

1 AMENDMENT TO HOUSE BILL 3204

2 AMENDMENT NO. _____. Amend House Bill 3204 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Architecture Practice Act of
5 1989 is amended by changing Sections 5, 6, and 14 as follows:

6 (225 ILCS 305/5) (from Ch. 111, par. 1305)

7 Sec. 5. Architect defined; Acts constituting practice.
8 An architect is a person who is qualified by education,
9 training, experience, and examination, and who is licensed
10 under the laws of this State, to practice architecture.

11 The practice of architecture within the meaning and
12 intent of this Act includes the offering or furnishing of
13 professional services, such as consultation, environmental
14 analysis, feasibility studies, programming, planning,
15 aesthetic and structural design, technical submissions
16 ~~construction~~ documents consisting of drawings and
17 specifications and other documents required in the
18 construction process, administration of construction
19 contracts, project representation, and construction
20 management, in connection with the construction of any
21 private or public building, building structure, building
22 project, or addition to or alteration or restoration thereof.

1 (Source: P.A. 86-702.)

2 (225 ILCS 305/6) (from Ch. 111, par. 1306)

3 Sec. 6. Technical submissions ~~Construction--documents~~.

4 All technical submissions ~~construction--documents~~ intended for
5 use in construction in the State of Illinois shall be
6 prepared and administered in accordance with standards of
7 reasonable professional skill and diligence. Care shall be
8 taken to reflect the requirements of State statutes and,
9 where applicable, county and municipal building ordinances in
10 such submissions ~~documents~~. In recognition that architects
11 are licensed for the protection of the public health, safety
12 and welfare, submissions ~~documents~~ shall be of such quality
13 and scope, and be so administered, as to conform to
14 professional standards.

15 Technical submissions ~~Construction--documents~~ are the
16 designs, drawings and specifications which establish the
17 scope of the architecture to be constructed, the standard of
18 quality for materials, workmanship, equipment, and
19 construction systems, and the studies and other technical
20 reports and calculations prepared in the course of the
21 practice of architecture.

22 (Source: P.A. 86-702.)

23 (225 ILCS 305/14) (from Ch. 111, par. 1314)

24 Sec. 14. Display of license; Seal. Every holder of a
25 license as a licensed architect shall display it in a
26 conspicuous place in the principal office of the architect.

27 Every licensed architect shall have a reproducible seal,
28 or facsimile, the print of which shall contain the name of
29 the architect, the license number, and the words "Licensed
30 Architect, State of Illinois". The licensed architect shall
31 affix the signature, current date, date of license expiration
32 and seal to the first sheet of any bound set or loose sheets

1 of technical submissions construction-documents utilized as
2 contract documents or prepared for the review and approval of
3 any governmental or public authority having jurisdiction by
4 that licensed architect or under that licensed architect's
5 responsible direct-supervision-and control. The sheet of
6 technical submissions construction--documents in which the
7 seal is affixed shall indicate those documents or parts
8 thereof for which the seal shall apply. The seal and dates
9 may be electronically affixed. The signature must be in the
10 original handwriting of the licensee. Signatures generated
11 by computer shall not be permitted. All technical
12 submissions construction-documents issued by any corporation,
13 partnership, professional service corporation, or
14 professional design firm as registered under this Act shall
15 contain the corporate or assumed business name and design
16 firm registration number, in addition to any other seal
17 requirements as set forth in this Section.

18 "Responsible control" means that amount of control over
19 and detailed professional knowledge of the content of
20 technical submissions during their preparation as is
21 ordinarily exercised by architects applying the required
22 professional standard of care. Merely reviewing or reviewing
23 and correcting the technical submissions or any portion
24 thereof prepared by those not in the regular employment of
25 the office where the architect is resident without control
26 over the content of such work throughout its preparation does
27 not constitute responsible control.

28 An architect licensed under the laws of this jurisdiction
29 shall not sign and seal technical submissions that were not
30 prepared by or under the responsible control of the architect
31 except that:

32 (1) the architect may sign and seal those portions
33 of the technical submissions that were prepared by or
34 under the responsible control of persons who hold a

1 license under this Act, and who shall have signed and
2 sealed the documents, if the architect has reviewed in
3 whole or in part such portions and has either coordinated
4 their preparation or integrated them into his or her
5 work;

6 (2) the architect may sign and seal portions of the
7 professional work that are not required by this Act to be
8 prepared by or under the responsible control of an
9 architect if the architect has reviewed and adopted in
10 whole or in part such portions and has integrated them
11 into his or her work; and

12 (3) a partner or corporate officer of a
13 professional design firm registered in Illinois who is
14 licensed under the architecture licensing laws of this
15 State, and who has professional knowledge of the content
16 of the technical submissions and intends to be
17 responsible for the adequacy of the technical
18 submissions, may sign and seal technical submissions that
19 are prepared by or under the responsible control of
20 architects who are licensed in this State and who are in
21 the regular employment of the professional design firm.

22 The architect exercising responsible control under which
23 the documents or portions of the documents were prepared
24 shall be identified on the documents or portions of the
25 documents by name and Illinois license number.

26 Any licensed architect who signs and seals technical
27 submissions not prepared by that architect but prepared under
28 the architect's responsible control by persons not regularly
29 employed in the office where the architect is resident shall
30 maintain and make available to the board upon request for at
31 least 5 years following such signing and sealing, adequate
32 and complete records demonstrating the nature and extent of
33 the architect's control over and detailed professional
34 knowledge of such technical submissions throughout their

1 preparation.

2 "Direct supervision and control" means that the architect
3 has exerted sufficient personal supervision, control, and
4 review of the activities of those employed to perform
5 architectural work to ensure that the construction documents
6 produced by those so employed and sealed by the architect
7 meet the standards of reasonable professional skill and
8 diligence and are of no lesser quality than if they had been
9 produced personally by the architect. The architect is
10 obligated to have detailed professional knowledge of the
11 construction documents the architect seals and to have
12 exercised professional judgment in all architectural matters
13 embodied in those construction documents. Merely reviewing
14 the construction documents produced by others, even if they
15 are licensed, does not constitute "direct supervision and
16 control" by the architect unless the architect has actually
17 exercised the supervision and control over the preparation of
18 the construction documents provided for in this Section.
19 (Source: P.A. 91-133, eff. 1-1-00.)"