



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4715

Introduced 1/27/2022, by Rep. Margaret Croke

SYNOPSIS AS INTRODUCED:

225 ILCS 310/3	from Ch. 111, par. 8203
225 ILCS 310/4	from Ch. 111, par. 8204
225 ILCS 310/4.1 new	
225 ILCS 310/4.2 new	
225 ILCS 310/8	from Ch. 111, par. 8208
225 ILCS 310/13	from Ch. 111, par. 8213

Amends the Registered Interior Designers Act. Provides that nothing shall be construed as preventing or restricting persons engaging in professional services limited to the design of kitchen and bath spaces and the specification of products for kitchen and bath areas. Provides that every registered interior designer shall have a reproducible seal. Provides that the registered interior designer shall affix the signature, current date, date of registration expiration, and seal to the first sheet of any bound set or loose sheets of technical submissions. Provides that all technical submissions intended for use in the State shall be prepared and administered in accordance with standards of reasonable professional skill and diligence. Provides that prior to registration, the applicant shall provide substantial evidence to the Board of Registered Interior Design Professionals that the applicant has completed the education and work experience requirements to sit for the Council for Interior Design Qualification examination, has successfully passed the Council for Interior Design Qualification examination, and has maintained an active Council for Interior Design Qualification certification. Provides that each applicant for renewal or reinstatement of registration shall complete continuing education as set forth by the Department of Financial and Professional Regulation by rule. Makes changes in provisions concerning causes for disciplinary actions. Defines terms.

LRB102 23360 SPS 32528 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 5. The Registered Interior Designers Act is
5 amended by changing Sections 3, 4, 8, and 13 and by adding
6 Sections 4.1 and 4.2 as follows:

7 (225 ILCS 310/3) (from Ch. 111, par. 8203)

8 (Section scheduled to be repealed on January 1, 2027)

9 Sec. 3. Definitions. As used in this Act:

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

14 "Board" means the Board of Registered Interior Design
15 Professionals established under Section 6 of this Act.

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

18 "Email address of record" means the designated email
19 address recorded by the Department in the applicant's
20 application file or the registrant's registration file as
21 maintained by the Department's licensure maintenance unit.

22 "Interior design" includes, but is not limited to, the
23 preparation of interior floor plans, ceiling plans, creations

1 of paths of egress, occupancy calculations, provided no
2 changes to the number of exterior exits or changes to the
3 buildings egress stairs and stairwells that are part of the
4 building core and shell, selection of furnishings, and the
5 fabrication of non-structural elements within interior spaces
6 of buildings. "Interior design" does not include the
7 following:

8 (1) design of, or the responsibility for architectural
9 and engineering work, except as explicitly provided for in
10 this Act;

11 (2) altering or affecting the structural system of a
12 building;

13 (3) changing the building's dead load on the
14 structural system;

15 (4) changes or use to occupancies not already allowed
16 by the current building;

17 (5) changes to the location of the building's exterior
18 exits and permanent exit stairs and stairwells that are
19 part of the buildings core and shell; foundations, beams,
20 trusses, columns, or other primary structural framing
21 members or seismic systems;

22 (6) making openings in a roof or exterior wall;

23 (7) making changes to exterior elements, including
24 windows, awnings, canopies, sunshades, and other similar
25 exterior building elements; and

26 (8) making changes to heating, ventilating, or air

1 conditioning equipment or distribution systems; building
2 management system; high or medium voltage electrical
3 distribution systems; standby or emergency power or
4 distribution systems; plumbing distribution systems; fire
5 alarms systems, fire sprinkler systems; security or
6 monitoring systems; other related building systems.

7 "The profession of interior design", within the meaning
8 and intent of this Act, refers to persons qualified by
9 education, experience, and examination, who administer
10 contracts for fabrication, procurement, or installation in the
11 implementation of designs, drawings, and specifications for
12 any interior design project and offer or furnish professional
13 services, such as consultations, studies, drawings, and
14 specifications in connection with the location of lighting
15 fixtures, ~~lamps~~ and specifications of ceiling finishes as
16 shown in reflected ceiling plans, receptacle and switch
17 locations, casework and plumbing fixture locations, floor
18 space planning, interior floor plans, furnishings and
19 finishes, creation or alteration of paths of egress, occupancy
20 calculations, provided no changes to the number of exterior
21 exits or changes to the buildings existing permanent exit
22 stairs and stairwells that are part of the buildings core and
23 shell is required, and ~~or~~ the fabrication of non-loadbearing
24 non-structural structural elements within and surrounding
25 interior spaces of buildings but specifically excluding
26 mechanical and electrical systems, except for specifications

1 of fixtures and their location within interior spaces.

2 "Public member" means a person who is not an interior
3 designer, educator in the field, architect, structural
4 engineer, or professional engineer. For purposes of board
5 membership, any person with a significant financial interest
6 in the design or construction service or profession is not a
7 public member.

8 "Registered interior designer" means a person who has
9 received registration under Section 8 of this Act. A person
10 represents himself or herself to be a "registered interior
11 designer" within the meaning of this Act if he or she holds
12 himself or herself out to the public by any title
13 incorporating the words "registered interior designer" or any
14 title that includes the words "registered interior design".

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

26 "Secretary" means the Secretary of Financial and

1 Professional Regulation.

2 "Technical submissions" means the designs, drawings, and
3 specifications that establish the scope of the interior design
4 to be constructed, the standard of quality for materials,
5 workmanship, equipment, and construction systems, and the
6 studies and other technical reports and calculations prepared
7 in the course of the practice of interior design.

8 (Source: P.A. 102-20, eff. 1-1-22.)

9 (225 ILCS 310/4) (from Ch. 111, par. 8204)

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

11 Sec. 4. Title; application of Act.

12 (a) No individual shall, without a valid registration as
13 an interior designer issued by the Department, in any manner
14 hold himself or herself out to the public as a registered
15 interior designer or attach the title "registered interior
16 designer" or any other name or designation which would in any
17 way imply that he or she is able to use the title "registered
18 interior designer" as defined in this Act.

19 (a-5) Nothing in this Act shall be construed as preventing
20 or restricting the services offered or advertised by an
21 interior designer who is registered under this Act.

22 (b) Nothing in this Act shall prevent the employment, by a
23 registered interior designer association, partnership, or a
24 corporation furnishing interior design services for
25 remuneration, of persons not registered as interior designers

1 to perform services in various capacities as needed, provided
2 that the persons do not represent themselves as, or use the
3 title of, "registered interior designer".

4 (c) Nothing in this Act shall be construed to limit the
5 activities and use of the title "interior designer" on the
6 part of a person not registered under this Act who is a
7 graduate of an interior design program and a full-time
8 employee of a duly chartered institution of higher education
9 insofar as such person engages in public speaking, with or
10 without remuneration, provided that such person does not
11 represent himself or herself to be a registered interior
12 designer or use the title "registered interior designer".

13 (d) Nothing contained in this Act shall restrict any
14 person not registered under this Act from carrying out any of
15 the activities listed in the definition of "the profession of
16 interior design" in Section 3 if such person does not
17 represent himself or herself or his or her services in any
18 manner prohibited by this Act.

19 (e) Nothing in this Act shall be construed as preventing
20 or restricting the practice, services, or activities of any
21 person licensed in this State under any other law from
22 engaging in the profession or occupation for which he or she is
23 licensed, except as specifically provided for in Section 3.

24 (f) Nothing in this Act shall be construed as preventing
25 or restricting the practice, services, or activities of
26 engineers licensed under the Professional Engineering Practice

1 Act of 1989 or the Structural Engineering Practice Act of
2 1989; architects licensed pursuant to the Illinois
3 Architectural Practice Act of 1989; any interior decorator or
4 individual offering interior decorating services including,
5 but not limited to, the selection of surface materials, window
6 treatments, wall coverings, furniture, accessories, paint,
7 floor coverings, and lighting fixtures; or builders, home
8 furnishings salespersons, and similar purveyors of goods and
9 services relating to homemaking.

10 (g) Nothing in this Act or any other Act shall prevent a
11 licensed architect from practicing interior design services.
12 Nothing in this Act shall be construed as requiring the
13 services of a registered interior designer for the interior
14 designing of a single family residence.

15 (h) Nothing in this Act shall authorize registered
16 interior designers to perform services, including life safety
17 services that they are prohibited from performing, or any
18 practice (i) that is restricted in the Illinois Architecture
19 Practice Act of 1989, the Professional Engineering Practice
20 Act of 1989, or the Structural Engineering Practice Act of
21 1989, or (ii) that they are not authorized to perform under the
22 Environmental Barriers Act, except as specifically provided
23 for in Section 3.

24 (i) Nothing in this Act shall authorize registered
25 interior designers to advertise services that they are
26 prohibited to perform, including architecture or engineering

1 services, nor to use the title "architect" in any form.

2 (j) Nothing in this Act shall be construed as preventing
3 or restricting persons engaging in professional services
4 limited to the design of kitchen and bath spaces and the
5 specification of products for kitchen and bath areas.

6 (Source: P.A. 102-20, eff. 1-1-22.)

7 (225 ILCS 310/4.1 new)

8 Sec. 4.1. Seal. Every registered interior designer shall
9 have a reproducible seal, or facsimile, the impression of
10 which shall contain the name of the registered interior
11 designer, the registrations number, and the words "Registered
12 Interior Designer, State of Illinois". The registered interior
13 designer shall affix the signature, current date, date of
14 registration expiration, and seal to the first sheet of any
15 bound set or loose sheets of technical submissions used as
16 contract documents between parties to the contract or prepared
17 for the review and approval of any governmental or public
18 authority having jurisdiction by that registered interior
19 designer or under that registered interior designer's
20 responsible control. The sheet of technical submissions in
21 which the seal is affixed shall indicate those documents or
22 parts thereof for which the seal shall apply. The seal and
23 dates may be electronically affixed. The registrant may
24 provide, at his or her sole discretion, an original signature
25 in the registrant's handwriting, a scanned copy of the

1 document bearing an original signature, or a signature
2 generated by a computer. All technical submissions issued by
3 any corporation, partnership, professional service
4 corporation, or professional design firm registered under this
5 Act shall contain the corporate or assumed business name and
6 design firm registration number, in addition to any other seal
7 requirements set forth in this Act.

8 A registered interior designer under this Act shall not
9 sign and seal technical submissions that were not prepared by
10 or under the responsible control of the registered interior
11 designer, except that:

12 (1) the registered interior designer may sign and seal
13 those portions of the technical submission that were
14 prepared by or under the responsible control of a person
15 who holds a registration under this Act, and who has
16 signed and sealed the documents, if the registered
17 interior designer has reviewed in whole or in part such
18 portions and has either coordinated their preparation or
19 integrated them into his or her work;

20 (2) the registered interior designer may sign and seal
21 portions of the professional work that are not required by
22 this Act to be prepared by or under the responsible
23 control of a registered interior designer if the
24 registered interior designer has reviewed and adopted in
25 whole or in part such portions and has integrated them
26 into his or her work. Work associated with the combination

1 of services in connection with the design and construction
2 of buildings shall be provided by a licensed architect. If
3 engineering services are required in association with an
4 interior non-structural project being performed by a
5 registered interior designer, the documents that have
6 already been properly sealed by a licensed professional
7 engineer may be complied and sealed by a registered
8 interior designer. For all other projects, engineering
9 services shall be procured separate from the registered
10 interior designer;

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

21 The registered interior designer exercising responsible
22 control under which the technical submissions or portions of
23 the technical submission were prepared shall be identified on
24 the technical submissions or portions of the technical
25 submissions by name and Illinois registration number.

26 Any registered interior designer who signs and seals

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

11 (225 ILCS 310/4.2 new)

12 Sec. 4.2. Technical submissions.

13 (a) All technical submissions intended for use in this
14 State shall be prepared and administered in accordance with
15 standards of reasonable professional skill and diligence. Care
16 shall be taken to reflect the requirements of State law and,
17 where applicable, county and municipal ordinances in the
18 submissions. In recognition that registered interior designers
19 are registered for the protection of the public health,
20 safety, and welfare, submissions shall be of such quality and
21 scope, and be so administered, as to conform to professional
22 standards.

23 (b) No officer, board, commission, or other public entity
24 who receives technical submissions shall accept for filing or
25 approval any technical submissions related to services

1 requiring the involvement of a registered interior designer
2 that do not bear the seal and signature of a registered
3 interior designer.

4 (c) It is unlawful to affix a seal to technical
5 submissions if it masks the true identify of the person who
6 actually exercised responsible control of the preparation of
7 such work. A registered interior designer who seals and signs
8 technical submissions is not responsible for damage caused by
9 subsequent changes to, or uses of, those technical submissions
10 where the subsequent changes or uses, including changes to
11 uses made by State of local agencies, are not authorized or
12 approved in writing by the registered interior designer who
13 originally sealed and signed the technical submissions.

14 (225 ILCS 310/8) (from Ch. 111, par. 8208)

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

16 Sec. 8. Requirements for registration.

17 (a) Each applicant for registration shall apply to the
18 Department in writing on a form provided by the Department.
19 Except as otherwise provided in this Act, each applicant shall
20 take and pass the examination approved by the Department.
21 Prior to registration, the applicant shall provide substantial
22 evidence to the Board that the applicant has completed the
23 education and work experience requirements to sit for the
24 Council for Interior Design Qualification examination, has
25 successfully passed the Council for Interior Design

1 Qualification examination, has maintained an active Council
2 for Interior Design Qualification certification, and:

3 (1) is a graduate of a 5-year interior design program
4 from an accredited institution and has completed at least
5 2 years of full-time diversified interior design
6 experience;

7 (2) is a graduate of a 4-year interior design program
8 from an accredited institution and has completed at least
9 2 years of full-time diversified interior design
10 experience;

11 (3) has completed at least 3 years of interior design
12 curriculum from an accredited institution and has
13 completed 3 years of full-time diversified interior design
14 experience; or

15 (4) is a graduate of a 2-year interior design program
16 from an accredited institution and has completed 4 years
17 of full-time diversified interior design experience.

18 (b) In addition to providing evidence of meeting the
19 requirements of subsection (a), each applicant for
20 registration as a registered interior designer shall provide
21 substantial evidence that he or she has successfully completed
22 the examination administered by the ~~National~~ Council for
23 Interior Design Qualification ~~Qualifications~~.

24 ~~Examinations for applicants under this Act may be held at~~
25 ~~the direction of the Department from time to time but not less~~
26 ~~than once each year. The scope and form of the examination~~

1 ~~shall conform to the National Council for Interior Design~~
2 ~~Qualification examination for interior designers.~~

3 (b-5) Each applicant for registration shall pay to the
4 Department the required registration fee, which is not
5 refundable, at the time of filing his or her application.

6 (b-10) Each applicant for renewal or reinstatement of
7 registration under this Act shall have completed continuing
8 education as set forth by the Department by rule. The
9 Department shall consider the recommendations of the Board in
10 establishing requirements for continuing educations
11 requirements.

12 (c) An individual may apply for original registration
13 prior to passing the examination. He or she shall have 2 years
14 after the date of filing an application to pass the
15 examination. If evidence and documentation of passing the
16 examination are received by the Department later than 2 years
17 after the individual's filing, the application shall be denied
18 and the fee forfeited. The applicant may reapply at any time,
19 but shall meet the requirements in effect at the time of
20 reapplication.

21 (d) Upon payment of the required fee, which shall be
22 determined by rule, an applicant who is an architect licensed
23 under the laws of this State may, without examination, be
24 granted registration as a registered interior designer by the
25 Department provided the applicant submits proof of an active
26 architectural license in Illinois.

1 (Source: P.A. 100-920, eff. 8-17-18; 101-81, eff. 7-12-19.)

2 (225 ILCS 310/13) (from Ch. 111, par. 8213)

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

4 Sec. 13. Refusal, revocation or suspension of
5 registration. The Department may refuse to issue, renew, or
6 restore or may revoke, suspend, place on probation, reprimand
7 or take other disciplinary action as the Department may deem
8 proper, including fines not to exceed \$5,000 for each
9 violation, with regard to any registration for any one or
10 combination of the following causes:

11 (a) Fraud in procuring the certificate of
12 registration.

13 (b) Habitual intoxication or addiction to the use of
14 drugs.

15 (c) Making any misrepresentations or false promises,
16 directly or indirectly, to influence, persuade, or induce
17 patronage.

18 (d) Professional connection or association with, or
19 lending his or her name, to another for illegal use of the
20 title "registered interior designer", or professional
21 connection or association with any person, firm, or
22 corporation holding itself out in any manner contrary to
23 this Act.

24 (e) Obtaining or seeking to obtain checks, money, or
25 any other items of value by false or fraudulent

1 representations.

2 (f) Use of the title under a name other than his or her
3 own.

4 (g) Improper, unprofessional, or dishonorable conduct
5 of a character likely to deceive, defraud, or harm the
6 public.

7 (h) Conviction in this or another state, or federal
8 court, of any crime which is a felony, if the Department
9 determines, after investigation, that such person has not
10 been sufficiently rehabilitated to warrant the public
11 trust.

12 (i) A violation of any provision of this Act or its
13 rules.

14 (j) Revocation by another state, the District of
15 Columbia, territory, or foreign nation of an interior
16 design or residential interior design license,
17 certification, or registration if at least one of the
18 grounds for that revocation is the same as or the
19 equivalent of one of the grounds for revocation set forth
20 in this Act.

21 (k) Mental incompetence as declared by a court of
22 competent jurisdiction.

23 (l) Being named as a perpetrator in an indicated
24 report by the Department of Children and Family Services
25 pursuant to the Abused and Neglected Child Reporting Act,
26 and upon proof by clear and convincing evidence that the

1 registrant has caused a child to be an abused child or
2 neglected child as defined in the Abused and Neglected
3 Child Reporting Act.

4 (m) Aiding or assisting another person in violating
5 any provision of this Act or its rules.

6 (n) Failure to provide information in response to a
7 written request made by the Department within 30 days
8 after receipt of the written request.

9 (o) Physical illness, including, but not limited to,
10 deterioration through the aging process or loss of motor
11 skill that results in the inability to practice interior
12 design with reasonable judgment, skill, or safety.

13 (p) Using or attempting to use an expired, inactive,
14 suspended, or revoked registration or the certificate or
15 seal of another registrant or impersonating another
16 registrant.

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

22 The Department may refuse to issue or may suspend the
23 registration of any person who fails to file a return, or to
24 pay the tax, penalty, or interest showing in a filed return, or
25 to pay any final assessment of tax, penalty, or interest, as
26 required by any tax Act administered by the Illinois

1 Department of Revenue, until such time as the requirements of
2 any such tax Act are satisfied.

3 The entry of a decree by any circuit court establishing
4 that any person holding a certificate of registration under
5 this Act is a person subject to involuntary admission under
6 the Mental Health and Developmental Disabilities Code shall
7 operate as a suspension of that registration. That person may
8 resume using the title "registered interior designer" only
9 upon a finding by the Board that he or she has been determined
10 to be no longer subject to involuntary admission by the court
11 and upon the Board's recommendation to the Director that he or
12 she be permitted to resume using the title "registered
13 interior designer".

14 (Source: P.A. 100-872, eff. 8-14-18; 100-920, eff. 8-17-18;
15 101-81, eff. 7-12-19.)

16 Section 95. No acceleration or delay. Where this Act makes
17 changes in a statute that is represented in this Act by text
18 that is not yet or no longer in effect (for example, a Section
19 represented by multiple versions), the use of that text does
20 not accelerate or delay the taking effect of (i) the changes
21 made by this Act or (ii) provisions derived from any other
22 Public Act.