

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 Regulatory Sunset Act is amended by changing  
5 Sections 4.20 and 4.25 as follows:

6 (5 ILCS 80/4.20)

7 Sec. 4.20. Acts repealed on January 1, 2010. The following  
8 Acts are repealed on January 1, 2010:

9 ~~The Auction License Act.~~

10 The Illinois Architecture Practice Act of 1989.

11 The Illinois Landscape Architecture Act of 1989.

12 The Illinois Professional Land Surveyor Act of 1989.

13 The Land Sales Registration Act of 1999.

14 The Orthotics, Prosthetics, and Pedorthics Practice Act.

15 The Perfusionist Practice Act.

16 The Professional Engineering Practice Act of 1989.

17 The Real Estate License Act of 2000.

18 The Structural Engineering Practice Act of 1989.

19 (Source: P.A. 91-91, eff. 7-9-99; 91-92, eff. 7-9-99; 91-132,  
20 eff. 7-16-99; 91-133, eff. 7-16-99; 91-245, eff. 12-31-99;  
21 91-255, eff. 12-30-99; 91-338, eff. 12-30-99; 91-580, eff.  
22 1-1-00; 91-590, eff. 1-1-00; 91-603, eff. 1-1-00; 92-16, eff.  
23 6-28-01.)

1 (5 ILCS 80/4.25)

2 Sec. 4.25. Acts ~~Act~~ repealed on January 1, 2015. The  
3 following Acts are ~~Act is~~ repealed on January 1, 2015:

4 The Genetic Counselor Licensing Act.

5 The Auction License Act.

6 (Source: P.A. 93-1041, eff. 9-29-04.)

7 Section 10. The Auction License Act is amended by changing  
8 Sections 10-30 and 25-5 as follows:

9 (225 ILCS 407/10-30)

10 (Section scheduled to be repealed on January 1, 2010)

11 Sec. 10-30. Expiration, renewal, and continuing education.

12 (a) A license issued under this Act shall expire every 2  
13 years beginning on September 30, 2001. However, a license  
14 issued under this Act that expires on September 30, 2009 shall  
15 instead expire on December 31, 2010, and thereafter a license  
16 issued under this Act shall expire every 2 years on December 31  
17 of each even-numbered year. The OBRE shall issue a renewal  
18 license without examination to an applicant upon submission of  
19 a completed renewal application and payment of the required  
20 fee.

21 (b) The OBRE shall develop a program for continuing  
22 education as established in Article 25 of this Act. No  
23 auctioneer or associate auctioneer shall receive a renewal

1 license without completing 12 hours of approved continuing  
2 education course work during the pre-renewal period prior to  
3 the expiration date of the license from continuing education  
4 schools that are approved by the OBRE, as established in  
5 Article 25 of this Act. The applicant shall verify on the  
6 application that he or she:

7 (1) has complied with the continuing education  
8 requirements; or

9 (2) is exempt from the continuing education  
10 requirements because it is his or her first renewal and he  
11 or she was initially licensed as an auctioneer or associate  
12 auctioneer during the pre-renewal period prior to the  
13 expiration date.

14 (c) A renewal applicant may request a waiver of the  
15 continuing education requirements under subsection (d) of this  
16 Section, but shall not practice as an auctioneer or associate  
17 auctioneer until such waiver is granted and a renewal license  
18 is issued.

19 (d) The Commissioner, with the recommendation of the  
20 Advisory Board, may grant a renewal applicant a waiver from all  
21 or part of the continuing education requirements for the  
22 pre-renewal period if the applicant was not able to fulfill the  
23 requirements as a result of the following conditions:

24 (1) Service in the armed forces of the United States  
25 during a substantial part of the pre-renewal period.

26 (2) Service as an elected State or federal official.

1 (3) Service as a full-time employee of the OBRE.

2 (4) Other extreme circumstances as recommended by the  
3 Advisory Board.

4 (Source: P.A. 91-603, eff. 1-1-00.)

5 (225 ILCS 407/25-5)

6 (Section scheduled to be repealed on January 1, 2010)

7 Sec. 25-5. Continuing education.

8 (a) For each pre-renewal period, each auctioneer and  
9 associate auctioneer who makes application to renew his or her  
10 license must successfully complete auction continuing  
11 education courses approved by the Advisory Board and OBRE from  
12 a school approved by the Advisory Board and OBRE.

13 (b) Each renewal applicant shall successfully complete 12  
14 hours of continuing education, of which at least 6 hours shall  
15 be mandatory core subjects in the following categories:

16 (1) Illinois statutes and rules governing  
17 auctioneering;

18 (2) federal statutes and regulations governing  
19 auctioneering;

20 (3) auctioneering ethics;

21 (4) escrow and trust accounts;

22 (5) contracts; and

23 (6) other subject matter approved by the Board and  
24 established by rule.

25 (c) Each renewal applicant may satisfy the remaining 6

1 hours of continuing education from the mandatory core subjects  
2 from the categories as provided in subsection (b) or  
3 successfully complete an additional 6 hours of continuing  
4 education in the following elective subject categories:

5 (1) agency;

6 (2) business courses related to auctioneering;

7 (3) real estate related courses;

8 (4) auction management;

9 (5) bid calling;

10 (6) public speaking;

11 (7) advertising;

12 (8) specialty auction courses; or

13 (9) other subject matter approved by the Board and  
14 established by rule.

15 (d) Every licensee shall personally take and pass an  
16 examination after each continuing education course, as  
17 provided by rule. For the purposes of this Section, 70% shall  
18 be deemed a passing score.

19 (e) A renewal applicant may complete the continuing  
20 education courses in one day.

21 (f) A renewal applicant may receive credit for continuing  
22 education courses in this State by completing similar  
23 continuing education courses in another state.

24 (Source: P.A. 91-603, eff. 1-1-00.)