license ~~or~~  
 27 registration, or other discipline of an applicant or  
 28 licensee, ~~or~~ registrant, he or she may order a rehearing by  
 29 the same or other examiners.

30 (Source: P.A. 91-408, eff. 1-1-00.)

31 (225 ILCS 105/23) (from Ch. 111, par. 5023)



1           Sec. 23. Fees. The fees for the administration and  
 2 enforcement of this Act including, but not limited to,  
 3 original licensure ~~or registration~~, renewal, and restoration  
 4 shall be set by rule. The fees shall not be refundable.

5 {Blank}-

6 (Source: P.A. 91-357, eff. 7-29-99; 91-408, eff. 1-1-00;  
 7 revised 8-27-99.)

8           (225 ILCS 105/23.1) (from Ch. 111, par. 5023.1)

9           Sec. 23.1. Returned checks; fines. Any person who  
 10 delivers a check or other payment to the Department that is  
 11 returned to the Department unpaid by the financial  
 12 institution upon which it is drawn shall pay to the  
 13 Department, in addition to the amount already owed to the  
 14 Department, a fine of \$50. If the check or other payment was  
 15 for a renewal or issuance fee and that person practices  
 16 without paying the renewal fee or issuance fee and the fine  
 17 due, an additional fine of \$100 shall be imposed. The fines  
 18 imposed by this Section are in addition to any other  
 19 discipline provided under this Act for unlicensed practice or  
 20 practice on a nonrenewed license. The Department shall notify  
 21 the person that payment of fees and fines shall be paid to  
 22 the Department by certified check or money order within 30  
 23 calendar days of the notification. If, after the expiration  
 24 of 30 days from the date of the notification, the person has  
 25 failed to submit the necessary remittance, the Department  
 26 shall automatically terminate the license ~~or certificate~~ or  
 27 deny the application, without hearing. If, after termination  
 28 or denial, the person seeks a license ~~or certificate~~, he or  
 29 she shall apply to the Department for restoration or issuance  
 30 of the license ~~or certificate~~ and pay all fees and fines due  
 31 to the Department. The Department may establish a fee for the  
 32 processing of an application for restoration of a license ~~or~~  
 33 ~~certificate~~ to pay all expenses of processing this

1 application. The Director may waive the fines due under this  
2 Section in individual cases where the Director finds that the  
3 fines would be unreasonable or unnecessarily burdensome.

4 (Source: P.A. 86-615; 87-1031.)

5 Section 10. The Regulatory Sunset Act is amended by  
6 changing Section 4.12 and adding Section 4.22 as follows:

7 (5 ILCS 80/4.12) (from Ch. 127, par. 1904.12)

8 Sec. 4.12. The following Acts are repealed December 31,  
9 2001:

10 ~~The Professional Boxing and Wrestling Act.~~

11 The Interior Design Profession Title Act.

12 The Detection of Deception Examiners Act.

13 The Water Well and Pump Installation Contractor's License  
14 Act.

15 (Source: P.A. 86-1404; 86-1475; 87-703.)

16 (5 ILCS 80/4.22 new)

17 Sec. 4.22. The Professional Boxing Act.

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law.