



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB3356

Introduced 2/18/2025, by Rep. Carol Ammons

#### SYNOPSIS AS INTRODUCED:

See Index

Provides that the amendatory Act may be referred to as the Hair Braiding Opportunity Act. Amends the Barber, Cosmetology, Esthetics, Hair Braiding, and Nail Technology Act of 1985. Changes the short title to the Barber, Cosmetology, Esthetics, and Nail Technology Act of 1985 and changes corresponding references to the Act throughout the statutes. Repeals provisions concerning hair braiding licenses, and removes references to licensed hair braiding throughout the Act. Makes conforming changes. Makes changes to the membership of the Barber, Cosmetology, Esthetics, and Nail Technology Board. Provides that no application shall be automatically placed on hold, delayed, denied, or otherwise not processed by the Department of Financial and Professional Regulation because it was submitted by a person who is incarcerated. Provides that the Department shall consider practice supervised by a licensee while a person is incarcerated in determining qualifications for a license. Effective immediately.

LRB104 09868 AAS 19936 b

1 AN ACT concerning regulation.

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

4 Section 1. This Act may be referred to as the Hair Braiding  
5 Opportunity Act.

6 Section 5. The Regulatory Sunset Act is amended by  
7 changing Section 4.36 as follows:

8 (5 ILCS 80/4.36)

9 Sec. 4.36. Acts repealed on January 1, 2026. The following  
10 Acts are repealed on January 1, 2026:

11 The Barber, Cosmetology, Esthetics, ~~Hair Braiding~~, and  
12 Nail Technology Act of 1985.

13 The Collection Agency Act.

14 The Hearing Instrument Consumer Protection Act.

15 The Illinois Athletic Trainers Practice Act.

16 The Illinois Dental Practice Act.

17 The Illinois Roofing Industry Licensing Act.

18 The Illinois Physical Therapy Act.

19 The Professional Geologist Licensing Act.

20 The Respiratory Care Practice Act.

21 (Source: P.A. 99-26, eff. 7-10-15; 99-204, eff. 7-30-15;

22 99-227, eff. 8-3-15; 99-229, eff. 8-3-15; 99-230, eff. 8-3-15;

1 99-427, eff. 8-21-15; 99-469, eff. 8-26-15; 99-492, eff.  
2 12-31-15; 99-642, eff. 7-28-16.)

3 Section 10. The Massage Therapy Practice Act is amended by  
4 changing Section 30 as follows:

5 (225 ILCS 57/30)

6 (Section scheduled to be repealed on January 1, 2027)

7 Sec. 30. Title protection.

8 (a) Persons regulated by this Act are designated as  
9 massage therapists and therefore are exclusively entitled to  
10 utilize the terms "massage", "massage therapy", and "massage  
11 therapist" when advertising or printing promotional material.

12 (b) Anyone who knowingly aids and abets one or more  
13 persons not authorized to use a professional title regulated  
14 by this Act or knowingly employs persons not authorized to use  
15 the regulated professional title in the course of their  
16 employment, commits a violation of this Act.

17 (c) Anyone not authorized, under the definitions of this  
18 Act, to utilize the term "massage", "massage therapy", or  
19 "massage therapist" and who knowingly utilizes these terms  
20 when advertising commits a violation of this Act.

21 (d) Nothing in this Act shall prohibit the use of the terms  
22 "massage", "massage therapy", or "massage therapist" by a  
23 salon registered under the Barber, Cosmetology, Esthetics,  
24 ~~Hair Braiding~~, and Nail Technology Act of 1985, provided that

1 the salon offers massage therapy services in accordance with  
2 this Act.

3 (Source: P.A. 97-514, eff. 8-23-11.)

4 Section 15. The Barber, Cosmetology, Esthetics, Hair  
5 Braiding, and Nail Technology Act of 1985 is amended by  
6 changing the heading of Articles IIIB and IIID and Sections  
7 1-1, 1-2, 1-4, 1-7, 1-7.5, 1-7.10, 1-10, 1-11, 3B-1, 3B-10,  
8 3B-11, 3B-12, 3B-15, 3B-16, 3C-8, 3D-5, 4-1, 4-2, 4-4, 4-6.1,  
9 4-7, 4-9, 4-19, and 4-20 as follows:

10 (225 ILCS 410/1-1) (from Ch. 111, par. 1701-1)

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

12 Sec. 1-1. Title of Act. This Act may be cited as the  
13 Barber, Cosmetology, Esthetics, ~~Hair Braiding,~~ and Nail  
14 Technology Act of 1985.

15 (Source: P.A. 96-1246, eff. 1-1-11.)

16 (225 ILCS 410/1-2) (from Ch. 111, par. 1701-2)

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

18 Sec. 1-2. Public policy. The practices of barbering,  
19 cosmetology, esthetics, ~~hair braiding,~~ and nail technology in  
20 the State of Illinois are hereby declared to affect the public  
21 health, safety and welfare and to be subject to regulation and  
22 control in the public interest. It is further declared to be a  
23 matter of public interest and concern that the professions

1 merit and receive the confidence of the public and that only  
2 qualified persons be permitted to practice said professions in  
3 the State of Illinois. This Act shall be liberally construed  
4 to carry out these objects and purposes.

5 (Source: P.A. 98-911, eff. 1-1-15.)

6 (225 ILCS 410/1-4)

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

8 Sec. 1-4. Definitions. In this Act the following words  
9 shall have the following meanings:

10 "Address of record" means the designated address recorded  
11 by the Department in the applicant's application file or the  
12 licensee's license file, as maintained by the Department's  
13 licensure maintenance unit.

14 "Board" means the Barber, Cosmetology, Esthetics, ~~Hair~~  
15 ~~Braiding~~, and Nail Technology Board.

16 "Department" means the Department of Financial and  
17 Professional Regulation.

18 "Licensed barber" means an individual licensed by the  
19 Department to practice barbering as defined in this Act and  
20 whose license is in good standing.

21 "Licensed cosmetologist" means an individual licensed by  
22 the Department to practice cosmetology, nail technology, ~~hair~~  
23 ~~braiding~~, and esthetics as defined in this Act and whose  
24 license is in good standing.

25 "Licensed esthetician" means an individual licensed by the

1 Department to practice esthetics as defined in this Act and  
2 whose license is in good standing.

3 "Licensed nail technician" means an individual licensed by  
4 the Department to practice nail technology as defined in this  
5 Act and whose license is in good standing.

6 "Licensed barber teacher" means an individual licensed by  
7 the Department to practice barbering as defined in this Act  
8 and to provide instruction in the theory and practice of  
9 barbering to students in an approved barber school.

10 "Licensed cosmetology teacher" means an individual  
11 licensed by the Department to practice cosmetology, esthetics,  
12 ~~hair braiding,~~ and nail technology as defined in this Act and  
13 to provide instruction in the theory and practice of  
14 cosmetology, esthetics, ~~hair braiding,~~ and nail technology to  
15 students in an approved cosmetology, esthetics, ~~hair braiding,~~  
16 or nail technology school.

17 "Licensed cosmetology clinic teacher" means an individual  
18 licensed by the Department to practice cosmetology, esthetics,  
19 ~~hair braiding,~~ and nail technology as defined in this Act and  
20 to provide clinical instruction in the practice of  
21 cosmetology, esthetics, ~~hair braiding,~~ and nail technology in  
22 an approved school of cosmetology, esthetics, ~~hair braiding,~~  
23 or nail technology.

24 "Licensed esthetics teacher" means an individual licensed  
25 by the Department to practice esthetics as defined in this Act  
26 and to provide instruction in the theory and practice of

1 esthetics to students in an approved cosmetology or esthetics  
2 school.

3 ~~"Licensed hair braider" means an individual licensed by~~  
4 ~~the Department to practice hair braiding as defined in this~~  
5 ~~Act and whose license is in good standing.~~

6 ~~"Licensed hair braiding teacher" means an individual~~  
7 ~~licensed by the Department to practice hair braiding and to~~  
8 ~~provide instruction in the theory and practice of hair~~  
9 ~~braiding to students in an approved cosmetology or hair~~  
10 ~~braiding school.~~

11 "Licensed nail technology teacher" means an individual  
12 licensed by the Department to practice nail technology and to  
13 provide instruction in the theory and practice of nail  
14 technology to students in an approved nail technology or  
15 cosmetology school.

16 "Enrollment" is the date upon which the student signs an  
17 enrollment agreement or student contract.

18 "Enrollment agreement" or "student contract" is any  
19 agreement, instrument, or contract however named, which  
20 creates or evidences an obligation binding a student to  
21 purchase a course of instruction from a school.

22 "Enrollment time" means the maximum number of hours a  
23 student could have attended class, whether or not the student  
24 did in fact attend all those hours.

25 "Elapsed enrollment time" means the enrollment time  
26 elapsed between the actual starting date and the date of the

1 student's last day of physical attendance in the school.

2 "Mobile shop or salon" means a self-contained facility  
3 that may be moved, towed, or transported from one location to  
4 another and in which barbering, cosmetology, esthetics, ~~hair~~  
5 ~~braiding~~, or nail technology is practiced.

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

8 "Threading" means any technique that results in the  
9 removal of superfluous hair from the body by twisting thread  
10 around unwanted hair and then pulling it from the skin; and may  
11 also include the incidental trimming of eyebrow hair.

12 (Source: P.A. 98-238, eff. 1-1-14; 98-911, eff. 1-1-15;  
13 99-427, eff. 8-21-15.)

14 (225 ILCS 410/1-7) (from Ch. 111, par. 1701-7)

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

16 Sec. 1-7. Licensure required; renewal; restoration.

17 (a) It is unlawful for any person to practice, or to hold  
18 himself or herself out to be a cosmetologist, esthetician,  
19 nail technician, ~~hair braider~~, or barber without a license as  
20 a cosmetologist, esthetician, nail technician, ~~hair braider~~ or  
21 barber issued by the Department pursuant to the provisions of  
22 this Act and of the Civil Administrative Code of Illinois. It  
23 is also unlawful for any person, firm, partnership, limited  
24 liability company, or corporation to own, operate, or conduct  
25 a cosmetology, esthetics, nail technology, ~~hair braiding~~, or

1 barber school without a license issued by the Department or to  
2 own or operate a cosmetology, esthetics, or nail technology  
3 salon; ~~, or hair braiding salon,~~ barber shop; ~~;~~ or other  
4 business subject to the registration requirements of this Act  
5 without a certificate of registration issued by the  
6 Department. It is further unlawful for any person to teach in  
7 any cosmetology, esthetics, nail technology, ~~hair braiding,~~ or  
8 barber college or school approved by the Department or hold  
9 himself or herself out as a cosmetology, esthetics, ~~hair~~  
10 ~~braiding,~~ nail technology, or barber teacher without a license  
11 as a teacher, issued by the Department or as a cosmetology  
12 clinic teacher without a license as a cosmetology clinic  
13 teacher issued by the Department.

14 (b) Notwithstanding any other provision of this Act, a  
15 person licensed as a cosmetologist may hold himself or herself  
16 out as an esthetician and may engage in the practice of  
17 esthetics, as defined in this Act, without being licensed as  
18 an esthetician. A person licensed as a cosmetology teacher may  
19 teach esthetics or hold himself or herself out as an esthetics  
20 teacher without being licensed as an esthetics teacher. A  
21 person licensed as a cosmetologist may hold himself or herself  
22 out as a nail technician and may engage in the practice of nail  
23 technology, as defined in this Act, without being licensed as  
24 a nail technician. A person licensed as a cosmetology teacher  
25 may teach nail technology and hold himself or herself out as a  
26 nail technology teacher without being licensed as a nail

1 technology teacher. ~~A person licensed as a cosmetologist may~~  
2 ~~hold himself or herself out as a hair braider and may engage in~~  
3 ~~the practice of hair braiding, as defined in this Act, without~~  
4 ~~being licensed as a hair braider. A person licensed as a~~  
5 ~~cosmetology teacher may teach hair braiding and hold himself~~  
6 ~~or herself out as a hair braiding teacher without being~~  
7 ~~licensed as a hair braiding teacher.~~

8 (c) A person licensed as a barber teacher may hold himself  
9 or herself out as a barber and may practice barbering without a  
10 license as a barber. A person licensed as a cosmetology  
11 teacher may hold himself or herself out as a cosmetologist,  
12 esthetician, ~~hair braider,~~ and nail technologist and may  
13 practice cosmetology, esthetics, ~~hair braiding,~~ and nail  
14 technology without a license as a cosmetologist, esthetician,  
15 ~~hair braider,~~ or nail technologist. A person licensed as an  
16 esthetics teacher may hold himself or herself out as an  
17 esthetician without being licensed as an esthetician and may  
18 practice esthetics. A person licensed as a nail technician  
19 teacher may practice nail technology and may hold himself or  
20 herself out as a nail technologist without being licensed as a  
21 nail technologist. ~~A person licensed as a hair braiding~~  
22 ~~teacher may practice hair braiding and may hold himself or~~  
23 ~~herself out as a hair braider without being licensed as a hair~~  
24 ~~braider.~~

25 (d) The holder of a license issued under this Act may renew  
26 that license during the month preceding the expiration date of

1 the license by paying the required fee.

2 (e) The expiration date, renewal period, and conditions  
3 for renewal and restoration of each license shall be  
4 established by rule.

5 (f) A license issued under the provisions of this Act as a  
6 barber, barber teacher, cosmetologist, cosmetology teacher,  
7 cosmetology clinic teacher, esthetician, esthetics teacher,  
8 nail technician, or nail technician teacher, ~~hair braider, or~~  
9 ~~hair braiding teacher~~ that has expired while the holder of the  
10 license was engaged (1) in federal service on active duty with  
11 the Army, Navy, Marine Corps, Air Force, Space Force, or Coast  
12 Guard of the United States of America, or any Women's  
13 Auxiliary thereof, or the State Militia called into the  
14 service or training of the United States of America or (2) in  
15 training or education under the supervision of the United  
16 States preliminary to induction into the military service, may  
17 be reinstated or restored without payment of any lapsed  
18 renewal fees, reinstatement fee, or restoration fee if within  
19 2 years after the termination of such service, training, or  
20 education other than by dishonorable discharge, the holder  
21 furnishes the Department with an affidavit to the effect that  
22 he or she has been so engaged and that his or her service,  
23 training, or education has been so terminated.

24 (g) No application shall be automatically placed on hold,  
25 delayed, denied, or otherwise not processed by the Department  
26 because it was submitted by a person who is incarcerated. The

1 Department shall process applications for original licensure  
2 or restoration of a license of a person who is incarcerated  
3 without any additional requirements or delays, and the  
4 Department shall issue original licenses or restore the  
5 licenses of persons who are incarcerated who have submitted  
6 their application and who otherwise qualify for licensure. The  
7 Department shall consider practice supervised by a licensee  
8 while a person is incarcerated in determining qualifications  
9 for a license. The Director may also waive the 3-year time  
10 limitations under subsection (d) or (e) of Section 4-5 for a  
11 person who was incarcerated at the time of application.

12 In this subsection, "incarcerated" means committed to the  
13 Department of Corrections, a Federal Bureau of Prisons  
14 facility located in Illinois, or a county jail or county  
15 department of corrections

16 (Source: P.A. 103-746, eff. 1-1-25.)

17 (225 ILCS 410/1-7.5)

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

19 Sec. 1-7.5. Unlicensed practice; violation; civil penalty.

20 (a) Any person who practices, offers to practice, attempts  
21 to practice, or holds himself or herself out to practice  
22 barbering, cosmetology, esthetics, ~~hair braiding~~, or nail  
23 technology without being licensed under this Act shall, in  
24 addition to any other penalty provided by law, pay a civil  
25 penalty to the Department in an amount not to exceed \$5,000 for

1 each offense as determined by the Department. The civil  
2 penalty shall be assessed by the Department after a hearing is  
3 held in accordance with the provisions set forth in this Act  
4 regarding disciplining a licensee.

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

7 (c) The civil penalty shall be paid within 60 days after  
8 the effective date of the order imposing the civil penalty.  
9 The order shall constitute a judgment and may be filed and  
10 execution had thereon in the same manner as any judgment from  
11 any court of record.

12 (Source: P.A. 96-1246, eff. 1-1-11.)

13 (225 ILCS 410/1-7.10)

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

15 Sec. 1-7.10. Abnormal skin growth education.

16 (a) In addition to any other requirements under this Act,  
17 the following applicants must provide proof of completion of a  
18 course approved by the Department in abnormal skin growth  
19 education, including training on identifying melanoma:

20 (1) An applicant who submits an application for  
21 original licensure on or after January 1, 2026.

22 (2) An applicant who was licensed before January 1,  
23 2026 when submitting the applicant's first application for  
24 renewal or restoration of a license on or after January 1,  
25 2026.

1 (b) Nothing in this Section shall be construed to create a  
2 cause of action or any civil liabilities or to require or  
3 permit a licensee or applicant under this Act to practice  
4 medicine or otherwise practice outside of the scope of  
5 practice of a licensed barber, cosmetologist, esthetician,  
6 ~~hair braider,~~ or nail technician.

7 (c) A person licensed under this Act may refer an  
8 individual to seek care from a medical professional regarding  
9 an abnormal skin growth. Neither a person licensed under this  
10 Act who completes abnormal skin growth education as a part of  
11 the person's continuing education, nor the person's employer,  
12 shall be civilly or criminally liable for acting in good faith  
13 or failing to act on information obtained during the course of  
14 practicing in the person's profession or employment concerning  
15 potential abnormal skin growths.

16 (Source: P.A. 103-851, eff. 8-9-24.)

17 (225 ILCS 410/1-10) (from Ch. 111, par. 1701-10)

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

19 Sec. 1-10. Display. Every holder of a license shall  
20 display it in a place in the holder's principal office, place  
21 of business or place of employment. Whenever a licensed  
22 cosmetologist, esthetician, nail technician, ~~hair braider,~~ or  
23 barber practices cosmetology, esthetics, nail technology, ~~hair~~  
24 ~~braiding,~~ or barbering outside of or away from the  
25 cosmetologist's, esthetician's, nail technician's, ~~hair~~

1 ~~braider's,~~ or barber's principal office, place of business, or  
2 place of employment, the cosmetologist, esthetician, nail  
3 technician, ~~hair braider,~~ or barber shall provide any person  
4 so requesting proof that he or she has a valid license issued  
5 by the Department.

6 Every registered shop shall display its certificate of  
7 registration at the location of the shop. Each shop where  
8 barber, cosmetology, esthetics, ~~hair braiding,~~ or nail  
9 technology services are provided shall have a certificate of  
10 registration.

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

12 (225 ILCS 410/1-11) (from Ch. 111, par. 1701-11)

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

14 Sec. 1-11. Exceptions to Act.

15 (a) Nothing in this Act shall be construed to apply to the  
16 educational activities conducted in connection with any  
17 monthly, annual or other special educational program of any  
18 bona fide association of licensed cosmetologists,  
19 estheticians, nail technicians, ~~hair braiders,~~ or barbers, or  
20 licensed cosmetology, esthetics, nail technology, ~~hair~~  
21 ~~braiding,~~ or barber schools from which the general public is  
22 excluded.

23 (b) Nothing in this Act shall be construed to apply to the  
24 activities and services of registered nurses or licensed  
25 practical nurses, as defined in the Nurse Practice Act, or to

1 personal care or health care services provided by individuals  
2 in the performance of their duties as employed or authorized  
3 by facilities or programs licensed or certified by State  
4 agencies. As used in this subsection (b), "personal care"  
5 means assistance with meals, dressing, movement, bathing, or  
6 other personal needs or maintenance or general supervision and  
7 oversight of the physical and mental well-being of an  
8 individual who is incapable of maintaining a private,  
9 independent residence or who is incapable of managing his or  
10 her person whether or not a guardian has been appointed for  
11 that individual. The definition of "personal care" as used in  
12 this subsection (b) shall not otherwise be construed to negate  
13 the requirements of this Act or its rules.

14 (c) Nothing in this Act shall be deemed to require  
15 licensure of individuals employed by the motion picture, film,  
16 television, stage play or related industry for the purpose of  
17 providing cosmetology or esthetics services to actors of that  
18 industry while engaged in the practice of cosmetology or  
19 esthetics as a part of that person's employment.

20 (d) Nothing in this Act shall be deemed to require  
21 licensure of an inmate of the Department of Corrections who  
22 performs barbering or cosmetology with the approval of the  
23 Department of Corrections during the person's incarceration.

24 (e) Nothing in this Act shall be construed to apply to or  
25 require licensure of a hair braider or hair braider instructor  
26 who is practicing hair braiding or teaching hair braiding.

1 "Hair braiding" is a natural form of hair manipulation by  
2 braiding, cornrowing, extending, lacing, locking, sewing,  
3 twisting, weaving, or wrapping human hair, natural fibers,  
4 synthetic fibers, and hair extensions. Such practice can be  
5 performed by hand or by using simple braiding devices  
6 including clips, combs, hairpins, scissors, needles, and  
7 thread. Hair braiding includes what is commonly known as  
8 "African-style hair braiding" or "natural hair care", but is  
9 not limited to any particular cultural, ethnic, racial, or  
10 religious form of hair style. Hair braiding includes the  
11 making of customized wigs from natural hair, natural fibers,  
12 synthetic fibers, and hair extensions. Hair braiding does not  
13 involve the use of penetrating chemical hair treatments,  
14 chemical hair coloring agents, chemical hair straightening  
15 agents, chemical hair joining agents, permanent wave styles,  
16 or chemical hair bleaching agents applied to growing human  
17 hair. Hair braiding does not include the cutting or growing of  
18 human hair, but may include the trimming of hair extensions or  
19 sewn weave-in extensions only as applicable to the braiding  
20 process.

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

22 (225 ILCS 410/Art. IIIB heading)

23 ARTICLE IIIB. BARBER, COSMETOLOGY, ESTHETICS, ~~HAIR-BRAIDING,~~  
24 AND NAIL TECHNOLOGY SCHOOLS

25 (Source: P.A. 98-911, eff. 1-1-15.)

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

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

3 Sec. 3B-1. Application. The provisions of this Article are  
4 applicable only to barber, cosmetology, esthetics, ~~hair~~  
5 ~~braiding~~, and nail technology schools regulated under this  
6 Act.

7 (Source: P.A. 98-911, eff. 1-1-15.)

8 (225 ILCS 410/3B-10)

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

10 Sec. 3B-10. Requisites for ownership or operation of  
11 school. No person, firm, or corporation may own, operate, or  
12 conduct a school of barbering, cosmetology, esthetics, ~~hair~~  
13 ~~braiding~~, or nail technology for the purpose of teaching  
14 barbering, cosmetology, esthetics, ~~hair-braiding~~, or nail  
15 technology for compensation unless licensed by the Department.  
16 A licensed school is a postsecondary educational institution  
17 authorized by the Department to provide a postsecondary  
18 education program in compliance with the requirements of this  
19 Act. An applicant shall apply to the Department on forms  
20 provided by the Department, pay the required fees, and comply  
21 with the following requirements:

22 1. The applicant must submit to the Department for  
23 approval:

24 a. A floor plan, drawn to a scale specified on the

1 floor plan, showing every detail of the proposed  
2 school; and

3 b. A lease commitment or proof of ownership for  
4 the location of the proposed school; a lease  
5 commitment must provide for execution of the lease  
6 upon the Department's approval of the school's  
7 application and the lease must be for a period of at  
8 least one year.

9 c. (Blank).

10 2. An application to own or operate a school shall  
11 include the following:

12 a. If the owner is a corporation, a copy of the  
13 Articles of Incorporation or, if the owner is a  
14 limited liability company, a copy of the articles of  
15 organization;

16 b. If the owner is a partnership, a listing of all  
17 partners and their current addresses;

18 c. If the applicant is an owner, a completed  
19 financial statement showing the owner's ability to  
20 operate the school for at least 3 months;

21 d. A copy of the official enrollment agreement or  
22 student contract to be used by the school, which shall  
23 be consistent with the requirements of this Act and  
24 rules;

25 e. A listing of all teachers who will be in the  
26 school's employ, including their teacher license

1 numbers;

2 f. A copy of the curricula that will be followed;

3 g. The names, addresses, and current status of all  
4 schools in which the applicant has previously owned  
5 any interest, and a declaration as to whether any of  
6 these schools were ever denied accreditation or  
7 licensing or lost accreditation or licensing from any  
8 governmental body or accrediting agency;

9 h. Each application for a certificate of approval  
10 shall be signed and certified under oath by the  
11 school's chief managing employee and also by its  
12 individual owner or owners; if the applicant is a  
13 partnership or a corporation, then the application  
14 shall be signed and certified under oath by the  
15 school's chief managing employee and also by each  
16 member of the partnership or each officer of the  
17 corporation, as the case may be;

18 i. A copy of the school's official transcript; and

19 j. The required fee.

20 3. Each application for a license to operate a school  
21 shall also contain the following commitments:

22 a. To conduct the school in accordance with this  
23 Act and the standards, and rules from time to time  
24 adopted under this Act and to meet standards and  
25 requirements at least as stringent as those required  
26 by Part H of the Federal Higher Education Act of 1965.

1           b. To permit the Department to inspect the school  
2 or classes thereof from time to time with or without  
3 notice; and to make available to the Department, at  
4 any time when required to do so, information including  
5 financial information pertaining to the activities of  
6 the school required for the administration of this Act  
7 and the standards and rules adopted under this Act;

8           c. To utilize only advertising and solicitation  
9 which is free from misrepresentation, deception,  
10 fraud, or other misleading or unfair trade practices;

11           d. To screen applicants to the school prior to  
12 enrollment pursuant to the requirements of the  
13 school's regional or national accrediting agency, if  
14 any, and to maintain any and all records of such  
15 screening. If the course of instruction is offered in  
16 a language other than English, the screening shall  
17 also be performed in that language;

18           e. To post in a conspicuous place a statement,  
19 developed by the Department, of student's rights  
20 provided under this Act.

21           4. The applicant shall establish to the satisfaction  
22 of the Department that the owner possesses sufficient  
23 liquid assets to meet the prospective expenses of the  
24 school for a period of 3 months. In the discretion of the  
25 Department, additional proof of financial ability may be  
26 required.

1           5. The applicant shall comply with all rules of the  
2 Department determining the necessary curriculum and  
3 equipment required for the conduct of the school.

4           6. The applicant must demonstrate employment of a  
5 sufficient number of qualified teachers who are holders of  
6 a current license issued by the Department.

7           7. A final inspection of the barber, cosmetology,  
8 esthetics, ~~hair braiding,~~ or nail technology school shall  
9 be made by the Department before the school may commence  
10 classes.

11           8. A written inspection report must be made by the  
12 State Fire Marshal or a local fire authority approving the  
13 use of the proposed premises as a barber, cosmetology,  
14 esthetics, ~~hair braiding,~~ or nail technology school.

15 (Source: P.A. 98-238, eff. 1-1-14; 98-911, eff. 1-1-15;  
16 99-427, eff. 8-21-15.)

17 (225 ILCS 410/3B-11)

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

19 Sec. 3B-11. Periodic review of barber, cosmetology,  
20 esthetics, ~~hair braiding,~~ and nail technology schools. All  
21 approved schools and courses of instruction are subject to  
22 review by the Department. The review shall include  
23 consideration of a comparison between the graduation or  
24 completion rate for the school and the graduation or  
25 completion rate for the schools within that classification of

1 schools. Consideration shall be given to complaints and  
2 information forwarded to the Department by the Federal Trade  
3 Commission, Better Business Bureaus, the Illinois Attorney  
4 General's Office, a State's Attorney's Office, other State or  
5 official approval agencies, local school officials, and  
6 interested persons. The Department shall investigate all  
7 complaints filed with the Department about a school or its  
8 sales representatives.

9 A school shall retain the records, as defined by rule, of a  
10 student who withdraws from or drops out of the school, by  
11 written notice of cancellation or otherwise, for any period  
12 longer than 7 years from the student's first day of  
13 attendance. However, a school shall retain indefinitely the  
14 transcript of each student who completes the program and  
15 graduates from the school.

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

17 (225 ILCS 410/3B-12)

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

19 Sec. 3B-12. Enrollment agreements.

20 (a) Enrollment agreements shall be used by barber,  
21 cosmetology, esthetics, ~~hair braiding~~, and nail technology  
22 schools licensed to operate by the Department and shall  
23 include the following written disclosures:

24 (1) The name and address of the school and the  
25 addresses where instruction will be given;

1           (2) The name and description of the course of  
2 instruction, including the number of clock hours in each  
3 course and an approximate number of weeks or months  
4 required for completion;

5           (3) The scheduled starting date and calculated  
6 completion date;

7           (4) The total cost of the course of instruction  
8 including any charges made by the school for tuition,  
9 books, materials, supplies, and other expenses;

10          (5) A clear and conspicuous statement that the  
11 contract is a legally binding instrument when signed by  
12 the student and accepted by the school;

13          (6) A clear and conspicuous caption, "BUYER'S RIGHT TO  
14 CANCEL" under which it is explained that the student has  
15 the right to cancel the initial enrollment agreement until  
16 midnight of the fifth business day after the student has  
17 been enrolled; and if notice of the right to cancel is not  
18 given to any prospective student at the time the  
19 enrollment agreement is signed, then the student has the  
20 right to cancel the agreement at any time and receive a  
21 refund of all monies paid to date within 10 days of  
22 cancellation;

23          (7) A notice to the students that the cancellation  
24 must be in writing and given to the registered agent, if  
25 any, or managing employee of the school;

26          (8) The school's refund policy for unearned tuition,

1 fees, and other charges;

2 (9) The date of the student's signature and the date  
3 of the student's admission;

4 (10) The name of the school employee or agent  
5 responsible for procuring, soliciting, or enrolling the  
6 student;

7 (11) A clear statement that the institution does not  
8 guarantee employment and a statement describing the  
9 school's placement assistance procedures;

10 (12) The graduation requirements of the school;

11 (13) The contents of the following notice, in at least  
12 10 point bold type:

13 "NOTICE TO THE STUDENT"

14 "Do not sign this contract before you read it or if it  
15 contains any blank space. You are entitled to an exact  
16 copy of the contract you sign."

17 (14) A statement either in the enrollment agreement or  
18 separately provided and acknowledged by the student  
19 indicating the number of students who did not complete the  
20 course of instruction for which they enrolled for the past  
21 calendar year as compared to the number of students who  
22 enrolled in school during the school's past calendar year;

23 (15) The following clear and conspicuous caption:  
24 "COMPLAINTS AGAINST THIS SCHOOL MAY BE REGISTERED WITH THE  
25 DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION", set  
26 forth with the address and telephone number of the

1 Department's Complaint Intake Unit.

2 (b) If the enrollment is negotiated orally in a language  
3 other than English, then copies of the above disclosures shall  
4 be tendered in the language in which the contract was  
5 negotiated prior to executing the enrollment agreement.

6 (c) The school shall comply with all applicable  
7 requirements of the Retail Installment Sales Act in its  
8 enrollment agreement or student contracts.

9 (d) No enrollment agreement or student contract shall  
10 contain a wage assignment provision or a confession of  
11 judgment clause.

12 (e) Any provision in an enrollment agreement or student  
13 contract that purports to waive the student's right to assert  
14 against the school, or any assignee, any claim or defense he or  
15 she may have against the school arising under the contract  
16 shall be void.

17 (f) Two copies of the enrollment agreement shall be signed  
18 by the student. One copy shall be given to the student and the  
19 school shall retain the other copy as part of the student's  
20 permanent record.

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

22 (225 ILCS 410/3B-15)

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

24 Sec. 3B-15. Grounds for disciplinary action. In addition  
25 to any other cause herein set forth the Department may refuse

1 to issue or renew and may suspend, place on probation, or  
2 revoke any license to operate a school, or take any other  
3 disciplinary or non-disciplinary action that the Department  
4 may deem proper, including the imposition of fines not to  
5 exceed \$5,000 for each violation, for any one or any  
6 combination of the following causes:

7 (1) Repeated violation of any provision of this Act or  
8 any standard or rule established under this Act.

9 (2) Knowingly furnishing false, misleading, or  
10 incomplete information to the Department or failure to  
11 furnish information requested by the Department.

12 (3) Violation of any commitment made in an application  
13 for a license, including failure to maintain standards  
14 that are the same as, or substantially equivalent to,  
15 those represented in the school's applications and  
16 advertising.

17 (4) Presenting to prospective students information  
18 relating to the school, or to employment opportunities or  
19 opportunities for enrollment in institutions of higher  
20 learning after entering into or completing courses offered  
21 by the school, that is false, misleading, or fraudulent.

22 (5) Failure to provide premises or equipment or to  
23 maintain them in a safe and sanitary condition as required  
24 by law.

25 (6) Failure to maintain financial resources adequate  
26 for the satisfactory conduct of the courses of instruction

1           offered or to retain a sufficient and qualified  
2           instructional and administrative staff.

3           (7) Refusal to admit applicants on account of race,  
4           color, creed, sex, physical or mental disability unrelated  
5           to ability, religion, or national origin.

6           (8) Paying a commission or valuable consideration to  
7           any person for acts or services performed in violation of  
8           this Act.

9           (9) Attempting to confer a fraudulent degree, diploma,  
10          or certificate upon a student.

11          (10) Failure to correct any deficiency or act of  
12          noncompliance under this Act or the standards and rules  
13          established under this Act within reasonable time limits  
14          set by the Department.

15          (11) Conduct of business or instructional services  
16          other than at locations approved by the Department.

17          (12) Failure to make all of the disclosures or making  
18          inaccurate disclosures to the Department or in the  
19          enrollment agreement as required under this Act.

20          (13) Failure to make appropriate refunds as required  
21          by this Act.

22          (14) Denial, loss, or withdrawal of accreditation by  
23          any accrediting agency.

24          (15) During any calendar year, having a failure rate  
25          of 25% or greater for those of its students who for the  
26          first time take the examination authorized by the

1 Department to determine fitness to receive a license as a  
2 barber, barber teacher, cosmetologist, cosmetology  
3 teacher, esthetician, esthetician teacher, ~~hair braider,~~  
4 ~~hair braiding teacher,~~ nail technician, or nail technology  
5 teacher, provided that a student who transfers into the  
6 school having completed 50% or more of the required  
7 program and who takes the examination during that calendar  
8 year shall not be counted for purposes of determining the  
9 school's failure rate on an examination, without regard to  
10 whether that transfer student passes or fails the  
11 examination.

12 (16) Failure to maintain a written record indicating  
13 the funds received per student and funds paid out per  
14 student. Such records shall be maintained for a minimum of  
15 7 years and shall be made available to the Department upon  
16 request. Such records shall identify the funding source  
17 and amount for any student who has enrolled as well as any  
18 other item set forth by rule.

19 (17) Failure to maintain a copy of the student record  
20 as defined by rule.

21 (Source: P.A. 98-911, eff. 1-1-15; 99-143, eff. 7-27-15.)

22 (225 ILCS 410/3B-16)

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

24 Sec. 3B-16. Department of Corrections. The Secretary may  
25 waive any requirement of this Act or of the rules enacted by

1 the Department pursuant to this Act pertaining to the  
2 operation of a barber, cosmetology, esthetics, ~~hair braiding,~~  
3 or nail technology school owned or operated by the Department  
4 of Corrections and located in a correctional facility to  
5 educate inmates that is inconsistent with the mission or  
6 operations of the Department of Corrections or is detrimental  
7 to the safety and security of any correctional facility.  
8 Nothing in this Section 3B-16 exempts the Department of  
9 Corrections from the necessity of licensure.

10 (Source: P.A. 98-911, eff. 1-1-15.)

11 (225 ILCS 410/3C-8) (from Ch. 111, par. 1703C-8)

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

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

1 review of chemical service procedures, review of this Act, and  
2 review of the Workers' Compensation Act. However, at least 10  
3 of the hours of continuing education required for a nail  
4 technology teacher shall be in subjects relating to teaching  
5 methodology, educational psychology, and classroom management  
6 or in other subjects related to teaching.

7 For the initial renewal of a nail technician's license  
8 which requires continuing education, as prescribed by rule,  
9 one hour of the continuing education shall include domestic  
10 violence and sexual assault awareness education as prescribed  
11 by rule of the Department. For every subsequent renewal of a  
12 nail technician's license, one hour of the continuing  
13 education may include domestic violence and sexual assault  
14 awareness education as prescribed by rule of the Department.  
15 The one-hour domestic violence and sexual assault awareness  
16 continuing education course shall be provided by a continuing  
17 education provider approved by the Department, except that  
18 completion from March 12, 2016 to March 15, 2016 of a one-hour  
19 domestic violence and sexual assault awareness course from a  
20 domestic violence and sexual assault awareness organization  
21 shall satisfy this requirement.

22 The Department may prescribe rules regarding the  
23 requirements for domestic violence and sexual assault  
24 awareness continuing education courses and teachers.

25 The Department, in its discretion, may waive enforcement  
26 of the continuing education requirement in this Section,

1 including the domestic violence and sexual assault awareness  
2 education requirement, and shall adopt rules defining the  
3 standards and criteria for such waiver, under the following  
4 circumstances:

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

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

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

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

15 (Source: P.A. 98-911, eff. 1-1-15; 99-427, eff. 8-21-15;  
16 99-766, eff. 1-1-17.)

17 (225 ILCS 410/Art. IIID heading)

18 ARTICLE IIID. COSMETOLOGY, ESTHETICS, ~~HAIR BRAIDING,~~

19 AND NAIL TECHNOLOGY SALONS AND BARBER SHOPS

20 (Source: P.A. 96-1246, eff. 1-1-11.)

21 (225 ILCS 410/3D-5)

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

23 Sec. 3D-5. Requisites for ownership or operation of  
24 cosmetology, esthetics, ~~hair braiding,~~ and nail technology

1 salons and barber shops.

2 (a) No person, firm, partnership, limited liability  
3 company, or corporation shall own or operate a cosmetology,  
4 esthetics, ~~hair braiding~~, or nail technology salon or barber  
5 shop or employ, rent space to, or independently contract with  
6 any licensee under this Act without applying on forms provided  
7 by the Department for a certificate of registration.

8 (b) The application for a certificate of registration  
9 under this Section shall set forth the name, address, and  
10 telephone number of the proposed cosmetology, esthetics, ~~hair~~  
11 ~~braiding~~, or nail technology salon or barber shop; the name,  
12 address, and telephone number of the person, firm,  
13 partnership, or corporation that is to own or operate the  
14 salon or shop; and, if the salon or shop is to be owned or  
15 operated by an entity other than an individual, the name,  
16 address, and telephone number of the managing partner or the  
17 chief executive officer of the corporation or other entity  
18 that owns or operates the salon or shop.

19 (c) The Department shall be notified by the owner or  
20 operator of a salon or shop that is moved to a new location. If  
21 there is a change in the ownership or operation of a salon or  
22 shop, the new owner or operator shall report that change to the  
23 Department along with completion of any additional  
24 requirements set forth by rule.

25 (d) If a person, firm, partnership, limited liability  
26 company, or corporation owns or operates more than one shop or

1 salon, a separate certificate of registration must be obtained  
2 for each salon or shop.

3 (e) A certificate of registration granted under this  
4 Section may be revoked in accordance with the provisions of  
5 Article IV and the holder of the certificate may be otherwise  
6 disciplined by the Department in accordance with rules adopted  
7 under this Act.

8 (f) The Department may promulgate rules to establish  
9 additional requirements for owning or operating a salon or  
10 shop.

11 (g) The requirement of a certificate of registration as  
12 set forth in this Section shall also apply to any person, firm,  
13 partnership, limited liability company, or corporation  
14 providing barbering, cosmetology, esthetics, ~~hair braiding,~~ or  
15 nail technology services at any location not owned or rented  
16 by such person, firm, partnership, limited liability company,  
17 or corporation for these purposes or from a mobile shop or  
18 salon. Notwithstanding any provision of this Section,  
19 applicants for a certificate of registration under this  
20 subsection (g) shall report in its application the address and  
21 telephone number of its office and shall not be required to  
22 report the location where services are or will be rendered.  
23 Nothing in this subsection (g) shall apply to a sole  
24 proprietor who has no employees or contractors and is not  
25 operating a mobile shop or salon.

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

1 (225 ILCS 410/4-1)

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

3 Sec. 4-1. Powers and duties of Department. The Department  
4 shall exercise, subject to the provisions of this Act, the  
5 following functions, powers and duties:

6 (1) To cause to be conducted examinations to ascertain  
7 the qualifications and fitness of applicants for licensure  
8 as cosmetologists, estheticians, nail technicians, ~~hair~~  
9 ~~braiders,~~ or barbers and as cosmetology, esthetics, nail  
10 technology, ~~hair braiding,~~ or barber teachers.

11 (2) To determine the qualifications for licensure as  
12 (i) a cosmetologist, esthetician, nail technician, ~~hair~~  
13 ~~braider,~~ or barber, or (ii) a cosmetology, esthetics, nail  
14 technology, ~~hair braiding,~~ or barber teacher, or (iii) a  
15 cosmetology clinic teacher for persons currently holding  
16 similar licenses outside the State of Illinois or the  
17 continental U.S.

18 (3) To prescribe rules for:

19 (i) The method of examination of candidates for  
20 licensure as a cosmetologist, esthetician, nail  
21 technician, ~~hair braider,~~ or barber or cosmetology,  
22 esthetics, nail technology, ~~hair braiding,~~ or barber  
23 teacher.

24 (ii) Minimum standards as to what constitutes an  
25 approved cosmetology, esthetics, nail technology, ~~hair~~

1           ~~braiding,~~ or barber school.

2           (4) To conduct investigations or hearings on  
3 proceedings to determine disciplinary action.

4           (5) To prescribe reasonable rules governing the  
5 sanitary regulation and inspection of cosmetology,  
6 esthetics, nail technology, ~~hair braiding,~~ or barber  
7 schools, salons, or shops.

8           (6) To prescribe reasonable rules for the method of  
9 renewal for each license as a cosmetologist, esthetician,  
10 nail technician, ~~hair braider,~~ or barber or cosmetology,  
11 esthetics, nail technology, ~~hair braiding,~~ or barber  
12 teacher or cosmetology clinic teacher.

13           (7) To prescribe reasonable rules for the method of  
14 registration, the issuance, fees, renewal and discipline  
15 of a certificate of registration for the ownership or  
16 operation of cosmetology, esthetics, ~~hair braiding,~~ and  
17 nail technology salons and barber shops.

18           (8) To adopt rules concerning sanitation requirements,  
19 requirements for education on sanitation, and any other  
20 health concerns associated with threading.

21 (Source: P.A. 97-333, eff. 8-12-11; 98-911, eff. 1-1-15.)

22 (225 ILCS 410/4-2) (from Ch. 111, par. 1704-2)

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

24 Sec. 4-2. The Barber, Cosmetology, Esthetics, ~~Hair~~  
25 ~~Braiding,~~ and Nail Technology Board. There is established

1 within the Department the Barber, Cosmetology, Esthetics, ~~Hair~~  
2 ~~Braiding,~~ and Nail Technology Board, composed of 11 persons,  
3 which shall serve in an advisory capacity to the Secretary in  
4 all matters related to the practice of barbering, cosmetology,  
5 esthetics, ~~hair braiding,~~ and nail technology.

6 The 11 members of the Board shall be appointed as follows:  
7 6 licensed cosmetologists, all of whom hold a current license  
8 as a cosmetologist or cosmetology teacher and, for  
9 appointments made after the effective date of this amendatory  
10 Act of 1996, at least 2 of whom shall be an owner of or a major  
11 stockholder in a school of cosmetology, 2 of whom shall be  
12 representatives of either a franchiser or an owner operating  
13 salons in 2 or more locations within the State, one of whom  
14 shall be an independent salon owner, and no one of the  
15 cosmetologist members shall be a manufacturer, jobber, or  
16 stockholder in a factory of cosmetology articles or an  
17 immediate family member of any of the above; one of whom shall  
18 be a barber holding a current license; one member who shall be  
19 a licensed esthetician or esthetics teacher; one member who  
20 shall be a licensed nail technician or nail technology  
21 teacher; one member who shall be licensed cosmetologist,  
22 barber, nail technician, esthetician, or a licensed  
23 cosmetology, barber, esthetics, or nail technology teacher;  
24 ~~one member who shall be a licensed hair braider or hair~~  
25 ~~braiding teacher;~~ and one public member who holds no licenses  
26 issued by the Department. The Secretary shall give due

1 consideration for membership to recommendations by members of  
2 the professions and by their professional organizations.  
3 Members shall serve 4 year terms and until their successors  
4 are appointed and qualified. No member shall be reappointed to  
5 the Board for more than 2 terms. Appointments to fill  
6 vacancies shall be made in the same manner as original  
7 appointments for the unexpired portion of the vacated term.  
8 Members of the Board in office on the effective date of this  
9 amendatory Act of 1996 shall continue to serve for the  
10 duration of the terms to which they have been appointed, but  
11 beginning on that effective date all appointments of licensed  
12 cosmetologists and barbers to serve as members of the Board  
13 shall be made in a manner that will effect at the earliest  
14 possible date the changes made by this amendatory Act of 1996  
15 in the representative composition of the Board.

16 ~~For the initial appointment of a member who shall be a hair~~  
17 ~~braider or hair braiding teacher to the Board, such individual~~  
18 ~~shall not be required to possess a license at the time of~~  
19 ~~appointment, but shall have at least 5 years active practice~~  
20 ~~in the field of hair braiding and shall obtain a license as a~~  
21 ~~hair braider or a hair braiding teacher within 18 months after~~  
22 ~~appointment to the Board.~~

23 Six members of the Board shall constitute a quorum. A  
24 majority is required for Board decisions.

25 The Board shall elect a chairperson and a vice chairperson  
26 annually.

1 Board members are not liable for their acts, omissions,  
2 decisions, or other conduct in connection with their duties on  
3 the Board, except those determined to be willful, wanton, or  
4 intentional misconduct.

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

6 (225 ILCS 410/4-4) (from Ch. 111, par. 1704-4)

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

8 Sec. 4-4. Issuance of license. Whenever the provisions of  
9 this Act have been complied with, the Department shall issue a  
10 license as a cosmetologist, esthetician, nail technician, ~~hair~~  
11 ~~braider,~~ or barber, a license as a cosmetology, esthetics,  
12 nail technology, ~~hair braiding,~~ or barber teacher, or a  
13 license as a cosmetology clinic teacher as the case may be.

14 (Source: P.A. 98-911, eff. 1-1-15.)

15 (225 ILCS 410/4-6.1)

16 Sec. 4-6.1. Applicant convictions.

17 (a) When reviewing a conviction by plea of guilty or nolo  
18 contendere, finding of guilt, jury verdict, or entry of  
19 judgment or by sentencing of an initial applicant, the  
20 Department may only deny a license based upon consideration of  
21 mitigating factors provided in subsection (c) of this Section  
22 for a felony directly related to the practice of cosmetology,  
23 esthetics, ~~hair braiding,~~ nail technology, and barbering.

24 (b) The following crimes or similar offenses in any other

1 jurisdiction are hereby deemed directly related to the  
2 practice of cosmetology, esthetics, ~~hair braiding~~, nail  
3 technology, and barbering:

- 4 (1) first degree murder;
- 5 (2) second degree murder;
- 6 (3) drug induced homicide;
- 7 (4) unlawful restraint;
- 8 (5) aggravated unlawful restraint;
- 9 (6) forcible detention;
- 10 (7) involuntary servitude;
- 11 (8) involuntary sexual servitude of a minor;
- 12 (9) predatory criminal sexual assault of a child;
- 13 (10) aggravated criminal sexual assault;
- 14 (11) criminal sexual assault;
- 15 (12) criminal sexual abuse;
- 16 (13) aggravated kidnaping;
- 17 (14) aggravated robbery;
- 18 (15) armed robbery;
- 19 (16) kidnaping;
- 20 (17) aggravated battery;
- 21 (18) aggravated vehicular hijacking;
- 22 (19) terrorism;
- 23 (20) causing a catastrophe;
- 24 (21) possession of a deadly substance;
- 25 (22) making a terrorist threat;
- 26 (23) material support for terrorism;

- 1           (24) hindering prosecution of terrorism;
- 2           (25) armed violence;
- 3           (26) any felony based on consumer fraud or deceptive  
4 business practices under the Consumer Fraud and Deceptive  
5 Business Practices Act;
- 6           (27) any felony requiring registration as a sex  
7 offender under the Sex Offender Registration Act;
- 8           (28) attempt of any the offenses set forth in  
9 paragraphs (1) through (27) of this subsection (b); and
- 10          (29) convictions set forth in Section 4-20 of this  
11 Act.

12          (c) The Department shall consider any mitigating factors  
13 contained in the record, when determining the appropriate  
14 disciplinary sanction, if any, to be imposed. In addition to  
15 those set forth in Section 2105-130 of the Department of  
16 Professional Regulation Law of the Civil Administrative Code  
17 of Illinois, mitigating factors shall include the following:

- 18           (1) the bearing, if any, the criminal offense or  
19 offenses for which the person was previously convicted  
20 will have on his or her fitness or ability to perform one  
21 or more such duties and responsibilities;
- 22           (2) the time that has elapsed since the criminal  
23 conviction; and
- 24           (3) the age of the person at the time of the criminal  
25 conviction.

26          (d) The Department shall issue an annual report by January

1 31, 2018 and by January 31 each year thereafter, indicating  
2 the following:

3 (1) the number of initial applicants for a license  
4 under this Act within the preceding calendar year;

5 (2) the number of initial applicants for a license  
6 under this Act within the previous calendar year who had a  
7 conviction;

8 (3) the number of applicants with a conviction who  
9 were granted a license under this Act within the previous  
10 year;

11 (4) the number of applicants denied a license under  
12 this Act within the preceding calendar year; and

13 (5) the number of applicants denied a license under  
14 this Act solely on the basis of a conviction within the  
15 preceding calendar year.

16 (e) Nothing in this Section shall prevent the Department  
17 taking disciplinary or non-disciplinary action against a  
18 license as set forth in paragraph (2) of subsection (1) of  
19 Section 4-7 of this Act.

20 (Source: P.A. 99-876, eff. 1-1-17.)

21 (225 ILCS 410/4-7) (from Ch. 111, par. 1704-7)

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

23 Sec. 4-7. Refusal, suspension and revocation of licenses;  
24 causes; disciplinary action.

25 (1) The Department may refuse to issue or renew, and may

1 suspend, revoke, place on probation, reprimand or take any  
2 other disciplinary or non-disciplinary action as the  
3 Department may deem proper, including civil penalties not to  
4 exceed \$500 for each violation, with regard to any license for  
5 any one, or any combination, of the following causes:

6 a. For licensees, conviction of any crime under the  
7 laws of the United States or any state or territory  
8 thereof that is (i) a felony, (ii) a misdemeanor, an  
9 essential element of which is dishonesty, or (iii) a crime  
10 which is related to the practice of the profession and,  
11 for initial applicants, convictions set forth in Section  
12 4-6.1 of this Act.

13 b. Conviction of any of the violations listed in  
14 Section 4-20.

15 c. Material misstatement in furnishing information to  
16 the Department.

17 d. Making any misrepresentation for the purpose of  
18 obtaining a license or violating any provision of this Act  
19 or its rules.

20 e. Aiding or assisting another person in violating any  
21 provision of this Act or its rules.

22 f. Failing, within 60 days, to provide information in  
23 response to a written request made by the Department.

24 g. Discipline by another state, territory, or country  
25 if at least one of the grounds for the discipline is the  
26 same as or substantially equivalent to those set forth in

1           this Act.

2           h. Practice in the barber, nail technology, esthetics,  
3           ~~hair braiding,~~ or cosmetology profession, or an attempt to  
4           practice in those professions, by fraudulent  
5           misrepresentation.

6           i. Gross malpractice or gross incompetency.

7           j. Continued practice by a person knowingly having an  
8           infectious or contagious disease.

9           k. Solicitation of professional services by using  
10          false or misleading advertising.

11          l. A finding by the Department that the licensee,  
12          after having his or her license placed on probationary  
13          status, has violated the terms of probation.

14          m. Directly or indirectly giving to or receiving from  
15          any person, firm, corporation, partnership or association  
16          any fee, commission, rebate, or other form of compensation  
17          for any professional services not actually or personally  
18          rendered.

19          n. Violating any of the provisions of this Act or  
20          rules adopted pursuant to this Act.

21          o. Willfully making or filing false records or reports  
22          relating to a licensee's practice, including but not  
23          limited to, false records filed with State agencies or  
24          departments.

25          p. Habitual or excessive use or addiction to alcohol,  
26          narcotics, stimulants, or any other chemical agent or drug

1 that results in the inability to practice with reasonable  
2 judgment, skill or safety.

3 q. Engaging in dishonorable, unethical or  
4 unprofessional conduct of a character likely to deceive,  
5 defraud, or harm the public as may be defined by rules of  
6 the Department, or violating the rules of professional  
7 conduct which may be adopted by the Department.

8 r. Permitting any person to use for any unlawful or  
9 fraudulent purpose one's diploma or license or certificate  
10 of registration as a cosmetologist, nail technician,  
11 esthetician, ~~hair braider,~~ or barber or cosmetology, nail  
12 technology, esthetics, ~~hair braiding,~~ or barber teacher or  
13 salon or shop or cosmetology clinic teacher.

14 s. Being named as a perpetrator in an indicated report  
15 by the Department of Children and Family Services under  
16 the Abused and Neglected Child Reporting Act and upon  
17 proof by clear and convincing evidence that the licensee  
18 has caused a child to be an abused child or neglected child  
19 as defined in the Abused and Neglected Child Reporting  
20 Act.

21 t. Operating a salon or shop without a valid  
22 registration.

23 u. Failure to complete required continuing education  
24 hours.

25 (2) In rendering an order, the Secretary shall take into  
26 consideration the facts and circumstances involving the type

1 of acts or omissions in paragraph (1) of this Section  
2 including, but not limited to:

3 (a) the extent to which public confidence in the  
4 cosmetology, nail technology, esthetics, ~~hair braiding~~, or  
5 barbering profession was, might have been, or may be,  
6 injured;

7 (b) the degree of trust and dependence among the  
8 involved parties;

9 (c) the character and degree of harm which did result  
10 or might have resulted;

11 (d) the intent or mental state of the licensee at the  
12 time of the acts or omissions.

13 (3) The Department may reissue the license or registration  
14 upon certification by the Board that the disciplined licensee  
15 or registrant has complied with all of the terms and  
16 conditions set forth in the final order or has been  
17 sufficiently rehabilitated to warrant the public trust.

18 (4) The Department shall refuse to issue or renew or  
19 suspend without hearing the license or certificate of  
20 registration of any person who fails to file a return, or to  
21 pay the tax, penalty or interest shown in a filed return, or to  
22 pay any final assessment of tax, penalty or interest, as  
23 required by any tax Act administered by the Illinois  
24 Department of Revenue, until such time as the requirements of  
25 any such tax Act are satisfied as determined by the Department  
26 of Revenue.

1 (5) (Blank).

2 (6) All fines imposed under this Section shall be paid  
3 within 60 days after the effective date of the order imposing  
4 the fine or in accordance with the terms set forth in the order  
5 imposing the fine.

6 (Source: P.A. 99-427, eff. 8-21-15; 99-876, eff. 1-1-17;  
7 100-872, eff. 8-14-18.)

8 (225 ILCS 410/4-9) (from Ch. 111, par. 1704-9)

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

10 Sec. 4-9. Practice without a license or after suspension  
11 or revocation thereof.

12 (a) If any person violates the provisions of this Act, the  
13 Secretary may, in the name of the People of the State of  
14 Illinois, through the Attorney General of the State of  
15 Illinois, petition, for an order enjoining such violation or  
16 for an order enforcing compliance with this Act. Upon the  
17 filing of a verified petition in such court, the court may  
18 issue a temporary restraining order, without notice or bond,  
19 and may preliminarily and permanently enjoin such violation,  
20 and if it is established that such person has violated or is  
21 violating the injunction, the Court may punish the offender  
22 for contempt of court. Proceedings under this Section shall be  
23 in addition to, and not in lieu of, all other remedies and  
24 penalties provided by this Act.

25 (b) If any person shall practice as a barber,

1 cosmetologist, nail technician, ~~hair braider,~~ or esthetician,  
2 or teacher thereof or cosmetology clinic teacher or hold  
3 himself or herself out as such without being licensed under  
4 the provisions of this Act, any licensee, any interested  
5 party, or any person injured thereby may, in addition to the  
6 Secretary, petition for relief as provided in subsection (a)  
7 of this Section.

8 (c) Whenever in the opinion of the Department any person,  
9 firm, corporation, or other legal entity has violated any  
10 provision of Section 1-7 or 3D-5 of this Act, the Department  
11 may issue a rule to show cause why an order to cease and desist  
12 should not be entered against that person, firm, corporation,  
13 or legal entity. The rule shall clearly set forth the grounds  
14 relied upon by the Department and shall provide a period of 7  
15 days from the date of the rule to file an answer to the  
16 satisfaction of the Department. Failure to answer to the  
17 satisfaction of the Department shall cause an order to cease  
18 and desist to be issued immediately.

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

20 (225 ILCS 410/4-19) (from Ch. 111, par. 1704-19)

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

22 Sec. 4-19. Emergency suspension. The Secretary may  
23 temporarily suspend the license of a barber, cosmetologist,  
24 nail technician, ~~hair braider,~~ esthetician or teacher thereof  
25 or of a cosmetology clinic teacher without a hearing,

1 simultaneously with the institution of proceedings for a  
2 hearing provided for in Section 4-10 of this Act, if the  
3 Secretary finds that evidence in his possession indicates that  
4 the licensee's continuation in practice would constitute an  
5 imminent danger to the public. In the event that the Secretary  
6 suspends, temporarily, this license without a hearing, a  
7 hearing must be commenced within 30 days after such suspension  
8 has occurred.

9 (Source: P.A. 98-911, eff. 1-1-15.)

10 (225 ILCS 410/4-20) (from Ch. 111, par. 1704-20)

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

12 Sec. 4-20. Violations; penalties. Whoever violates any of  
13 the following shall, for the first offense, be guilty of a  
14 Class B misdemeanor; for the second offense, shall be guilty  
15 of a Class A misdemeanor; and for all subsequent offenses,  
16 shall be guilty of a Class 4 felony and be fined not less than  
17 \$1,000 or more than \$5,000.

18 (1) The practice of cosmetology, nail technology,  
19 esthetics, ~~hair braiding~~, or barbering or an attempt to  
20 practice cosmetology, nail technology, esthetics, ~~hair~~  
21 ~~braiding~~, or barbering without a license as a cosmetologist,  
22 nail technician, esthetician, ~~hair braider~~, or barber; or the  
23 practice or attempt to practice as a cosmetology, nail  
24 technology, esthetics, ~~hair braiding~~, or barber teacher  
25 without a license as a cosmetology, nail technology,

1 esthetics, ~~hair braiding,~~ or barber teacher; or the practice  
2 or attempt to practice as a cosmetology clinic teacher without  
3 a proper license.

4 (2) The obtaining of or an attempt to obtain a license or  
5 money or any other thing of value by fraudulent  
6 misrepresentation.

7 (3) Practice in the barber, nail technology, cosmetology,  
8 ~~hair braiding,~~ or esthetic profession, or an attempt to  
9 practice in those professions, by fraudulent  
10 misrepresentation.

11 (4) Wilfully making any false oath or affirmation whenever  
12 an oath or affirmation is required by this Act.

13 (5) The violation of any of the provisions of this Act.

14 (Source: P.A. 98-911, eff. 1-1-15.)

15 (225 ILCS 410/Art. IIIIE rep.)

16 Section 20. The Barber, Cosmetology, Esthetics, Hair  
17 Braiding, and Nail Technology Act of 1985 is amended by  
18 repealing Article IIIIE.

19 Section 25. The Unified Code of Corrections is amended by  
20 changing Section 5-5-5 as follows:

21 (730 ILCS 5/5-5-5) (from Ch. 38, par. 1005-5-5)

22 Sec. 5-5-5. Loss and restoration of rights.

23 (a) Conviction and disposition shall not entail the loss

1 by the defendant of any civil rights, except under this  
2 Section and Sections 29-6 and 29-10 of The Election Code, as  
3 now or hereafter amended.

4 (b) A person convicted of a felony shall be ineligible to  
5 hold an office created by the Constitution of this State until  
6 the completion of his sentence.

7 (b-5) Notwithstanding any other provision of law, a person  
8 convicted of a felony, bribery, perjury, or other infamous  
9 crime for an offense committed on or after the effective date  
10 of this amendatory Act of the 103rd General Assembly and  
11 committed while he or she was serving as a public official in  
12 this State is ineligible to hold any local public office or any  
13 office created by the Constitution of this State unless the  
14 person's conviction is reversed, the person is again restored  
15 to such rights by the terms of a pardon for the offense, the  
16 person has received a restoration of rights by the Governor,  
17 or the person's rights are otherwise restored by law.

18 (c) A person sentenced to imprisonment shall lose his  
19 right to vote until released from imprisonment.

20 (d) On completion of sentence of imprisonment or upon  
21 discharge from probation, conditional discharge or periodic  
22 imprisonment, or at any time thereafter, all license rights  
23 and privileges granted under the authority of this State which  
24 have been revoked or suspended because of conviction of an  
25 offense shall be restored unless the authority having  
26 jurisdiction of such license rights finds after investigation

1 and hearing that restoration is not in the public interest.  
2 This paragraph (d) shall not apply to the suspension or  
3 revocation of a license to operate a motor vehicle under the  
4 Illinois Vehicle Code.

5 (e) Upon a person's discharge from incarceration or  
6 parole, or upon a person's discharge from probation or at any  
7 time thereafter, the committing court may enter an order  
8 certifying that the sentence has been satisfactorily completed  
9 when the court believes it would assist in the rehabilitation  
10 of the person and be consistent with the public welfare. Such  
11 order may be entered upon the motion of the defendant or the  
12 State or upon the court's own motion.

13 (f) Upon entry of the order, the court shall issue to the  
14 person in whose favor the order has been entered a certificate  
15 stating that his behavior after conviction has warranted the  
16 issuance of the order.

17 (g) This Section shall not affect the right of a defendant  
18 to collaterally attack his conviction or to rely on it in bar  
19 of subsequent proceedings for the same offense.

20 (h) No application for any license specified in subsection  
21 (i) of this Section granted under the authority of this State  
22 shall be denied by reason of an eligible offender who has  
23 obtained a certificate of relief from disabilities, as defined  
24 in Article 5.5 of this Chapter, having been previously  
25 convicted of one or more criminal offenses, or by reason of a  
26 finding of lack of "good moral character" when the finding is

1 based upon the fact that the applicant has previously been  
2 convicted of one or more criminal offenses, unless:

3 (1) there is a direct relationship between one or more  
4 of the previous criminal offenses and the specific license  
5 sought; or

6 (2) the issuance of the license would involve an  
7 unreasonable risk to property or to the safety or welfare  
8 of specific individuals or the general public.

9 In making such a determination, the licensing agency shall  
10 consider the following factors:

11 (1) the public policy of this State, as expressed in  
12 Article 5.5 of this Chapter, to encourage the licensure  
13 and employment of persons previously convicted of one or  
14 more criminal offenses;

15 (2) the specific duties and responsibilities  
16 necessarily related to the license being sought;

17 (3) the bearing, if any, the criminal offenses or  
18 offenses for which the person was previously convicted  
19 will have on his or her fitness or ability to perform one  
20 or more such duties and responsibilities;

21 (4) the time which has elapsed since the occurrence of  
22 the criminal offense or offenses;

23 (5) the age of the person at the time of occurrence of  
24 the criminal offense or offenses;

25 (6) the seriousness of the offense or offenses;

26 (7) any information produced by the person or produced

1 on his or her behalf in regard to his or her rehabilitation  
2 and good conduct, including a certificate of relief from  
3 disabilities issued to the applicant, which certificate  
4 shall create a presumption of rehabilitation in regard to  
5 the offense or offenses specified in the certificate; and

6 (8) the legitimate interest of the licensing agency in  
7 protecting property, and the safety and welfare of  
8 specific individuals or the general public.

9 (i) A certificate of relief from disabilities shall be  
10 issued only for a license or certification issued under the  
11 following Acts:

12 (1) the Animal Welfare Act; except that a certificate  
13 of relief from disabilities may not be granted to provide  
14 for the issuance or restoration of a license under the  
15 Animal Welfare Act for any person convicted of violating  
16 Section 3, 3.01, 3.02, 3.03, 3.03-1, or 4.01 of the Humane  
17 Care for Animals Act or Section 26-5 or 48-1 of the  
18 Criminal Code of 1961 or the Criminal Code of 2012;

19 (2) the Illinois Athletic Trainers Practice Act;

20 (3) the Barber, Cosmetology, Esthetics, ~~Hair Braiding,~~  
21 and Nail Technology Act of 1985;

22 (4) the Boiler and Pressure Vessel Repairer Regulation  
23 Act;

24 (5) the Boxing and Full-contact Martial Arts Act;

25 (6) the Illinois Certified Shorthand Reporters Act of  
26 1984;

- 1 (7) the Illinois Farm Labor Contractor Certification
- 2 Act;
- 3 (8) the Registered Interior Designers Act;
- 4 (9) the Illinois Professional Land Surveyor Act of
- 5 1989;
- 6 (10) the Landscape Architecture Registration Act;
- 7 (11) the Marriage and Family Therapy Licensing Act;
- 8 (12) the Private Employment Agency Act;
- 9 (13) the Professional Counselor and Clinical
- 10 Professional Counselor Licensing and Practice Act;
- 11 (14) the Real Estate License Act of 2000;
- 12 (15) the Illinois Roofing Industry Licensing Act;
- 13 (16) the Professional Engineering Practice Act of
- 14 1989;
- 15 (17) the Water Well and Pump Installation Contractor's
- 16 License Act;
- 17 (18) the Electrologist Licensing Act;
- 18 (19) the Auction License Act;
- 19 (20) the Illinois Architecture Practice Act of 1989;
- 20 (21) the Dietitian Nutritionist Practice Act;
- 21 (22) the Environmental Health Practitioner Licensing
- 22 Act;
- 23 (23) the Funeral Directors and Embalmers Licensing
- 24 Code;
- 25 (24) (blank);
- 26 (25) the Professional Geologist Licensing Act;

1           (26) the Illinois Public Accounting Act; and  
2           (27) the Structural Engineering Practice Act of 1989.  
3           (Source: P.A. 102-284, eff. 8-6-21; 103-562, eff. 11-17-23.)

4           Section 30. The Human Trafficking Resource Center Notice  
5           Act is amended by changing Section 5 as follows:

6           (775 ILCS 50/5)

7           Sec. 5. Posted notice required.

8           (a) Each of the following businesses and other  
9           establishments shall, upon the availability of the model  
10          notice described in Section 15 of this Act, post a notice that  
11          complies with the requirements of this Act in a conspicuous  
12          place near the public entrance of the establishment, in all  
13          restrooms open to the public, or in another conspicuous  
14          location in clear view of the public and employees where  
15          similar notices are customarily posted:

16          (1) On premise consumption retailer licensees under  
17          the Liquor Control Act of 1934 where the sale of alcoholic  
18          liquor is the principal business carried on by the  
19          licensee at the premises and primary to the sale of food.

20          (2) Adult entertainment facilities, as defined in  
21          Section 5-1097.5 of the Counties Code.

22          (3) Primary airports, as defined in Section 47102(16)  
23          of Title 49 of the United States Code.

24          (4) Intercity passenger rail or light rail stations.

1 (5) Bus stations.

2 (6) Truck stops. For purposes of this Act, "truck  
3 stop" means a privately-owned and operated facility that  
4 provides food, fuel, shower or other sanitary facilities,  
5 and lawful overnight truck parking.

6 (7) Emergency rooms within general acute care  
7 hospitals, in which case the notice may be posted by  
8 electronic means.

9 (8) Urgent care centers, in which case the notice may  
10 be posted by electronic means.

11 (9) Farm labor contractors. For purposes of this Act,  
12 "farm labor contractor" means: (i) any person who for a  
13 fee or other valuable consideration recruits, supplies, or  
14 hires, or transports in connection therewith, into or  
15 within the State, any farmworker not of the contractor's  
16 immediate family to work for, or under the direction,  
17 supervision, or control of, a third person; or (ii) any  
18 person who for a fee or other valuable consideration  
19 recruits, supplies, or hires, or transports in connection  
20 therewith, into or within the State, any farmworker not of  
21 the contractor's immediate family, and who for a fee or  
22 other valuable consideration directs, supervises, or  
23 controls all or any part of the work of the farmworker or  
24 who disburses wages to the farmworker. However, "farm  
25 labor contractor" does not include full-time regular  
26 employees of food processing companies when the employees

1 are engaged in recruiting for the companies if those  
2 employees are not compensated according to the number of  
3 farmworkers they recruit.

4 (10) Privately-operated job recruitment centers.

5 (11) Massage establishments. As used in this Act,  
6 "massage establishment" means a place of business in which  
7 any method of massage therapy is administered or practiced  
8 for compensation. "Massage establishment" does not  
9 include: an establishment at which persons licensed under  
10 the Medical Practice Act of 1987, the Illinois Physical  
11 Therapy Act, or the Naprapathic Practice Act engage in  
12 practice under one of those Acts; a business owned by a  
13 sole licensed massage therapist; or a cosmetology or  
14 esthetics salon registered under the Barber, Cosmetology,  
15 Esthetics, ~~Hair Braiding,~~ and Nail Technology Act of 1985.

16 (b) The Department of Transportation shall, upon the  
17 availability of the model notice described in Section 15 of  
18 this Act, post a notice that complies with the requirements of  
19 this Act in a conspicuous place near the public entrance of  
20 each roadside rest area or in another conspicuous location in  
21 clear view of the public and employees where similar notices  
22 are customarily posted.

23 (c) The owner of a hotel or motel shall, upon the  
24 availability of the model notice described in Section 15 of  
25 this Act, post a notice that complies with the requirements of  
26 this Act in a conspicuous and accessible place in or about the

1 premises in clear view of the employees where similar notices  
2 are customarily posted.

3 (d) The organizer of a public gathering or special event  
4 that is conducted on property open to the public and requires  
5 the issuance of a permit from the unit of local government  
6 shall post a notice that complies with the requirements of  
7 this Act in a conspicuous and accessible place in or about the  
8 premises in clear view of the public and employees where  
9 similar notices are customarily posted.

10 (e) The administrator of a public or private elementary  
11 school or public or private secondary school shall post a  
12 printout of the downloadable notice provided by the Department  
13 of Human Services under Section 15 that complies with the  
14 requirements of this Act in a conspicuous and accessible place  
15 chosen by the administrator in the administrative office or  
16 another location in view of school employees. School districts  
17 and personnel are not subject to the penalties provided under  
18 subsection (a) of Section 20.

19 (f) The owner of an establishment registered under the  
20 Tattoo and Body Piercing Establishment Registration Act shall  
21 post a notice that complies with the requirements of this Act  
22 in a conspicuous and accessible place in clear view of  
23 establishment employees.

24 (Source: P.A. 102-4, eff. 4-27-21; 102-131, eff. 1-1-22;  
25 102-813, eff. 5-13-22.)

1 Section 35. The Child Labor Law of 2024 is amended by  
2 changing Section 40 as follows:

3 (820 ILCS 206/40)

4 Sec. 40. Restrictions on employment of minors.

5 (a) No person shall employ, allow, or permit a minor to  
6 work:

7 (1) in any mechanic's garage, including garage pits,  
8 repairing cars, trucks, or other vehicles or using garage  
9 lifting racks;

10 (2) in the oiling, cleaning, or wiping of machinery or  
11 shafting;

12 (3) in or about any mine or quarry;

13 (4) in stone cutting or polishing;

14 (5) in any factory work;

15 (6) in or about any plant manufacturing explosives or  
16 articles containing explosive components, or in the use or  
17 transportation of same;

18 (7) in or about plants manufacturing iron or steel,  
19 ore reduction works, smelters, foundries, forging shops,  
20 hot rolling mills or any other place in which the heating,  
21 melting, or heat treatment of metals is carried on;

22 (8) in the operation of machinery used in the cold  
23 rolling of heavy metal stock, or in the operation of  
24 power-driven punching, shearing, stamping, or metal plate  
25 bending machines;

1           (9) in or about logging, sawmills or lath, shingle, or  
2 cooperage-stock mills;

3           (10) in the operation of power-driven woodworking  
4 machines, or off-bearing from circular saws;

5           (11) in the operation and repair of freight elevators  
6 or hoisting machines and cranes;

7           (12) in spray painting;

8           (13) in occupations involving exposure to lead or its  
9 compounds;

10          (14) in occupations involving exposure to acids, dyes,  
11 chemicals, dust, gases, vapors, or fumes that are known or  
12 suspected to be dangerous to humans;

13          (15) in any occupation subject to the Amusement Ride  
14 and Attraction Safety Act;

15          (16) in oil refineries, gasoline blending plants, or  
16 pumping stations on oil transmission lines;

17          (17) in the operation of laundry, dry cleaning, or  
18 dyeing machinery;

19          (18) in occupations involving exposure to radioactive  
20 substances;

21          (19) in or about any filling station or service  
22 station, except that this prohibition does not extend to  
23 employment within attached convenience stores, food  
24 service, or retail establishments;

25          (20) in construction work, including demolition and  
26 repair;

- 1           (21) in any energy generation or transmission service;
- 2           (22) in public and private utilities and related  
3 services;
- 4           (23) in operations in or in connection with  
5 slaughtering, meat packing, poultry processing, and fish  
6 and seafood processing;
- 7           (24) in operations which involve working on an  
8 elevated surface, with or without use of equipment,  
9 including, but not limited to, ladders and scaffolds;
- 10          (25) in security positions or any occupations that  
11 require the use or carrying of a firearm or other weapon;
- 12          (26) in occupations which involve the handling or  
13 storage of human blood, human blood products, human body  
14 fluids, or human body tissues;
- 15          (27) in any mill, cannery, factory, workshop, or coal,  
16 brick, or lumber yard;
- 17          (28) any occupation which is prohibited for minors  
18 under federal law; or
- 19          (29) in any other occupation or working condition  
20 determined by the Director to be hazardous.

21          (b) No person shall employ, allow, or permit a minor to  
22 work at:

- 23           (1) any cannabis business establishment subject to the  
24 Cannabis Regulation and Tax Act or Compassionate Use of  
25 Medical Cannabis Program Act;
- 26           (2) any establishment subject to the Live Adult

1 Entertainment Facility Surcharge Act;

2 (3) any firearm range or gun range used for  
3 discharging a firearm in a sporting event, for practice or  
4 instruction in the use of a firearm, or the testing of a  
5 firearm;

6 (4) any establishment in which items containing  
7 alcohol for consumption are manufactured, distilled,  
8 brewed, or bottled;

9 (5) any establishment where the primary activity is  
10 the sale of alcohol or tobacco;

11 (6) an establishment operated by any holder of an  
12 owners license subject to the Illinois Gambling Act; or

13 (7) any other establishment which State or federal law  
14 prohibits minors from entering or patronizing.

15 (c) An employer shall not allow minors to draw, mix, pour,  
16 or serve any item containing alcohol or otherwise handle any  
17 open containers of alcohol. An employer shall make reasonable  
18 efforts to ensure that minors are unable to access alcohol.

19 (d) An employer may allow minors aged 14 and 15 to work in  
20 retail stores, except that an employer shall not allow minors  
21 to handle or be able to access any goods or products which are  
22 illegal for minors to purchase or possess.

23 (e) No person shall employ, allow, or permit an unlicensed  
24 minor to perform work in the practice of barber, cosmetology,  
25 esthetics, ~~hair braiding,~~ and nail technology services  
26 requiring a license under the Barber, Cosmetology, Esthetics,

1 ~~Hair Braiding,~~ and Nail Technology Act of 1985, except for  
2 students enrolled in a school and performing barber,  
3 cosmetology, esthetics, ~~hair braiding,~~ and nail technology  
4 services in accordance with that Act and rules adopted under  
5 that Act.

6 (f) A person may employ, allow, or permit a minor to  
7 perform office or administrative support work that does not  
8 expose the minor to the work prohibited in this Section.

9 (Source: P.A. 103-721, eff. 1-1-25.)

10 Section 99. Effective date. This Act takes effect upon  
11 becoming law.

1	INDEX	
2	Statutes amended in order of appearance	
3	5 ILCS 80/4.36	
4	225 ILCS 57/30	
5	225 ILCS 410/1-1	from Ch. 111, par. 1701-1
6	225 ILCS 410/1-2	from Ch. 111, par. 1701-2
7	225 ILCS 410/1-4	
8	225 ILCS 410/1-7	from Ch. 111, par. 1701-7
9	225 ILCS 410/1-7.5	
10	225 ILCS 410/1-7.10	
11	225 ILCS 410/1-10	from Ch. 111, par. 1701-10
12	225 ILCS 410/1-11	from Ch. 111, par. 1701-11
13	225 ILCS 410/Art. IIIB	
14	heading	
15	225 ILCS 410/3B-1	from Ch. 111, par. 1703B-1
16	225 ILCS 410/3B-10	
17	225 ILCS 410/3B-11	
18	225 ILCS 410/3B-12	
19	225 ILCS 410/3B-15	
20	225 ILCS 410/3B-16	
21	225 ILCS 410/3C-8	from Ch. 111, par. 1703C-8
22	225 ILCS 410/Art. IIID	
23	heading	
24	225 ILCS 410/3D-5	
25	225 ILCS 410/4-1	

1	225 ILCS 410/4-2	from Ch. 111, par. 1704-2
2	225 ILCS 410/4-4	from Ch. 111, par. 1704-4
3	225 ILCS 410/4-6.1	
4	225 ILCS 410/4-7	from Ch. 111, par. 1704-7
5	225 ILCS 410/4-9	from Ch. 111, par. 1704-9
6	225 ILCS 410/4-19	from Ch. 111, par. 1704-19
7	225 ILCS 410/4-20	from Ch. 111, par. 1704-20
8	225 ILCS 410/Art. IIIE	
9	rep.	
10	730 ILCS 5/5-5-5	from Ch. 38, par. 1005-5-5
11	775 ILCS 50/5	
12	820 ILCS 206/40	