



Rep. Kelly M. Burke

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LRB101 08690 RPS 60413 a

1 AMENDMENT TO SENATE BILL 1684

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1684 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Regulatory Sunset Act is amended by  
5 changing Section 4.30 by adding Section 4.40 as follows:

6 (5 ILCS 80/4.30)

7 Sec. 4.30. Acts repealed on January 1, 2020. The following  
8 Acts are repealed on January 1, 2020:

9 The Auction License Act.

10 The Community Association Manager Licensing and  
11 Disciplinary Act.

12 ~~The Illinois Architecture Practice Act of 1989.~~

13 The Illinois Landscape Architecture Act of 1989.

14 The Illinois Professional Land Surveyor Act of 1989.

15 The Orthotics, Prosthetics, and Pedorthics Practice Act.

16 The Perfusionist Practice Act.

1 The Pharmacy Practice Act.

2 The Professional Engineering Practice Act of 1989.

3 The Real Estate License Act of 2000.

4 The Structural Engineering Practice Act of 1989.

5 (Source: P.A. 100-497, eff. 9-8-17; 100-534, eff. 9-22-17;  
6 100-863, eff. 8-14-18.)

7 (5 ILCS 80/4.40 new)

8 Sec. 4.40. Act repealed on January 1, 2030. The following  
9 Act is repealed on January 1, 2030:

10 The Illinois Architecture Practice Act of 1989.

11 Section 10. The Illinois Architecture Practice Act of 1989  
12 is amended by changing Sections 4, 6, 8, 9, 10, 11, 12, 13, 14,  
13 16, 17, 17.5, 18, 19, 20, 21, 22, 23, 23.5, 24, 25, 26, 27, 28,  
14 29, 30, 31, 32, 33, 34, and 37 and by adding Section 4.1 as  
15 follows:

16 (225 ILCS 305/4) (from Ch. 111, par. 1304)

17 (Section scheduled to be repealed on January 1, 2020)

18 Sec. 4. Definitions. In this Act:

19 "Address of record" means the designated address recorded  
20 by the Department in the applicant's or licensee's application  
21 file or license file maintained by the Department's licensure  
22 maintenance unit. ~~It is the duty of the applicant or licensee~~  
23 ~~to inform the Department of any change of address, and such~~

1 ~~changes must be made either through the Department's website or~~  
2 ~~by directly contacting the Department.~~

3 "Architect, Retired" means a person who has been duly  
4 licensed as an architect by the Department and who chooses to  
5 place on inactive status or not renew his or her license  
6 pursuant to Section 17.5 ~~of this Act.~~

7 "Architectural associate intern" means an unlicensed  
8 person who has completed the education requirements, is  
9 actively participating in the diversified professional  
10 training, and maintains in good standing a training record as  
11 required for licensure by this Act and may use the title  
12 "architectural associate intern", but may not independently  
13 engage in the practice of architecture.

14 "Board" means the Illinois Architecture Licensing Board  
15 appointed by the Secretary.

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

18 "Design build" ~~or and~~ "design build entity" means the  
19 project delivery process defined in 68 Ill. Adm. Code 1150.85,  
20 and any amendments or changes thereto.

21 "Email address of record" means the designated email  
22 address recorded by the Department in the applicant's  
23 application file or the licensee's license file as maintained  
24 by the Department's licensure maintenance unit.

25 "Public health" as related to the practice of architecture  
26 means the state of the well-being of the body or mind of the

1 building user.

2 "Public safety" as related to the practice of architecture  
3 means the state of being reasonably free from risk of danger,  
4 damage, or injury.

5 "Public welfare" as related to the practice of architecture  
6 means the well-being of the building user resulting from the  
7 state of a physical environment that accommodates human  
8 activity.

9 "Secretary" means the Secretary of Financial and  
10 Professional Regulation.

11 (Source: P.A. 96-610, eff. 8-24-09.)

12 (225 ILCS 305/4.1 new)

13 Sec. 4.1. Address of record; email address of record. All  
14 applicants and licensees shall:

15 (1) provide a valid address and email address to the  
16 Department, which shall serve as the address of record and  
17 email address of record, respectively, at the time of  
18 application for licensure or renewal of a license; and

19 (2) inform the Department of any change of address of  
20 record or email address of record within 14 days after such  
21 change either through the Department's website or by  
22 contacting the Department's licensure maintenance unit.

23 (225 ILCS 305/6) (from Ch. 111, par. 1306)

24 (Section scheduled to be repealed on January 1, 2020)

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

11           (a) Technical submissions are the designs, drawings, and  
12 specifications that which establish the scope of the  
13 architecture to be constructed, the standard of quality for  
14 materials, workmanship, equipment, and construction systems,  
15 and the studies and other technical reports and calculations  
16 prepared in the course of the practice of architecture.

17           (b) All technical submissions intended for use in the State  
18 of Illinois shall be prepared and administered in accordance  
19 with standards of reasonable professional skill and diligence.  
20 Care shall be taken to reflect the requirements of State  
21 statutes and, where applicable, county and municipal  
22 ordinances in such submissions. In recognition that architects  
23 are licensed for the protection of the public health, safety,  
24 and welfare, submissions shall be of such quality and scope,  
25 and be so administered, as to conform to professional  
26 standards.

1        (c) No officer, board, commission, or other public entity  
2 who receives technical submissions shall accept for filing or  
3 approval any technical submissions relating to services  
4 requiring the involvement of an architect that do not bear the  
5 seal and signature of an architect licensed under this Act.

6        (d) It is unlawful to affix one's seal to technical  
7 submissions if it masks the true identity of the person who  
8 actually exercised responsible control of the preparation of  
9 such work. An architect who seals and signs technical  
10 submissions is not responsible for damage caused by subsequent  
11 changes to or uses of those technical submissions where the  
12 subsequent changes or uses, including changes or uses made by  
13 State or local governmental agencies, are not authorized or  
14 approved in writing by the architect who originally sealed and  
15 signed the technical submissions.

16        (Source: P.A. 96-610, eff. 8-24-09.)

17        (225 ILCS 305/8) (from Ch. 111, par. 1308)

18        (Section scheduled to be repealed on January 1, 2020)

19        Sec. 8. Powers and duties of the Department.

20        (a) The ~~(1) Subject to the provisions of this Act, the~~  
21 Department shall, subject to the provisions of this Act,  
22 exercise the following functions, powers, and duties:

23        (1) Authorize ~~(a) conduct~~ examinations to ascertain  
24 the qualifications and fitness of applicants for licensure  
25 ~~as architects,~~ and pass upon the qualifications and fitness

1 of applicants for licensure by endorsement.†

2 (2) Adopt ~~(b) prescribe~~ rules for a method of  
3 examination of candidates.†

4 (3) Adopt ~~(c) prescribe~~ rules defining what  
5 constitutes an approved architectural program. ~~a school,~~  
6 ~~college or university, or department of a university, or~~  
7 ~~other institution, reputable and in good standing, to~~  
8 ~~determine whether or not a school, college or university,~~  
9 ~~or department of a university, or other institution is~~  
10 ~~reputable and in good standing by reference to compliance~~  
11 ~~with such rules, and to terminate the approval of such~~  
12 ~~school, college or university or department of a university~~  
13 ~~or other institution that refuses admittance to applicants~~  
14 ~~solely on the basis of race, color, creed, sex or national~~  
15 ~~origin.~~ The Department may adopt, as its own rules relating  
16 to education requirements, those guidelines published from  
17 time to time by the National Architectural Accrediting  
18 Board.†

19 (4) Adopt ~~(d) prescribe~~ rules for diversified  
20 professional training.†

21 (5) Conduct hearings on proceedings to refuse to issue,  
22 renew, or restore licenses or registrations, revoke  
23 licenses or registrations, suspend licenses or  
24 registrations, or place on probation or reprimand persons  
25 or entities licensed or registered under the provisions of  
26 this Act. ~~(e) conduct oral interviews, disciplinary~~

1 ~~conferences and formal evidentiary hearings on proceedings~~  
2 ~~to impose fines or to suspend, revoke, place on~~  
3 ~~probationary status, reprimand, and refuse to issue or~~  
4 ~~restore any license issued under the provisions of this Act~~  
5 ~~for the reasons set forth in Section 22 of this Act;~~

6 (6) Issue ~~(f) issue~~ licenses and registrations to those  
7 who meet the requirements of this Act. ~~†~~

8 (7) Adopt ~~(g) formulate and publish~~ rules necessary or  
9 appropriate to carrying out the provisions of this Act;

10 (8) Maintain ~~(h) maintain~~ membership in the National  
11 Council of Architectural Registration Boards and  
12 participate in activities of the Council by designation of  
13 individuals for the various classifications of membership  
14 and the appointment of delegates for attendance at regional  
15 and national meetings of the Council. All costs associated  
16 with membership and attendance of such delegates to any  
17 national meetings may be funded from the Design  
18 Professionals Administration and Investigation Fund. ~~† and~~

19 (9) Review ~~(i) review~~ such applicant qualifications to  
20 sit for the examination or for licensure that the Board  
21 designates pursuant to Section 10 ~~of this Act.~~

22 (10) Conduct investigations related to possible  
23 violations of this Act.

24 (11) Post on the Department's website a newsletter  
25 describing the most recent changes in this Act and the  
26 rules adopted under this Act and containing information of



1        any final disciplinary action that has been ordered under  
2        this Act since the date of the last newsletter.

3        (b) ~~(2)~~ Upon the issuance of any final decision or order  
4 that deviates from any report or recommendation of the Board  
5 relating to the qualification of applicants, discipline of  
6 licensees or registrants, or adoption ~~promulgation~~ of rules,  
7 the Secretary shall notify the Board on any such deviation and  
8 shall specify with particularity the reasons for the action in  
9 ~~with an explanation of the deviation and provide a reasonable~~  
10 ~~time for the Board to submit comments to the Secretary~~  
11 ~~regarding~~ the final decision or order. The Department may at  
12 any time seek the expert advice and knowledge of the Board on  
13 any matter relating to the enforcement of this Act.

14        (c) ~~(3)~~ The Department may in its discretion, but shall not  
15 be required to, employ or utilize the legal services of outside  
16 counsel and the investigative services of outside personnel to  
17 assist the Department. However, no attorney employed or used by  
18 the Department shall prosecute a matter or provide legal  
19 services to the Department or Board with respect to the same  
20 matter.

21        (Source: P.A. 98-976, eff. 8-15-14.)

22        (225 ILCS 305/9) (from Ch. 111, par. 1309)

23        (Section scheduled to be repealed on January 1, 2020)

24        Sec. 9. ~~Creation of the~~ Board. The Secretary ~~Director~~ shall  
25 appoint an Architecture Licensing Board consisting ~~which will~~

1 ~~consist~~ of 7 ~~6~~ members who shall serve in an advisory capacity  
2 to the Secretary. All members of the Board shall be residents  
3 of Illinois. Six ~~Five~~ members shall (i) hold a valid  
4 architecture license in Illinois and have held the license  
5 under this Act for the preceding 10 years, and (ii) not have  
6 been disciplined within the preceding 10 years under this Act.  
7 One architect ~~be architects, one of whom~~ shall be a tenured  
8 member of the architectural faculty of an Illinois ~~public~~  
9 university accredited by the National Architectural  
10 Accrediting Board. ~~The other 4 shall be architects, residing in~~  
11 ~~this State, who have been engaged in the practice of~~  
12 ~~architecture at least 10 years.~~ In addition to the 6 ~~5~~  
13 architects, there shall be one public member. The public member  
14 shall be a voting member and shall not be licensed under this  
15 Act or any other design profession licensing Act that the  
16 Department administers ~~not hold a license as an architect,~~  
17 ~~professional engineer, structural engineer or land surveyor.~~

18 Board members shall serve 5-year ~~5-year~~ terms and until  
19 their successors are appointed and qualified. In appointing  
20 members ~~making the designation of persons~~ to the Board, the  
21 Secretary ~~Director~~ shall give due consideration to  
22 recommendations by members and organizations of the  
23 architecture profession.

24 The membership of the Board should reasonably reflect  
25 representation from the geographic areas in this State.

26 No member shall be reappointed to the Board for a term

1 which would cause his or her continuous service on the Board to  
2 be longer than 2 consecutive 5-year terms ~~10 successive years~~.

3 Appointments to fill vacancies shall be made in the same  
4 manner as original appointments, for the unexpired portion of  
5 the vacated term.

6 Four members of the Board shall constitute a quorum. A  
7 quorum is required for Board decisions.

8 The Secretary ~~Director~~ may remove any member of the Board  
9 for misconduct, incompetence, or neglect of duty, or for  
10 reasons prescribed by law for removal of State officials.

11 The Secretary ~~Director~~ may remove a member of the Board who  
12 does not attend 2 consecutive meetings.

13 Notice of proposed rulemaking shall be transmitted to the  
14 Board and the Department shall review the response of the Board  
15 and any recommendations made therein. The Department may, at  
16 any time, seek the expert advice and knowledge of the Board on  
17 any matter relating to the administration or enforcement of  
18 this Act.

19 Members of the Board are not liable for damages in any  
20 action or proceeding as a result of activities performed as  
21 members of the Board, except upon proof of actual malice. ~~are~~  
22 ~~immune from suit in any action based upon any disciplinary~~  
23 ~~proceedings or other activities performed in good faith as~~  
24 ~~members of the Board.~~

25 Members of the Board shall be reimbursed for all  
26 legitimate, necessary, and authorized expenses.

1 (Source: P.A. 98-976, eff. 8-15-14.)

2 (225 ILCS 305/10) (from Ch. 111, par. 1310)

3 (Section scheduled to be repealed on January 1, 2020)

4 Sec. 10. Powers and duties of the Board. Subject to the  
5 provisions of this Act, the Board shall exercise the following  
6 functions, powers, and duties:

7 (a) The Board shall hold at least 3 regular meetings  
8 each year, conducted in accordance with the Open Meetings  
9 Act.

10 (b) The Board shall annually elect a Chairperson and a  
11 Vice Chairperson who shall be Illinois licensed  
12 architects.

13 (c) The Board, upon request by the Department, may make  
14 a curriculum evaluation or use a nationally certified  
15 evaluation service to determine if courses conform to the  
16 requirements of approved architectural programs.

17 ~~(d) The Board shall assist the Department in conducting~~  
18 ~~oral interviews, disciplinary conferences and formal~~  
19 ~~evidentiary hearings.~~

20 (d) ~~(e)~~ The Department may, at any time, seek the  
21 expert advice and knowledge of the Board on any matter  
22 relating to the enforcement of this Act.

23 (e) ~~(f)~~ The Board may appoint a subcommittee to serve  
24 as a Complaint Committee to recommend the disposition of  
25 case files according to procedures established by rule in

1 68 Ill. Adm. Code 1150.95, and any amendments or changes  
2 thereto.

3 (f) The Board shall assist the Department in conducting  
4 oral interviews, disciplinary conferences, informal  
5 conferences, and formal evidentiary hearings.

6 (g) The Board shall review applicant qualifications to  
7 sit for the examination or for licensure and shall make  
8 recommendations to the Department except for those  
9 applicant qualifications that the Board designates as  
10 routinely acceptable. ~~The Department shall review the~~  
11 ~~Board's recommendations on applicant qualifications. The~~  
12 ~~Secretary shall notify the Board with an explanation of any~~  
13 ~~deviation from the Board's recommendation on applicant~~  
14 ~~qualifications. After review of the Secretary's~~  
15 ~~explanation of his or her reasons for deviation, the Board~~  
16 ~~shall have the opportunity to comment upon the Secretary's~~  
17 ~~decision.~~

18 ~~(h) The Board may submit comments to the Secretary~~  
19 ~~within a reasonable time from notification of any final~~  
20 ~~decision or order from the Secretary that deviates from any~~  
21 ~~report or recommendation of the Board relating to the~~  
22 ~~qualifications of applicants, unlicensed practice,~~  
23 ~~discipline of licensees or registrants, or promulgation of~~  
24 ~~rules.~~

25 (h) ~~(i)~~ The Board may recommend that the Department  
26 contract with an individual or a corporation or other

1 business entity to assist in the providing of  
2 investigative, legal, prosecutorial, and other services  
3 necessary to perform its duties pursuant to subsection (c)  
4 ~~(3)~~ of Section 8 of this Act.

5 (Source: P.A. 98-976, eff. 8-15-14.)

6 (225 ILCS 305/11) (from Ch. 111, par. 1311)

7 (Section scheduled to be repealed on January 1, 2020)

8 Sec. 11. Application for licensure ~~original license~~.

9 (a) Applications for original licenses ~~licensure~~ shall be  
10 made to the Department in writing on forms or electronically as  
11 prescribed by the Department and shall be accompanied by the  
12 required fee, which is not refundable. All applications shall  
13 contain information that, in the judgment of the Department,  
14 will enable the Department to pass on the qualifications of the  
15 applicant for a license as an architect. ~~Any such application~~  
16 ~~shall require information as in the judgment of the Department~~  
17 ~~will enable the Department to pass on the qualifications of the~~  
18 ~~applicant to practice architecture.~~ The Department may require  
19 an applicant, at the applicant's expense, to have an evaluation  
20 of the applicant's education in a foreign country by an  
21 evaluation service approved by the Department ~~Board~~ in  
22 accordance with rules prescribed by the Department.

23 (b) Applicants have 3 years from the date of application to  
24 complete the application process. If the process has not been  
25 completed in 3 years, the application shall be denied, the fee

1 shall be forfeited, and the applicant must reapply and meet the  
2 requirements in effect at the time of reapplication.

3 ~~An applicant who has graduated from an architectural~~  
4 ~~program outside the United States or its territories and whose~~  
5 ~~first language is not English shall submit certification of~~  
6 ~~passage of the Test of English as a Foreign Language (TOEFL)~~  
7 ~~and a test of spoken English as defined by rule. However, any~~  
8 ~~such applicant who subsequently earns an advanced degree from~~  
9 ~~an accredited educational institution in the United States or~~  
10 ~~its territories shall not be subject to this requirement.~~

11 (Source: P.A. 98-993, eff. 1-1-15.)

12 (225 ILCS 305/12) (from Ch. 111, par. 1312)

13 (Section scheduled to be repealed on January 1, 2020)

14 Sec. 12. Examinations, ~~subjects, failure or refusal to take~~  
15 ~~examination.~~

16 (a) The Department shall authorize examinations of  
17 applicants for a license under this Act at such times and  
18 places as it may determine. The examination shall be of a  
19 character to give a fair test of the qualifications of the  
20 applicant to practice as an architect.

21 (b) An applicant for examination is required to pay, either  
22 to the Department or the designated testing service, a fee  
23 covering the cost of providing the examination. Failure to  
24 appear for the examination on the scheduled date, at the time  
25 and place specified, after the applicant's application for

1 examination has been received and acknowledged by the  
2 Department or the designated testing service, shall result in  
3 the forfeiture of the examination fee.

4 (c) If an applicant fails to pass an examination for  
5 licensure under this Act within 3 years after filing the  
6 application, the application shall be denied. However, such  
7 applicant may thereafter make a new application for examination  
8 accompanied by the required fee and must furnish proof of  
9 meeting the qualifications for examination in effect at the  
10 time of the new application.

11 ~~The Department shall authorize examination of applicants as~~  
12 ~~architects at such times and places as it may determine. The~~  
13 ~~examination shall be in English and shall be written or written~~  
14 ~~and graphic. It shall include at a minimum the following~~  
15 ~~subjects:~~

16 ~~(a) pre design (environmental analysis, architectural~~  
17 ~~programming, and application of principles of project~~  
18 ~~management and coordination);~~

19 ~~(b) site planning (site analysis, design and~~  
20 ~~development, parking, and application of zoning~~  
21 ~~requirements);~~

22 ~~(c) building planning (conceptual planning of~~  
23 ~~functional and space relationships, building design,~~  
24 ~~interior space layout, barrier free design, and the~~  
25 ~~application of the life safety code requirements and~~  
26 ~~principles of energy efficient design);~~



1           ~~(d) building technology (application of structural~~  
2           ~~systems, building components, and mechanical and~~  
3           ~~electrical systems);~~

4           ~~(e) general structures (identification, resolution,~~  
5           ~~and incorporation of structural systems and the long span~~  
6           ~~design on the technical aspects of the design of buildings~~  
7           ~~and the process and construction);~~

8           ~~(f) lateral forces (identification and resolution of~~  
9           ~~the effects of lateral forces on the technical aspects of~~  
10           ~~the design of buildings and the process of construction);~~

11           ~~(g) mechanical and electrical systems (as applied to~~  
12           ~~the design of buildings, including plumbing and acoustical~~  
13           ~~systems);~~

14           ~~(h) materials and methods (as related to the design of~~  
15           ~~buildings and the technical aspects of construction); and~~

16           ~~(i) construction documents and services (conduct of~~  
17           ~~architectural practice as it relates to construction~~  
18           ~~documents, bidding, and construction administration and~~  
19           ~~contractual documents from beginning to end of a building~~  
20           ~~project).~~

21           ~~It shall be the responsibility of the applicant to be~~  
22           ~~familiar with this Act and its rules.~~

23           Examination subject matter headings and bases on which  
24           examinations are graded shall be indicated in rules pertaining  
25           to this Act. The Department may adopt the examinations and  
26           grading procedures of the National Council of Architectural

1 Registration Boards. ~~Content of any particular examination~~  
2 ~~shall not be considered public record under the Freedom of~~  
3 ~~Information Act.~~

4 ~~If an applicant neglects without an approved excuse or~~  
5 ~~refuses to take the next available examination offered for~~  
6 ~~licensure under this Act, the fee paid by the applicant shall~~  
7 ~~be forfeited. If an applicant fails to pass an examination for~~  
8 ~~licensure under this Act within 3 years after filing an~~  
9 ~~application, the application shall be denied. The applicant~~  
10 ~~may, however, make a new application for examination~~  
11 ~~accompanied by the required fee and must furnish proof of~~  
12 ~~meeting the qualifications for examination in effect at the~~  
13 ~~time of the new application.~~

14 (d) An applicant shall have 5 years from the passage of the  
15 first examination to successfully complete all examinations  
16 required by rule of the Department.

17 ~~The Department may by rule prescribe additional subjects~~  
18 ~~for examination.~~

19 (e) An applicant has one year from the date of notification  
20 of successful completion of all the examination and experience  
21 requirements to apply to the Department for a license. If an  
22 applicant fails to apply within one year, the applicant shall  
23 be required to again take and pass the examination, unless the  
24 Department, upon recommendation of the Board, determines that  
25 there is sufficient cause for the delay that is not due to the  
26 fault of the applicant.

1 (Source: P.A. 98-976, eff. 8-15-14.)

2 (225 ILCS 305/13) (from Ch. 111, par. 1313)

3 (Section scheduled to be repealed on January 1, 2020)

4 Sec. 13. Qualifications of applicants. Any person who is of  
5 good moral character may apply for licensure if he or she is a  
6 graduate with a first professional degree in architecture from  
7 a program accredited by the National Architectural Accrediting  
8 Board, has completed the examination requirements set forth  
9 under Section 12 ~~of this Act~~, and has completed such  
10 diversified professional training, including academic  
11 training, as is required by rules of the Department. ~~Until~~  
12 ~~January 1, 2016, in lieu of the requirement of graduation with~~  
13 ~~a first professional degree in architecture from a program~~  
14 ~~accredited by the National Architectural Accrediting Board,~~  
15 ~~the Department may admit an applicant who is a graduate with a~~  
16 ~~pre professional 4 year baccalaureate degree accepted for~~  
17 ~~direct entry into a first professional master of architecture~~  
18 ~~degree program, and who has completed such additional~~  
19 ~~diversified professional training, including academic~~  
20 ~~training, as is required by rules of the Department.~~ The  
21 Department may adopt, as its own rules relating to diversified  
22 professional training, those guidelines published from time to  
23 time by the National Council of Architectural Registration  
24 Boards.

25 Good moral character means such character as will enable a

1 person to discharge the ~~fiduciary~~ duties of an architect to  
2 that person's client and to the public in a manner that ~~which~~  
3 protects health, safety, and welfare. Evidence of inability to  
4 discharge such duties may include the commission of an offense  
5 justifying discipline under Section 22. In addition, the  
6 Department may take into consideration whether the applicant  
7 has engaged in conduct or actions that would constitute grounds  
8 for discipline under this Act.

9 (Source: P.A. 98-288, eff. 8-9-13.)

10 (225 ILCS 305/14) (from Ch. 111, par. 1314)

11 (Section scheduled to be repealed on January 1, 2020)

12 Sec. 14. Seal ~~Display of license; seal. Every holder of a~~  
13 ~~license as an architect shall display it in a conspicuous place~~  
14 ~~in the principal office of the architect.~~ Every architect shall  
15 have a reproducible seal, or facsimile, the impression ~~print~~ of  
16 which shall contain the name of the architect, the license  
17 number, and the words "Licensed Architect, State of Illinois".  
18 The architect shall affix the signature, current date, date of  
19 license expiration, and seal to the first sheet of any bound  
20 set or loose sheets of technical submissions used ~~utilized~~ as  
21 contract documents between the parties to the contract or  
22 prepared for the review and approval of any governmental or  
23 public authority having jurisdiction by that architect or under  
24 that architect's responsible control. The sheet of technical  
25 submissions in which the seal is affixed shall indicate those

1 documents or parts thereof for which the seal shall apply. The  
2 seal and dates may be electronically affixed. The licensee may  
3 provide, at his or her sole discretion, an original signature  
4 in the licensee's handwriting, a scanned copy of the document  
5 bearing an original signature, or a signature generated by a  
6 computer. All technical submissions issued by any corporation,  
7 partnership, professional service corporation, or professional  
8 design firm as registered under this Act shall contain the  
9 corporate or assumed business name and design firm registration  
10 number, in addition to any other seal requirements as set forth  
11 in this Section.

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

22 An architect licensed under this Act ~~the laws of this~~  
23 ~~jurisdiction~~ shall not sign and seal technical submissions that  
24 were not prepared by or under the responsible control of the  
25 architect except that:

26 (1) the architect may sign and seal those portions of

1 the technical submissions that were prepared by or under  
2 the responsible control of persons who hold a license under  
3 this Act, and who ~~shall~~ have signed and sealed the  
4 documents, if the architect has reviewed in whole or in  
5 part such portions and has either coordinated their  
6 preparation or integrated them into his or her work;

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

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

23 The architect exercising responsible control under which  
24 the technical submissions ~~documents~~ or portions of the  
25 technical submissions ~~documents~~ were prepared shall be  
26 identified on the technical submissions ~~documents~~ or portions

1 of the technical submissions ~~documents~~ by name and Illinois  
2 license number.

3 Any architect who signs and seals technical submissions not  
4 prepared by that architect but prepared under the architect's  
5 responsible control by persons not regularly employed in the  
6 office where the architect is resident shall maintain and make  
7 available to the board upon request for at least 5 years  
8 following such signing and sealing, adequate and complete  
9 records demonstrating the nature and extent of the architect's  
10 control over and detailed professional knowledge of such  
11 technical submissions throughout their preparation.

12 (Source: P.A. 98-289, eff. 1-1-14; 98-976, eff. 8-15-14.)

13 (225 ILCS 305/16) (from Ch. 111, par. 1316)

14 (Section scheduled to be repealed on January 1, 2020)

15 Sec. 16. Renewal, reinstatement, or restoration of  
16 license; persons ~~licenses; renewal; restoration; architects~~ in  
17 military service.

18 (a) The expiration date and renewal period for each license  
19 issued under this Act shall be set by rule. The holder of a  
20 license may renew such license during the month preceding the  
21 expiration date thereof by paying the required fee.

22 (b) An architect who has permitted his or her license to  
23 expire or who has had his or her license placed on inactive  
24 status may have his or her license restored by making  
25 application to the Department and filing proof acceptable to

1 the Department of his or her fitness to have his or her license  
2 restored, including, but not limited to, sworn evidence  
3 certifying to active practice in another jurisdiction  
4 satisfactory to the Department, and by paying the required  
5 restoration fee as determined by rule.

6 ~~If the person has not maintained an active practice in~~  
7 ~~another jurisdiction satisfactory to the Department, the Board~~  
8 ~~shall determine, by an evaluation program established by rule,~~  
9 ~~that person's fitness to resume active status and may require~~  
10 ~~that person to successfully complete an examination.~~

11 ~~Any person whose license has been expired for more than 3~~  
12 ~~years may have his license restored by making application to~~  
13 ~~the Department and filing proof acceptable to the Department of~~  
14 ~~his fitness to have his license restored, including sworn~~  
15 ~~evidence certifying to active practice in another~~  
16 ~~jurisdiction, and by paying the required restoration fee.~~

17 (c) An architect ~~However, any person~~ whose license has  
18 expired while ~~he has been~~ engaged (1) in federal service on  
19 active duty with the Armed Forces Army of the United States,  
20 ~~the United States Navy, the Marine Corps, the Air Force, the~~  
21 ~~Coast Guard,~~ or the State Militia called into ~~the~~ service or  
22 training ~~of the United States of America~~, or (2) in training or  
23 education under the supervision of the United States  
24 preliminary to induction into the military service, may have a  
25 ~~his~~ license restored or reinstated without paying any lapsed  
26 reinstatement, renewal, ~~fees~~ or restoration fees ~~fee~~ if within



1 2 years after termination other than by dishonorable discharge  
2 of such service, training, or education and the Department is  
3 furnished with satisfactory evidence that the licensee has been  
4 so engaged in the practice of architecture and that such  
5 service, training, or education has been so terminated ~~other~~  
6 ~~than by dishonorable discharge he furnishes the Department with~~  
7 ~~an affidavit to the effect that he has been so engaged and that~~  
8 ~~his service, training or education has been so terminated.~~

9 (Source: P.A. 98-976, eff. 8-15-14.)

10 (225 ILCS 305/17) (from Ch. 111, par. 1317)

11 (Section scheduled to be repealed on January 1, 2020)

12 Sec. 17. Inactive status; ~~restoration~~. A person licensed  
13 under this Act ~~Any architect,~~ who notifies the Department in  
14 writing on forms prescribed by the Department, may elect to  
15 place his or her license on an inactive status and shall,  
16 subject to rules of the Department, be excused from payment of  
17 renewal fees until he or she notifies the Department in writing  
18 of his or her desire to resume active status.

19 ~~Any architect requesting restoration from inactive status~~  
20 ~~shall be required to pay the current renewal fee and shall have~~  
21 ~~his or her license restored as provided in Section 16 of this~~  
22 ~~Act.~~

23 Any architect whose license is in an inactive status shall  
24 not practice architecture in the State of Illinois.

25 (Source: P.A. 98-976, eff. 8-15-14.)

1 (225 ILCS 305/17.5)

2 (Section scheduled to be repealed on January 1, 2020)

3 Sec. 17.5. Architect, Retired.

4 (a) Pursuant to Section 2105-15 of the Department of  
5 Professional Regulation Law of the Civil Administrative Code of  
6 Illinois, ~~the Department may grant~~ the title "Architect,  
7 Retired" may be used by ~~to~~ any person who has been duly  
8 licensed as an architect under this Act ~~by the Department~~ and  
9 who has chosen to place on inactive status or not renew his or  
10 her license. Those persons using ~~granted~~ the title "Architect,  
11 Retired" may request restoration to active status under the  
12 applicable provisions of this Act.

13 (b) The use of the title "Architect, Retired" shall not  
14 constitute representation of current licensure. Any person  
15 without an active license shall not be permitted to practice  
16 architecture as defined in this Act.

17 (c) Nothing in this Section shall be construed to require  
18 the Department to issue any certificate, credential, or other  
19 official document indicating that a person may use ~~has been~~  
20 ~~granted~~ the title "Architect, Retired".

21 (Source: P.A. 96-610, eff. 8-24-09.)

22 (225 ILCS 305/18) (from Ch. 111, par. 1318)

23 (Section scheduled to be repealed on January 1, 2020)

24 Sec. 18. Endorsement.

1       (a) The Department may, upon application in writing on  
2 forms or electronically accompanied by the required fee, issue  
3 a license as an architect to an applicant licensed under the  
4 laws of another state, the District of Columbia, or a territory  
5 of the United States if the requirements for licensure in that  
6 jurisdiction were, on the date of original licensure,  
7 substantially equivalent to the requirements then in force in  
8 this State.

9       (b) If the accuracy of any submitted documentation or  
10 relevance or sufficiency of the coursework or experience is  
11 questioned by the Department or the Board because of a lack of  
12 information, discrepancies or conflicts in information given,  
13 or a need for clarification, the applicant seeking licensure  
14 may be required to provide additional information.

15 ~~The Department may, in its discretion, license as an architect,~~  
16 ~~without examination on payment of the required fee, an~~  
17 ~~applicant who is an architect licensed under the laws of~~  
18 ~~another state or territory, if the requirements for licensure~~  
19 ~~in the state or territory in which the applicant was licensed~~  
20 ~~were, at the date of his licensure, substantially equivalent to~~  
21 ~~the requirements in force in this State on that date.~~

22       (c) Applicants have 3 years from the date of application to  
23 complete the application process. If the process has not been  
24 completed within the 3 years, the application shall be denied,  
25 the fee shall be forfeited, and the applicant must reapply and  
26 meet the requirements in effect at the time of reapplication.

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

2 (225 ILCS 305/19) (from Ch. 111, par. 1319)

3 (Section scheduled to be repealed on January 1, 2020)

4 Sec. 19. Fees.

5 (a) The Department shall provide by rule for a schedule of  
6 fees to be paid for licenses or registrations by all  
7 applicants. All fees are not refundable.

8 (b) The fees for the administration and enforcement of this  
9 Act, including, but not limited to, original licensure, firm  
10 registration, renewal, and restoration, shall be set by rule by  
11 the Department.

12 (c) All of the fees and fines collected as authorized under  
13 this Act pursuant to this Section shall be deposited in the  
14 Design Professionals Administration and Investigation Fund. Of  
15 the moneys deposited into the Design Professionals  
16 Administration and Investigation Fund, the Department may use  
17 such funds as necessary and available to produce and distribute  
18 newsletters to persons licensed under this Act.

19 ~~Any person who delivers a check or other payment to the~~  
20 ~~Department that is returned to the Department unpaid by the~~  
21 ~~financial institution upon which it is drawn shall pay to the~~  
22 ~~Department, in addition to the amount already owed to the~~  
23 ~~Department, a fine of \$50. The fines imposed by this Section~~  
24 ~~are in addition to any other discipline provided under this Act~~  
25 ~~for unlicensed practice or practice on a nonrenewed license.~~

1 ~~The Department shall notify the person that payment of fees and~~  
2 ~~finer shall be paid to the Department by certified check or~~  
3 ~~money order within 30 calendar days of the notification. If,~~  
4 ~~after the expiration of 30 days from the date of the~~  
5 ~~notification, the person has failed to submit the necessary~~  
6 ~~remittance, the Department shall automatically terminate the~~  
7 ~~license or certificate or deny the application, without~~  
8 ~~hearing. If, after termination or denial, the person seeks a~~  
9 ~~license or certificate, he or she shall apply to the Department~~  
10 ~~for restoration or issuance of the license or certificate and~~  
11 ~~pay all fees and fines due to the Department. The Department~~  
12 ~~may establish a fee for the processing of an application for~~  
13 ~~restoration of a license or certificate to pay all expenses of~~  
14 ~~processing this application. The Director may waive the fines~~  
15 ~~due under this Section in individual cases where the Director~~  
16 ~~finds that the fines would be unreasonable or unnecessarily~~  
17 ~~burdensome.~~

18 (Source: P.A. 91-133, eff. 1-1-00; 92-146, eff. 1-1-02.)

19 (225 ILCS 305/20) (from Ch. 111, par. 1320)

20 (Section scheduled to be repealed on January 1, 2020)

21 Sec. 20. Roster of licensees and registrants. The  
22 Department shall maintain a roster showing the address of  
23 record of individuals and entities who hold licenses or  
24 registrations under this Act. ~~A roster showing the names and~~  
25 ~~addresses of all architects, architectural corporations and~~

1 ~~partnerships and professional design firms licensed or~~  
2 ~~registered under this Act shall be prepared by the Department~~  
3 ~~each year.~~ This roster shall be ~~organized by discipline and~~  
4 available ~~by discipline~~ upon written request and payment of the  
5 required fee.

6 (Source: P.A. 94-543, eff. 8-10-05.)

7 (225 ILCS 305/21) (from Ch. 111, par. 1321)

8 (Section scheduled to be repealed on January 1, 2020)

9 Sec. 21. Professional design firm registration;  
10 conditions.

11 (a) Nothing in this Act shall prohibit the formation, under  
12 ~~the provisions of~~ the Professional Service Corporation Act, of  
13 a corporation to offer the practice of architecture.

14 Any business, including, but not limited to, a Professional  
15 Service Corporation, that includes the practice of  
16 architecture within its stated purposes, practices  
17 architecture, or holds itself out as available to practice  
18 architecture shall register with the Department under this  
19 Section. Any professional service corporation, sole  
20 proprietorship, or professional design firm offering  
21 architectural services must have a resident architect in  
22 responsible charge of the architectural practices in each  
23 location in which architectural services are provided who shall  
24 be designated as a managing agent.

25 Any sole proprietorship not owned and operated by an

1 Illinois licensed design professional licensed under this Act  
2 is prohibited from offering architectural services to the  
3 public. "Illinois licensed design professional" means a person  
4 who holds an active license as an architect under this Act, as  
5 a structural engineer under the Structural Engineering  
6 Practice Act of 1989, as a professional engineer under the  
7 Professional Engineering Practice Act of 1989, or as a  
8 professional land surveyor under the Professional Land  
9 Surveyor Act of 1989. Any sole proprietorship owned and  
10 operated by an architect with an active license issued under  
11 this Act and conducting or transacting such business under an  
12 assumed name in accordance with ~~the provisions of~~ the Assumed  
13 Business Name Act shall comply with the registration  
14 requirements of a professional design firm. Any sole  
15 proprietorship owned and operated by an architect with an  
16 active license issued under this Act and conducting or  
17 transacting such business under the real name of the sole  
18 proprietor is exempt from the registration requirements of a  
19 professional design firm.

20 (b) Any business corporation, including, but not limited  
21 to, a Professional Service Corporation, partnership, limited  
22 liability company, or professional design firm seeking to be  
23 registered under this Section shall not be registered as a  
24 professional design firm unless:

25 (1) two-thirds of the board of directors, in the case  
26 of a corporation, or two-thirds of the general partners, in

1           the case of a partnership, or two-thirds of the members, in  
2           the case of a limited liability company, are licensed under  
3           the laws of any State to practice architecture,  
4           professional engineering, land surveying, or structural  
5           engineering; and

6           (2) a managing agent is (A) a sole proprietor or a  
7           director in the case of a corporation, a general partner in  
8           the case of a partnership, or a member in the case of a  
9           limited liability company, and (B) holds a license under  
10          this Act.

11          Any corporation, limited liability company, professional  
12          service corporation, or partnership qualifying under this  
13          Section and practicing in this State shall file with the  
14          Department any information concerning its officers, directors,  
15          members, managers, partners or beneficial owners as the  
16          Department may, by rule, require.

17          (c) No business shall offer the practice or hold itself out  
18          as available to offer the practice of architecture until it is  
19          registered with the Department as a professional design firm.  
20          Every entity registered as a professional design firm shall  
21          display its certificate of registration or a facsimile thereof  
22          in a conspicuous place in each office offering architectural  
23          services.

24          (d) Any business seeking to be registered under this  
25          Section shall make application on a form provided by the  
26          Department and shall provide any information requested by the



1 Department, which shall include but shall not be limited to all  
2 of the following:

3 (1) The name and architect's license number of at least  
4 one person designated as a managing agent. In the case of a  
5 corporation, the corporation shall also submit a certified  
6 copy of the resolution by the board of directors  
7 designating at least one managing agent. If a limited  
8 liability company, the company shall submit a certified  
9 copy of either its articles of organization or operating  
10 agreement designating at least one managing agent.

11 (2) The names and architect's, professional  
12 engineer's, structural engineer's, or land surveyor's  
13 license numbers of the directors, in the case of a  
14 corporation, the members, in the case of a limited  
15 liability company, or general partners, in the case of a  
16 partnership.

17 (3) A list of all locations at which the professional  
18 design firm provides architectural services.

19 (4) A list of all assumed names of the business.  
20 Nothing in this Section shall be construed to exempt a  
21 business from compliance with the requirements of the  
22 Assumed Business Name Act.

23 It is the responsibility of the professional design firm to  
24 provide the Department notice, in writing, of any changes in  
25 the information requested on the application.

26 (e) If ~~In the event~~ a managing agent is terminated or

1 terminates his or her status as managing agent of the  
2 professional design firm, the managing agent and the  
3 professional design firm shall notify the Department of this  
4 fact in writing, by regular ~~certified~~ mail or email, within 10  
5 business days of termination.

6 Thereafter, the professional design firm, if it has so  
7 informed the Department, has 30 days in which to notify the  
8 Department of the name and architect's license number of the  
9 architect who is the newly designated managing agent. If a  
10 corporation, the corporation shall also submit a certified copy  
11 of a resolution by the board of directors designating the new  
12 managing agent. If a limited liability company, the company  
13 shall also submit a certified copy of either its articles of  
14 organization or operating agreement designating the new  
15 managing agent. The Department may, upon good cause shown,  
16 extend the original 30-day ~~30-day~~ period.

17 If the professional design firm has not notified the  
18 Department in writing, by regular ~~certified~~ mail or email,  
19 within the specified time, the registration shall be terminated  
20 without prior hearing. Notification of termination shall be  
21 sent by regular ~~certified~~ mail to the address of record. If the  
22 professional design firm continues to operate and offer  
23 architectural services after the termination, the Department  
24 may seek prosecution under Sections ~~22, 36,~~ and 23.5 ~~36a~~ of  
25 ~~this Act~~ for the unlicensed practice of architecture.

26 (f) No professional design firm shall be relieved of

1 responsibility for the conduct or acts of its agents,  
2 employees, or officers by reason of its compliance with this  
3 Section, nor shall any individual practicing architecture be  
4 relieved of the responsibility for professional services  
5 performed by reason of the individual's employment or  
6 relationship with a professional design firm registered under  
7 this Section.

8 (g) Disciplinary action against a professional design firm  
9 registered under this Section shall be administered in the same  
10 manner and on the same grounds as disciplinary action against a  
11 licensed architect. All disciplinary action taken or pending  
12 against a corporation or partnership before the effective date  
13 of this amendatory Act of 1993 shall be continued or remain in  
14 effect without the Department filing separate actions.

15 (Source: P.A. 98-976, eff. 8-15-14.)

16 (225 ILCS 305/22) (from Ch. 111, par. 1322)

17 (Section scheduled to be repealed on January 1, 2020)

18 Sec. 22. Grounds for disciplinary action ~~Refusal,~~  
19 ~~suspension and revocation of licenses; causes.~~

20 (a) The Department may, ~~singularly or in combination,~~  
21 refuse to issue or, renew a license ~~or restore,~~ or may ~~suspend,~~  
22 revoke, suspend, place on probation, reprimand, or take other  
23 disciplinary or non-disciplinary action the Department may  
24 deem proper ~~as deemed appropriate,~~ including fines not to  
25 exceed \$10,000 for each violation, ~~but not limited to, the~~

1 ~~imposition of fines not to exceed \$10,000 for each violation,~~  
2 ~~as the Department may deem proper,~~ with regard to any a license  
3 issued under this Act, for any one or a combination of the  
4 following reasons ~~causes~~:

5 (1) Material ~~material~~ misstatement in furnishing  
6 information to the Department.~~†~~

7 (2) Negligence ~~negligence~~, incompetence, or misconduct  
8 in the practice of architecture.~~†~~

9 (3) Failure ~~failure~~ to comply with any of the  
10 provisions of this Act or any of the rules. ~~†~~

11 (4) Fraud or ~~making~~ any misrepresentation in applying  
12 for or procuring a license or registration under this Act  
13 or in connection with applying for renewal or restoration  
14 of a license or registration under this Act. ~~for the~~  
15 ~~purpose of obtaining licensure,~~

16 (5) Purposefully ~~purposefully~~ making false statements  
17 or signing false statements, certificates or affidavits to  
18 induce payment.~~†~~

19 (6) Conviction ~~conviction~~ of or entry of a plea of  
20 guilty or nolo contendere, finding of guilt, jury verdict,  
21 or entry of judgment or sentencing, including, but not  
22 limited to, convictions, preceding sentences of  
23 supervision, conditional discharge, or first offender  
24 probation to any crime that is a felony under the laws of  
25 any jurisdiction of the United States ~~or any state or~~  
26 ~~territory thereof or~~ that is (i) a misdemeanor, an

1 essential element of which is dishonesty, ~~or any crime~~ that  
2 is directly related to the practice of the profession of  
3 architecture or (ii) a felony.†

4 (7) Aiding ~~aiding~~ or assisting another ~~person~~ in  
5 violating any provision of this Act or the ~~its~~ rules  
6 adopted under this Act.†

7 (8) Failing to provide information in response to a  
8 written request made by the Department within 60 days after  
9 receipt of the written request. ~~signing, affixing the~~  
10 ~~architect's seal or permitting the architect's seal to be~~  
11 ~~affixed to any technical submission not prepared by the~~  
12 ~~architect or under that architect's responsible control;~~

13 (9) Engaging ~~engaging~~ in dishonorable, unethical or  
14 unprofessional conduct of a character likely to deceive,  
15 defraud or harm the public.†

16 (10) Habitual ~~habitual~~ or excessive use or abuse of  
17 drugs defined in law as controlled substances, ~~addiction to~~  
18 alcohol, narcotics, stimulants, or any other substances  
19 ~~chemical agent or drug~~ that results in the inability to  
20 practice with reasonable judgment, skill, or safety.†

21 (11) Making ~~making~~ a statement of compliance pursuant  
22 to the Environmental Barriers Act that technical  
23 submissions prepared by the architect or prepared under the  
24 architect's responsible control for construction or  
25 alteration of an occupancy required to be in compliance  
26 with the Environmental Barriers Act are in compliance with

1 the Environmental Barriers Act when such technical  
2 submissions are not in compliance. †

3 (12) A finding by the Department that an applicant or  
4 licensee has failed to pay a fine imposed by the  
5 Department. ~~a finding by the Board that an applicant or~~  
6 ~~registrant has failed to pay a fine imposed by the~~  
7 ~~Department or a registrant, whose license has been placed~~  
8 ~~on probationary status, has violated the terms of~~  
9 ~~probation;~~

10 (13) A finding by the Department that the licensee,  
11 after having his or her license placed on probationary  
12 status, has violated or failed to comply with the terms of  
13 probation. ~~discipline by another state, territory, foreign~~  
14 ~~country, the District of Columbia, the United States~~  
15 ~~government, or any other governmental agency, if at least~~  
16 ~~one of the grounds for discipline is the same or~~  
17 ~~substantially equivalent to those set forth herein;~~

18 (14) Inability to practice the profession with  
19 reasonable judgment, skill, or safety as a result of  
20 physical illness, including, but not limited to,  
21 deterioration through the aging process, loss of motor  
22 skill, mental illness, or disability. ~~failure to provide~~  
23 ~~information in response to a written request made by the~~  
24 ~~Department within 30 days after the receipt of such written~~  
25 ~~request;~~

26 (15) Discipline by another state, territory, foreign

1 country, the District of Columbia, the United States  
2 government, or any other governmental agency if at least  
3 one of the grounds for discipline is the same or  
4 substantially equivalent to those set forth in this Act.

5 ~~physical illness, including, but not limited to,~~  
6 ~~deterioration through the aging process or loss of motor~~  
7 ~~skill, mental illness, or disability which results in the~~  
8 ~~inability to practice the profession with reasonable~~  
9 ~~judgment, skill, and safety, including without limitation~~  
10 ~~deterioration through the aging process, mental illness,~~  
11 ~~or disability.~~

12 (16) The making of any willfully false oath or  
13 affirmation in any matter or proceeding where an oath or  
14 affirmation is required by this Act.

15 (17) Using or attempting to use an expired, inactive,  
16 suspended, or revoked license or the certificate or seal of  
17 another or impersonating another licensee.

18 (19) Signing, affixing, or allowing the architect's  
19 seal to be affixed to any technical submission not prepared  
20 by the architect or under the architect's responsible  
21 control.

22 (a-5) In enforcing this Section, the Department or Board,  
23 upon a showing of a possible violation, may order a licensee or  
24 applicant to submit to a mental or physical examination, or  
25 both, at the expense of the Department. The Department or Board  
26 may order the examining physician to present testimony

1 concerning his or her examination of the licensee or applicant.  
2 No information shall be excluded by reason of any common law or  
3 statutory privilege relating to communications between the  
4 licensee or applicant and the examining physician. The  
5 examining physicians shall be specifically designated by the  
6 Board or Department. The licensee or applicant may have, at his  
7 or her own expense, another physician of his or her choice  
8 present during all aspects of the examination. Failure of a  
9 licensee or applicant to submit to any such examination when  
10 directed, without reasonable cause as defined by rule, shall be  
11 grounds for either the immediate suspension of his or her  
12 license or immediate denial of his or her application.

13 If the Secretary immediately suspends the license of a  
14 licensee for his or her failure to submit to a mental or  
15 physical examination when directed, a hearing must be convened  
16 by the Department within 15 days after the suspension and  
17 completed without appreciable delay.

18 If the Secretary otherwise suspends a license pursuant to  
19 the results of the licensee's mental or physical examination, a  
20 hearing must be convened by the Department within 15 days after  
21 the suspension and completed without appreciable delay. The  
22 Department and Board shall have the authority to review the  
23 licensee's record of treatment and counseling regarding the  
24 relevant impairment or impairments to the extent permitted by  
25 applicable federal statutes and regulations safeguarding the  
26 confidentiality of medical records.



1 Any licensee suspended under this subsection (a-5) shall be  
2 afforded an opportunity to demonstrate to the Department or  
3 Board that he or she can resume practice in compliance with the  
4 acceptable and prevailing standards under the provisions of his  
5 or her license.

6 (b) The determination by a circuit court that a licensee is  
7 subject to involuntary admission or judicial admission, as  
8 provided in the Mental Health and Developmental Disabilities  
9 Code, operates as an automatic suspension. Such suspension will  
10 end only upon a finding by a court that the patient is no  
11 longer subject to involuntary admission or judicial admission,  
12 the issuance of an order so finding and discharging the  
13 patient, and the recommendation of the Board to the Secretary  
14 that the licensee be allowed to resume practice.

15 (c) (Blank).

16 (d) If ~~In cases where~~ the Department of Healthcare and  
17 Family Services (formerly the Department of Public Aid) has  
18 previously determined that a licensee or a potential licensee  
19 is more than 30 days delinquent in the payment of child support  
20 and has subsequently certified the delinquency to the  
21 Department, the Department shall refuse to issue or renew or  
22 shall revoke or suspend that person's license or shall take  
23 other disciplinary action against that person based solely upon  
24 the certification of delinquency made by the Department of  
25 Healthcare and Family Services in accordance with subdivision  
26 (a) (5) of Section 2105-15 of the Department of Professional

1 Regulation Law of the Civil Administrative Code of Illinois.

2       (e) The Department shall refuse to issue or renew or shall  
3 revoke or suspend a person's license or entity's registration  
4 or shall take other disciplinary action against that person or  
5 entity for his or her failure to file a return, to pay the tax,  
6 penalty, or interest shown in a filed return, or to pay any  
7 final assessment of tax, penalty, or interest as required by  
8 any tax Act administered by the Department of Revenue, until  
9 the requirements of the tax Act are satisfied in accordance  
10 with subsection (g) of Section 2105-15 of the Department of  
11 Professional Regulation Law of the Civil Administrative Code of  
12 Illinois. ~~The Department shall deny a license or renewal~~  
13 ~~authorized by this Act to a person who has failed to file a~~  
14 ~~return, to pay the tax, penalty, or interest shown in a filed~~  
15 ~~return, or to pay any final assessment of tax, penalty, or~~  
16 ~~interest as required by any tax Act administered by the~~  
17 ~~Department of Revenue, until such time as the requirements of~~  
18 ~~the tax Act are satisfied in accordance with subsection (g) of~~  
19 ~~Section 2105-15 of the Department of Professional Regulation~~  
20 ~~Law of the Civil Administrative Code of Illinois.~~

21       (f) Persons who assist the Department as consultants or  
22 expert witnesses in the investigation or prosecution of alleged  
23 violations of the Act, licensure matters, restoration  
24 proceedings, or criminal prosecutions, shall not be liable for  
25 damages in any civil action or proceeding as a result of such  
26 assistance, except upon proof of actual malice. The attorney

1 general shall defend such persons in any such action or  
2 proceeding.

3 (Source: P.A. 100-872, eff. 8-14-18.)

4 (225 ILCS 305/23) (from Ch. 111, par. 1323)

5 (Section scheduled to be repealed on January 1, 2020)

6 Sec. 23. Injunction ~~Violations; injunction;~~ cease and  
7 desist order.

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

21 (b) If any person or entity practices as an architect or  
22 holds himself, herself, or itself out as an architect or  
23 professional design firm without being licensed or registered  
24 under the provisions of this Act, then any architect, any  
25 interested party or any person injured thereby may, in addition

1 to the Secretary ~~Director~~, petition for relief as provided in  
2 subsection (a) of this Section.

3 (c) If, ~~Whenever~~ in the opinion of the Department, any  
4 person or entity violates any provision of this Act, the  
5 Department may issue a rule to show cause why an order to cease  
6 and desist should not be entered against the person or entity  
7 ~~him~~. The rule shall clearly set forth the grounds relied upon  
8 by the Department and shall provide a period of 7 days from the  
9 date of the rule to file an answer to the satisfaction of the  
10 Department. Failure to answer to the satisfaction of the  
11 Department shall cause an order to cease and desist to be  
12 issued immediately.

13 (Source: P.A. 98-976, eff. 8-15-14.)

14 (225 ILCS 305/23.5)

15 (Section scheduled to be repealed on January 1, 2020)

16 Sec. 23.5. Unlicensed practice; violation; civil penalty.

17 (a) Use of the title "architect" or any of its derivations  
18 is limited to those persons or entities licensed or registered  
19 under this Act. Any person who practices, offers to practice,  
20 attempts to practice, or holds himself or herself ~~oneself~~ out  
21 to practice as an architect without being licensed under this  
22 Act shall, in addition to any other penalty provided by law,  
23 pay a civil penalty to the Department in an amount not to  
24 exceed \$10,000 for each offense as determined by the  
25 Department. The civil penalty shall be assessed by the

1 Department after a hearing is held in accordance with the  
2 provisions set forth in this Act regarding the provision of a  
3 hearing for the discipline of a licensee.

4 (b) An entity or business that offers design services under  
5 this Act without being registered as a professional design firm  
6 or exempt under this Act shall, in addition to any other  
7 penalty provided by law, pay a civil penalty to the Department  
8 in an amount not to exceed \$10,000 for each offense, as  
9 determined by the Department. The civil penalty shall be  
10 assessed by the Department after a hearing is held in  
11 accordance with the provisions set forth in this Act regarding  
12 the provision of a hearing for the discipline of a licensee.

13 ~~(a-5) Any entity that advertises architecture services in a~~  
14 ~~telecommunications directory must include its architecture~~  
15 ~~firm registration number or, in the case of a sole proprietor,~~  
16 ~~his or her individual license number. Nothing in this~~  
17 ~~subsection (a 5) requires the publisher of a~~  
18 ~~telecommunications directory to investigate or verify the~~  
19 ~~accuracy of the registration or license number provided by the~~  
20 ~~advertiser of architecture services.~~

21 (c) ~~(b)~~ The Department may has the authority and power to  
22 investigate any actual, alleged, or suspected and all  
23 unlicensed activity.

24 (d) ~~(e)~~ The civil penalty shall be paid within 60 days  
25 after the effective date of the order imposing the civil  
26 penalty. The order shall constitute a judgment and may be filed

1 and execution had thereon in the same manner as any judgment  
2 from any court of record.

3 (e) A person or entity not licensed or registered under  
4 this Act who has violated any provision of this Act or its  
5 rules is guilty of a Class A misdemeanor for the first offense  
6 and a Class 4 felony for a second and subsequent offenses.

7 (Source: P.A. 96-610, eff. 8-24-09.)

8 (225 ILCS 305/24) (from Ch. 111, par. 1324)

9 (Section scheduled to be repealed on January 1, 2020)

10 Sec. 24. Investigations; notice and hearing.

11 (a) The Department may investigate the actions of any  
12 applicant or of any person or entity holding or claiming to  
13 hold a license under this Act ~~or registration.~~

14 (b) Before the initiation of a formal complaint ~~an~~  
15 ~~investigation~~, the matter shall be reviewed by a subcommittee  
16 of the Board according to procedures established by rule for  
17 the Complaint Committee. If a subcommittee has not been formed,  
18 the matter shall proceed through the process as stated in  
19 subsection (c) of this Section.

20 (c) The Department shall, before disciplining an  
21 applicant, licensee, or registrant ~~refusing to restore, issue~~  
22 ~~or renew a license or registration, or discipline a licensee or~~  
23 ~~registrant~~, at least 30 days prior to the date set for the  
24 hearing, (i) notify in writing the accused ~~applicant for, or~~  
25 ~~holder of, a license or registrant of the nature of the charges~~

1 made and the time and place for the hearing on the charges,  
2 (ii) and that a hearing will be held on the date designated,  
3 ~~and direct the applicant, registrant, or entity or licensee or~~  
4 ~~registrant to file a written answer to the charges Board under~~  
5 ~~oath within 20 days after the service of the notice, and (iii)~~  
6 ~~inform the applicant, or entity or licensee, or registrant that~~  
7 ~~failure to file a written an answer to the charges will result~~  
8 ~~in a default being entered against the applicant, licensee, or~~  
9 ~~registrant. taken against the applicant or entity or licensee~~  
10 ~~or registrant and that the license or certificate may be~~  
11 ~~suspended, revoked, placed on probationary status, or other~~  
12 ~~disciplinary action may be taken, including limiting the scope,~~  
13 ~~nature or extent of practice, as the Director may deem proper.~~  
14 ~~Written notice may be served by personal delivery or certified~~  
15 ~~or registered mail to the respondent at the address of record~~  
16 ~~with the Department. In case the person or entity fails to file~~  
17 ~~an answer after receiving notice, his or her license or~~  
18 ~~certificate may, in the discretion of the Department, be~~  
19 ~~suspended, revoked, or placed on probationary status, or the~~  
20 ~~Department may take whatever disciplinary action deemed~~  
21 ~~proper, including limiting the scope, nature, or extent of the~~  
22 ~~person's practice or the imposition of a fine, without a~~  
23 ~~hearing, if the act or acts charged constitute sufficient~~  
24 ~~grounds for such action under this Act. At the time and place~~  
25 ~~fixed in the notice, the Board shall proceed to hear the~~  
26 ~~charges and the parties or their counsel shall be accorded~~

1 ~~ample opportunity to present such statements, testimony,~~  
2 ~~evidence and argument as may be pertinent to the charges or to~~  
3 ~~their defense. The Board may continue the hearing from time to~~  
4 ~~time.~~

5 (d) Written or electronic notice, and any notice in the  
6 subsequent proceeding, may be served by personal delivery, by  
7 email, or by mail to the applicant, licensee, or registrant at  
8 his or her address of record or email address of record.

9 (e) At the time and place fixed in the notice, the Board or  
10 hearing officer appointed by the Secretary shall proceed to  
11 hear the charges and the parties or their counsel shall be  
12 accorded ample opportunity to present any statement,  
13 testimony, evidence, and argument as may be pertinent to the  
14 charges or to their defense. The Board or hearing officer may  
15 continue the hearing from time to time.

16 (f) If the applicant, licensee, or registrant, after  
17 receiving the notice, fails to file an answer, his or her  
18 license or registration may, in the discretion of the  
19 Secretary, having first received the recommendation of the  
20 Board, be suspended, revoked, or placed on probationary status  
21 or be subject to whatever disciplinary action the Secretary  
22 considers proper, including limiting the scope, nature, or  
23 extent of the person's practice or imposing a fine, without  
24 hearing, if the act or acts charged constitute sufficient  
25 grounds for the action under this Act.

26 (Source: P.A. 96-610, eff. 8-24-09.)



1 (225 ILCS 305/25) (from Ch. 111, par. 1325)

2 (Section scheduled to be repealed on January 1, 2020)

3 Sec. 25. Record of proceedings ~~Stenographer; transcript.~~

4 (a) The Department, at its expense, shall provide a  
5 certified shorthand reporter to take down the testimony and  
6 preserve a record of all proceedings at the hearing of any case  
7 in which a license may be revoked, suspended, placed on  
8 probationary status, reprimanded, fined, or subjected to other  
9 disciplinary action with reference to the license when a  
10 disciplinary action is authorized under this Act and rules. The  
11 notice of hearing, complaint, and all other documents in the  
12 nature of pleadings and written motions filed in the  
13 proceedings, the transcript of the testimony, the report of the  
14 Board, and the orders of the Department shall be the record of  
15 the proceedings. The record may be made available to any person  
16 interested in the hearing upon payment of the fee required by  
17 Section 2105-115 of the Department of Professional Regulation  
18 Law of the Civil Administrative Code of Illinois.

19 (b) The Department may contract for court reporting  
20 services, and, if it does so, the Department shall provide the  
21 name and contact information for the certified shorthand  
22 reporter who transcribed the testimony at a hearing to any  
23 person interested, who may obtain a copy of the transcript of  
24 any proceedings at a hearing upon payment of the fee specified  
25 by the certified shorthand reporter.

1 ~~The Department, at its expense, shall preserve a record of all~~  
2 ~~proceedings at the formal hearing of any case involving the~~  
3 ~~refusal to restore, issue or renew a license, or the discipline~~  
4 ~~of a licensee. The notice of hearing, complaint and all other~~  
5 ~~documents in the nature of pleadings and written motions filed~~  
6 ~~in the proceedings, the transcript of testimony, the report of~~  
7 ~~the Board and the orders of the Department shall be the record~~  
8 ~~of the proceedings. A transcript of the record may be made~~  
9 ~~available to any person interested in the hearing upon payment~~  
10 ~~of the fee required by Section 2105-115 of the Department of~~  
11 ~~Professional Regulation Law (20 ILCS 2105/2105-115).~~

12 (Source: P.A. 96-610, eff. 8-24-09.)

13 (225 ILCS 305/26) (from Ch. 111, par. 1326)

14 (Section scheduled to be repealed on January 1, 2020)

15 Sec. 26. Subpoenas; depositions; oaths.

16 (a) The Department has power to subpoena documents, books,  
17 records, or other materials and to bring before it any person  
18 and to take testimony, either orally or by deposition, or take  
19 written interrogatories, or any combination thereof, with the  
20 same fees and mileage and in the same manner as is prescribed  
21 in civil cases in the courts of this State.

22 (b) The Secretary, the designated hearing officer, and  
23 every member of the Board has the power to administer oaths to  
24 witnesses at any hearing that the Department is authorized to  
25 conduct and any other oaths authorized in any Act administered

1 by the Department.

2 (Source: P.A. 96-610, eff. 8-24-09.)

3 (225 ILCS 305/27) (from Ch. 111, par. 1327)

4 (Section scheduled to be repealed on January 1, 2020)

5 Sec. 27. Compelling testimony ~~Procedure to compel~~  
6 ~~attendance of witnesses.~~ Any circuit court, upon the  
7 application of the accused person or complainant or of the  
8 Department, may, by order duly entered, require the attendance  
9 of witnesses and the production of relevant books and papers  
10 before the Department in any hearing relative to the  
11 application for or refusal, recall, suspension or revocation of  
12 a license, or the discipline of a licensee, and the court may  
13 compel obedience to its order by proceedings for contempt.

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

15 (225 ILCS 305/28) (from Ch. 111, par. 1328)

16 (Section scheduled to be repealed on January 1, 2020)

17 Sec. 28. Hearing; motion for rehearing ~~Report of Board;~~  
18 ~~Rehearing.~~

19 (a) The Board or hearing officer appointed by the Secretary  
20 shall hear evidence in support of the formal charges and  
21 evidence produced by the licensee. At the conclusion of the  
22 hearing, the Board or hearing officer shall present to the  
23 Secretary a written report of its findings of fact, conclusions  
24 of law, and recommendations. If the Board fails to present its

1 report, the applicant, licensee, or registrant may request in  
2 writing a direct appeal to the Secretary, in which case the  
3 Secretary may issue an order based upon the report of the  
4 hearing officer and the record of the proceedings or issue an  
5 order remanding the matter back to the hearing officer for  
6 additional proceedings in accordance with the order.

7 (b) At the conclusion of the hearing, a copy of the Board  
8 or hearing officer's report shall be served upon the applicant,  
9 licensee, or registrant either personally or as provided in  
10 this Act for the service of the notice of hearing. Within 20  
11 calendar days after such service, the applicant, licensee, or  
12 registrant may present to the Department a motion, in writing,  
13 for a rehearing, which shall specify the particular grounds for  
14 rehearing. The Department may respond to the motion for  
15 rehearing within 20 calendar days after its service on the  
16 Department. If no motion for rehearing is filed, then upon the  
17 expiration of the time specified for filing such a motion or  
18 upon denial of a motion for rehearing, the Secretary may enter  
19 an order in accordance with the recommendations of the Board or  
20 hearing officer. If the applicant, licensee, or registrant  
21 orders from the reporting service and pays for a transcript of  
22 the record within the time for filing a motion for rehearing,  
23 the 20 calendar day period within which a motion may be filed  
24 shall commence upon delivery of the transcript to the  
25 applicant, licensee, or registrant.

26 (c) If the Secretary disagrees in any regard with the

1 report of the Board, the Secretary may issue an order contrary  
2 to the report. The Secretary shall notify the Board on any such  
3 deviation and shall specify with particularity the reasons for  
4 such action in the final order.

5 (d) Whenever the Secretary is not satisfied that  
6 substantial justice has been done, the Secretary may order a  
7 hearing by the same or another hearing officer.

8 (e) At any point in any investigation or disciplinary  
9 proceeding provided for in this Act, both parties may agree to  
10 a negotiated consent order. The consent order shall be final  
11 upon signature of the Secretary.

12 ~~After the hearing, the Board shall present to the Director its~~  
13 ~~written report of its findings and recommendations. A copy of~~  
14 ~~such report shall be served upon the accused person, either~~  
15 ~~personally or by registered or certified mail as provided in~~  
16 ~~this Act for the service of the notice. Within 20 days after~~  
17 ~~such service, the accused person may present to the Department~~  
18 ~~his motion in writing for a rehearing which shall specify the~~  
19 ~~particular grounds for rehearing. If the accused person orders~~  
20 ~~and pays for a transcript of the record as provided in this~~  
21 ~~Section, the time elapsing before such transcript is ready for~~  
22 ~~delivery to him shall not be counted as part of such 20 days.~~

23 ~~Whenever the Director is not satisfied that substantial~~  
24 ~~justice has been done, he may order a rehearing by the same or~~  
25 ~~another special board. At the expiration of the time specified~~  
26 ~~for filing a motion for a rehearing the Director has the right~~

1 ~~to take the action recommended by the Board.~~

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

3 (225 ILCS 305/29) (from Ch. 111, par. 1329)

4 (Section scheduled to be repealed on January 1, 2020)

5 Sec. 29. Hearing officer. Notwithstanding ~~the provisions~~  
6 ~~of~~ Section 28 ~~of this Act~~, the Secretary Director has the  
7 authority to appoint an any attorney duly licensed to practice  
8 law in the State of Illinois to serve as the hearing officer in  
9 any action for refusal to issue or renew a license or  
10 registration or discipline an applicant, licensee, or  
11 registrant under Section 24. The Board may have at least one  
12 member present at any hearing conducted by the hearing officer.  
13 ~~The Director shall notify the Board of any such appointment.~~  
14 The hearing officer shall have ~~has~~ full authority to conduct  
15 the hearing. ~~The Board has the right to have at least one~~  
16 ~~member present at any hearing conducted by such hearing~~  
17 ~~officer.~~ The hearing officer shall report his or her findings  
18 of fact, conclusions of law, and recommendations to the Board  
19 and to the Secretary Director. ~~The Board has 60 days from~~  
20 ~~receipt of the report to review the report of the hearing~~  
21 ~~officer and present its findings of fact, conclusions of law~~  
22 ~~and recommendations to the Secretary. If the Board fails to~~  
23 ~~present its report within the 60 day period, the Secretary may~~  
24 ~~issue an order based on the report of the hearing officer.~~ If  
25 the Secretary disagrees in any regard with the report of the

1 Board or hearing officer, he or she may issue an order in  
2 contravention thereof. The Secretary shall notify the Board on  
3 any such deviation<sup>7</sup> and shall specify with particularity the  
4 reasons for such action in the final order.

5 (Source: P.A. 96-610, eff. 8-24-09.)

6 (225 ILCS 305/30) (from Ch. 111, par. 1330)

7 (Section scheduled to be repealed on January 1, 2020)

8 Sec. 30. Order to be prima facie proof. An order of  
9 revocation or suspension or a certified copy thereof, over the  
10 seal of the Department and purporting to be signed by the  
11 Secretary ~~Director~~, shall be prima facie proof that:

12 (a) the signature is the genuine signature of the  
13 Secretary ~~Director~~;

14 (b) the Secretary ~~Director~~ is duly appointed and  
15 qualified; and

16 (c) the Board and the members thereof are qualified to  
17 act.

18 Such proof may be rebutted.

19 (Source: P.A. 91-357, eff. 7-29-99.)

20 (225 ILCS 305/31) (from Ch. 111, par. 1331)

21 (Section scheduled to be repealed on January 1, 2020)

22 Sec. 31. Restoration from disciplinary status ~~of suspended~~  
23 ~~or revoked license~~.

24 (a) At any time after the successful completion of a term

1 of probation, suspension, or revocation of a license or  
2 registration under this Act, the Department may restore the  
3 license or registration ~~it~~ to the licensee or registrant, upon  
4 the written recommendation of the Board, unless after an  
5 investigation and a hearing the Department ~~Board~~ determines  
6 that restoration is not in the public interest.

7 (b) If the circumstances of suspension or revocation so  
8 indicate, the Department may require an examination of the  
9 licensee or registrant prior to restoring his or her license.

10 (c) A person whose license or registration has been revoked  
11 under this Act may not apply for restoration of that license or  
12 registration until authorized to do so under the Civil  
13 Administrative Code of Illinois.

14 (d) A license or registration that has been suspended or  
15 revoked shall be considered nonrenewed for purposes of  
16 restoration and a licensee or registrant restoring his or her  
17 license or registration from suspension or revocation must  
18 comply with the requirements for restoration as set forth in  
19 Section 16 and any related rules adopted.

20 (Source: P.A. 96-610, eff. 8-24-09.)

21 (225 ILCS 305/32) (from Ch. 111, par. 1332)

22 (Section scheduled to be repealed on January 1, 2020)

23 Sec. 32. Surrender of license or registration. Upon the  
24 revocation or suspension of any license or registration, the  
25 licensee or professional design firm shall immediately



1 surrender the license or licenses or registration to the  
2 Department and if the licensee or registrant fails to do so,  
3 the Department has the right to seize the license or  
4 registration.

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

6 (225 ILCS 305/33) (from Ch. 111, par. 1333)

7 (Section scheduled to be repealed on January 1, 2020)

8 Sec. 33. Temporary suspension of a license. The Secretary  
9 ~~Director~~ may temporarily suspend the license or registration of  
10 an architect without a hearing, simultaneously with the  
11 institution of proceedings for a hearing provided for in  
12 Section 24 ~~of this Act~~, if the Secretary ~~Director~~ finds that  
13 evidence in the Department's ~~his~~ possession indicates that an  
14 architect's continuation in practice would constitute an  
15 imminent danger to the public. If ~~In the event that~~ the  
16 Secretary ~~Director~~ temporarily suspends the license or  
17 registration of an architect without a hearing, a hearing by  
18 the Board must be held within 30 days after such suspension has  
19 occurred.

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

21 (225 ILCS 305/34) (from Ch. 111, par. 1334)

22 (Section scheduled to be repealed on January 1, 2020)

23 Sec. 34. ~~Review under~~ Administrative review ~~Review Law,~~  
24 ~~Venue.~~

1        (a) All final administrative decisions of the Department  
2 hereunder are subject to judicial review pursuant to ~~the~~  
3 ~~provisions of~~ the Administrative Review Law, ~~as now or~~  
4 ~~hereafter amended,~~ and all the rules adopted pursuant thereto.  
5 The term "administrative decision" is defined as in Section  
6 3-101 of the Code of Civil Procedure.

7        (b) Proceedings ~~Such proceedings~~ for judicial review shall  
8 be commenced in the circuit court of the county in which the  
9 party applying for review resides, but if the ~~such~~ party is not  
10 a resident of this State, the venue shall be in Sangamon  
11 County.

12        (c) The Department shall not be required to certify any  
13 record to the court or file any answer in court, or to  
14 otherwise appear in any court in a judicial review proceeding,  
15 unless and until the Department has received from the plaintiff  
16 payment of the costs of furnishing and certifying the record,  
17 which costs shall be determined by the Department.

18        (d) Failure on the part of the plaintiff to file a receipt  
19 in court shall be grounds for dismissal of the action.

20        (e) During the pendency and hearing of any and all judicial  
21 proceedings incident to a disciplinary action, the sanctions  
22 imposed upon the accused by the Department shall remain in full  
23 force and effect.

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

1 (Section scheduled to be repealed on January 1, 2020)

2 Sec. 37. Illinois Administrative Procedure Act;  
3 application. The Illinois Administrative Procedure Act is  
4 hereby expressly adopted and incorporated herein as if all of  
5 the provisions of that Act were included in this Act, except  
6 that the provision of subsection (d) of Section 10-65 of the  
7 Illinois Administrative Procedure Act that provides that at  
8 hearings the licensee has the right to show compliance with all  
9 lawful requirements for retention, continuation or renewal of  
10 the license is specifically excluded. For the purposes of this  
11 Act, the notice required under Section 10-25 of the Illinois  
12 Administrative Procedure Act is deemed sufficient when mailed  
13 to the last known address of record ~~a party~~.

14 (Source: P.A. 88-45.)

15 (225 ILCS 305/4.5 rep.)

16 (225 ILCS 305/35 rep.)

17 (225 ILCS 305/36 rep.)

18 Section 15. The Illinois Architecture Practice Act of 1989  
19 is amended by repealing Sections 4.5, 35, and 36.

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law."