

HB4457



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4457

by Rep. John M. Cabello

SYNOPSIS AS INTRODUCED:

225 ILCS 441/5-5

Amends the Home Inspector Licensing Act. Deletes a provision that exempts any person acting within the scope of his or her employment as a code enforcement official for a unit of local government from the licensing requirements of the Act.

LRB098 18391 ZMM 53528 b

A BILL FOR

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 Home Inspector License Act is amended by
5 changing Section 5-5 as follows:

6 (225 ILCS 441/5-5)

7 (Section scheduled to be repealed on January 1, 2022)

8 Sec. 5-5. Necessity of license; use of title; exemptions.

9 (a) It is unlawful for any person, including any entity, to
10 act or assume to act as a home inspector, to engage in the
11 business of home inspection, to develop a home inspection
12 report, to practice as a home inspector, or to advertise or
13 hold himself, herself, or itself out to be a home inspector
14 without a home inspector license issued under this Act. A
15 person who violates this subsection is guilty of a Class A
16 misdemeanor for the first offense and a Class 4 felony for the
17 second and any subsequent offenses.

18 (b) It is unlawful for any person, other than a person who
19 holds a valid home inspector license issued pursuant to this
20 Act, to use the title "home inspector" or any other title,
21 designation, or abbreviation likely to create the impression
22 that the person is licensed as a home inspector pursuant to
23 this Act. A person who violates this subsection is guilty of a

1 Class A misdemeanor.

2 (c) The licensing requirements of this Article do not apply
3 to:

4 (1) any person who is employed as a code enforcement
5 official by the State of Illinois ~~or any unit of local~~
6 ~~government,~~ while acting within the scope of that
7 government employment;

8 (2) any person licensed by the State of Illinois while
9 acting within the scope of his or her license; or

10 (3) any person engaged by the owner or lessor of
11 residential real property for the purpose of preparing a
12 bid or estimate as to the work necessary or the costs
13 associated with performing home construction, home
14 remodeling, or home repair work on the residential real
15 property, provided such person does not hold himself or
16 herself out, or advertise himself or herself, as being
17 engaged in business as a home inspector.

18 (Source: P.A. 97-226, eff. 7-28-11.)