

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 Illinois Optometric Practice Act of 1987 is  
5 amended by changing Section 4.5 as follows:

6 (225 ILCS 80/4.5)

7 (Section scheduled to be repealed on January 1, 2007)

8 Sec. 4.5. Unlicensed practice; violation; civil penalty.

9 (a) Any person who practices, offers to practice, attempts  
10 to practice, or holds oneself out to practice optometry without  
11 being licensed under this Act or any individual or entity that  
12 causes or attempts to cause a licensed optometrist or any other  
13 person under that individual's or entity's control to violate  
14 this Act or any other State or federal law or rule related to  
15 the practice of optometry shall, in addition to any other  
16 penalty provided by law, pay a civil penalty to the Department  
17 in an amount not to exceed \$5,000 for each offense as  
18 determined by the Department. The civil penalty shall be  
19 assessed by the Department after a hearing is held in  
20 accordance with the provisions set forth in this Act regarding  
21 the provision of a hearing for the discipline of a licensee.

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

24 (c) The civil penalty shall be paid within 60 days after  
25 the effective date of the order imposing the civil penalty. The  
26 order shall constitute a judgment and may be filed and  
27 execution had thereon in the same manner as any judgment from  
28 any court of record.

29 (Source: P.A. 89-474, eff. 6-18-96.)

30 Section 99. Effective date. This Act takes effect upon  
31 becoming law.