

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 Illinois Professional Land Surveyor Act of
5 1989 is amended by changing Sections 1, 4, 5, 8, 11, 12, 13,
6 14, 16, 16.5, 17, 18, 23, 40, and 48 as follows:

7 (225 ILCS 330/1) (from Ch. 111, par. 3251)

8 (Section scheduled to be repealed on January 1, 2020)

9 Sec. 1. Declaration of public policy. The practice of land
10 surveying in the State of Illinois is hereby declared to affect
11 the public health, safety, and welfare and to be subject to
12 regulation and control in the public interest. It is further
13 declared that the determination and physical protraction of
14 land boundaries using the appropriate application of boundary
15 law principles, together with the attendant preparation of
16 legal descriptions and plats, which bear witness for posterity
17 to chronicle the acts and wishes of landowners throughout this
18 State is a matter of public interest and concern. Therefore, it
19 is in the public interest that the practice of land surveying,
20 as defined in this Act, merit and receive the confidence of the
21 public, and that only qualified persons be authorized to
22 practice land surveying in the State of Illinois. This Act
23 shall be liberally construed to best carry out this purpose.

1 (Source: P.A. 93-467, eff. 1-1-04.)

2 (225 ILCS 330/4) (from Ch. 111, par. 3254)

3 (Section scheduled to be repealed on January 1, 2020)

4 Sec. 4. Definitions. As used in this Act:

5 (a) "Department" means the Department of Financial and
6 Professional Regulation.

7 (b) "Secretary" means the Secretary of the Department of
8 Financial and Professional Regulation.

9 (c) "Board" means the Land Surveyors Licensing Board.

10 (d) "Direct supervision and control" means the personal
11 review by a Licensed Professional Land Surveyor of each survey,
12 including, but not limited to, procurement, research, field
13 work, calculations, preparation of legal descriptions and
14 plats. The personal review shall be of such a nature as to
15 assure the client that the Professional Land Surveyor or the
16 firm for which the Professional Land Surveyor is employed is
17 the provider of the surveying services.

18 (e) "Responsible charge" means an individual responsible
19 for the various components of the land survey operations
20 subject to the overall supervision and control of the
21 Professional Land Surveyor.

22 (f) "Design professional" means a land surveyor,
23 architect, structural engineer, or professional engineer
24 licensed in conformance with this Act, the Illinois
25 Architecture Practice Act of 1989, the Structural Engineering

1 Practice Act of 1989, or the Professional Engineering Practice
2 Act of 1989.

3 (g) "Professional Land Surveyor" means any person licensed
4 under the laws of the State of Illinois to practice land
5 surveying, as defined by this Act or its rules.

6 (h) "Surveyor Intern" ~~"Land Surveyor in Training"~~ means
7 any person licensed under the laws of the State of Illinois who
8 has qualified for, taken, and passed an examination in the
9 fundamental land surveying ~~surveyor in training~~ subjects as
10 provided by this Act or its rules.

11 (i) "Land surveying experience" means those activities
12 enumerated in Section 5 of this Act, which, when exercised in
13 combination, to the satisfaction of the Board, is proof of an
14 applicant's broad range of training in and exposure to the
15 prevailing practice of land surveying.

16 (j) "Address of record" means the designated address
17 recorded by the Department in the applicant's or licensee's
18 application file or license file maintained by the Department's
19 licensure maintenance unit. It is the duty of the applicant or
20 licensee to inform the Department of any change of address, and
21 such changes must be made either through the Department's
22 website or by contacting the Department's licensure
23 maintenance unit.

24 (k) "Standard of care" means the use of the same degree of
25 knowledge, skill, and ability as an ordinarily careful and
26 reasonable professional land surveyor would exercise under

1 similar circumstances.

2 (l) "Establishing" means performing an original survey. An
3 original survey establishes boundary lines within an original
4 division of a tract of land which has theretofore existed as
5 one unit or parcel and describing and monumenting a line or
6 lines of a parcel or tract of land on the ground for the first
7 time. An original surveyor is the creator of one or more new
8 boundary lines.

9 (m) "Reestablishing" or "locating" means performing a
10 retracement survey. A retracement survey tracks the footsteps
11 of the original surveyor, locating boundary lines and corners
12 which have been established by the original survey. A
13 retracement survey cannot establish new corners or lines or
14 correct errors of the original survey.

15 (n) "Boundary law principles" means applying the
16 decisions, results, and findings of land boundary cases that
17 concern the establishment of boundary lines and corners.

18 (Source: P.A. 96-626, eff. 8-24-09.)

19 (225 ILCS 330/5) (from Ch. 111, par. 3255)

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

21 Sec. 5. Practice of land surveying defined. Any person who
22 practices in Illinois as a professional land surveyor who
23 renders, offers to render, or holds himself or herself out as
24 able to render, or perform any service, the adequate
25 performance of which involves the special knowledge of the art

1 and application of the principles of the accurate and precise
2 measurement of length, angle, elevation or volume,
3 mathematics, the related physical and applied sciences, and the
4 relevant requirements of applicable boundary law principles
5 and performed with the appropriate standard of care, all of
6 which are acquired by education, training, experience, and
7 examination. Any one or combination of the following practices
8 constitutes the practice of land surveying:

9 (a) Establishing or reestablishing, locating,
10 defining, and making or monumenting land boundaries or
11 title or real property lines and the platting of lands and
12 subdivisions;

13 (b) ~~Determining~~ ~~Establishing~~ the area or volume of any
14 portion of the earth's surface, subsurface, or airspace
15 with respect to boundary lines, determining the
16 configuration or contours of any portion of the earth's
17 surface, subsurface, or airspace or the location of fixed
18 objects thereon, except as performed by photogrammetric
19 methods by persons holding certification from the American
20 Society of Photogrammetry and Remote Sensing or
21 substantially similar certification as approved by the
22 Department, or except when the level of accuracy required
23 is less than the level of accuracy required by the National
24 Society of Professional Surveyors Model Standards and
25 Practice;

26 (c) Preparing descriptions for the determination of

1 title or real property rights to any portion or volume of
2 the earth's surface, subsurface, or airspace involving the
3 lengths and direction of boundary lines, areas, parts of
4 platted parcels or the contours of the earth's surface,
5 subsurface, or airspace;

6 (d) Labeling, designating, naming, preparing, or
7 otherwise identifying legal lines or land title lines of
8 the United States Rectangular System or any subdivision
9 thereof on any plat, map, exhibit, photograph,
10 photographic composite, or mosaic or photogrammetric map
11 of any portion of the earth's surface for the purpose of
12 recording and amending the same by the issuance of a
13 certificate of correction in the Office of Recorder in any
14 county;

15 (e) Any act or combination of acts that would be viewed
16 as offering professional land surveying services
17 including:

18 (1) setting monuments which have the appearance of
19 or for the express purpose of marking land boundaries,
20 either directly or as an accessory;

21 (2) providing any sketch, map, plat, report,
22 monument record, or other document which indicates
23 land boundaries and monuments, or accessory monuments
24 thereto, except that if the sketch, map, plat, report,
25 monument record, or other document is a copy of an
26 original prepared by a Professional Land Surveyor, and

1 if proper reference to that fact be made on that
2 document;

3 (3) performing topographic surveys, with the
4 exception of a licensed professional engineer
5 knowledgeable in topographical surveys that performs a
6 topographical survey specific to his or her design
7 project. A licensed professional engineer may not,
8 however, offer topographic surveying services that are
9 independent of his or her specific design project; or

10 (4) locating, relocating, establishing,
11 reestablishing ~~re-establishing~~, retracing, laying out,
12 or staking of the location, alignment, or elevation of
13 any existing or proposed improvements whose location
14 is dependent upon property, easement, and right-of-way
15 boundaries lines;

16 (5) providing consultation, investigation,
17 planning, mapping, assembling, and authoritative
18 interpretation of gathered measurements, documents,
19 and evidence in relation to the location of property,
20 easement, and right-of-way boundaries; or

21 (6) measuring, evaluating, mapping, or reporting
22 the location of existing or proposed buildings,
23 structures, or other improvements or their surrounding
24 topography with respect to current flood insurance
25 rate mapping or federal emergency management agency
26 mapping along with locating of inland wetland

1 boundaries delineated by a qualified specialist in
2 relation to the location of property, easement, and
3 right-of-way boundaries.

4 (f) Determining the horizontal or vertical position or
5 state plane coordinates for any monument or reference point
6 that marks a title or real property line, boundary, or
7 corner, or to set, reset, or replace any monument or
8 reference point on any title or real property;

9 (g) Creating, preparing, or modifying electronic or
10 computerized data or maps, including land information
11 systems and geographic information systems, relative to
12 the performance of activities in items (a), (b), (d), (e),
13 (f), and (h) of this Section, except where electronic means
14 or computerized data is otherwise utilized to integrate,
15 display, represent, or assess the created, prepared, or
16 modified data;

17 (h) ~~Determining~~ ~~Establishing~~ or adjusting any control
18 network or any geodetic control network or cadastral data
19 as it pertains to items (a) through (g) of this Section
20 together with the assignment of measured values to any
21 United States Rectangular System corners, title or real
22 property corner monuments or geodetic monuments;

23 (i) Preparing and attesting to the accuracy of a map or
24 plat showing the land boundaries or lines and marks and
25 monuments of the boundaries or of a map or plat showing the
26 boundaries of surface, subsurface, or air rights;

1 (j) Executing and issuing certificates, endorsements,
2 reports, or plats that portray the horizontal or vertical
3 relationship between existing physical objects or
4 structures and one or more corners, datums, or boundaries
5 of any portion of the earth's surface, subsurface, or
6 airspace;

7 (k) Acting in direct supervision and control of land
8 surveying activities or acting as a manager in any place of
9 business that solicits, performs, or practices land
10 surveying;

11 (l) Boundary analysis and determination of property,
12 easement, or right-of-way lines on any plat submitted for
13 regulatory review by governmental or municipal agencies;

14 (m) ~~(l)~~ Offering or soliciting to perform any of the
15 services set forth in this Section.

16 In the performance of any of the foregoing functions, a
17 licensee shall adhere to the standards of professional conduct
18 enumerated in 68 Ill. Adm. Code 1270.57. Nothing contained in
19 this Section imposes upon a person licensed under this Act the
20 responsibility for the performance of any of the foregoing
21 functions unless such person specifically contracts to perform
22 such functions.

23 (Source: P.A. 96-626, eff. 8-24-09; 96-1000, eff. 7-2-10;
24 97-333, eff. 8-12-11; 97-813, eff. 7-13-12.)

25 (225 ILCS 330/8) (from Ch. 111, par. 3258)

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

2 Sec. 8. Powers and duties of the Board; quorum. Subject to
3 the provisions of this Act, the Board shall exercise the
4 following functions, powers, and duties:

5 (a) Review applicant qualifications to sit for the
6 examination or for licensure and shall make
7 recommendations to the Department except for those
8 applicant qualifications that the Board designates as
9 routinely acceptable;

10 (b) Conduct hearings regarding disciplinary actions
11 and submit a written report to the Secretary as required by
12 this Act and provide a Board member at informal
13 conferences;

14 (c) Visit universities or colleges to evaluate
15 surveying curricula and submit to the Secretary a written
16 recommendation of acceptability of the curriculum;

17 (d) Submit a written recommendation to the Secretary
18 concerning promulgation or amendment of rules for the
19 administration of this Act;

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

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

26 (g) Hold at least 3 regular meetings each year; and

1 (h) The Board shall annually elect a Chairperson and a
2 Vice Chairperson who shall be licensed Illinois
3 Professional Land Surveyors.

4 A quorum of the Board shall consist of 4 members. A quorum
5 is required for all Board decisions.

6 Subject to the provisions of this Act, the Board may
7 exercise the following duties as deemed necessary by the
8 Department: (i) review education and experience qualifications
9 of applicants, including conducting oral interviews; (ii)
10 determine eligibility as a Professional Land Surveyor or
11 Surveyor Intern ~~Land Surveyor-in-Training~~; and (iii) submit to
12 the Secretary recommendations on applicant qualifications for
13 enrollment and licensure.

14 (Source: P.A. 96-626, eff. 8-24-09.)

15 (225 ILCS 330/11) (from Ch. 111, par. 3261)

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

17 Sec. 11. Examination; failure ~~Failure~~ or refusal to take.
18 The Department shall authorize examinations, as recommended
19 and approved by the Board, for licensure as Surveyor Interns
20 ~~Land Surveyors-in-Training~~ and Professional Land Surveyors at
21 such times and places as it may determine.

22 The examination of an applicant for licensure as a Surveyor
23 Intern ~~Land Surveyor-in-Training~~ or a Professional Land
24 Surveyor may include examinations as defined by rule. The
25 substance and form of the examination shall be as recommended

1 and approved by the Board. Each applicant shall be examined as
2 to his knowledge of the statutes of the United States of
3 America and the State of Illinois relating to the practice of
4 land surveying and mathematics as applied to land surveying.

5 All applicants for licensing as a Professional Land
6 Surveyor shall be required to pass, as a portion of the
7 examination, a jurisdictional examination to determine the
8 applicant's knowledge of the surveying tasks unique to the
9 State of Illinois, and the laws relating thereto.

10 Applicants for any examination shall be required to pay,
11 either to the Department or the designated testing service, a
12 fee covering the cost of providing the examination. Failure to
13 appear for the examination on the scheduled date, at the time
14 and place specified, after the applicant's application for
15 examination has been received and acknowledged by the
16 Department or the designated testing service, shall result in
17 the forfeiture of the examination fee. If an applicant
18 neglects, fails, or refuses to take an examination for
19 registration under this Act within 3 years after filing his
20 application, the application fee shall be forfeited to the
21 Department and the application denied. However, the applicant
22 may thereafter make a new application for examination,
23 accompanied by the required fee.

24 (Source: P.A. 98-713, eff. 7-16-14.)

25 (225 ILCS 330/12) (from Ch. 111, par. 3262)

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

2 Sec. 12. Qualifications for licensing.

3 (a) A person is qualified to receive a license as a
4 Professional Land Surveyor and the Department shall issue a
5 license to a person:

6 (1) who has applied in writing in the required form to
7 the Department;

8 (2) (blank);

9 (2.5) who has not violated any provision of this Act or
10 its rules;

11 (3) who is of good ethical character, including
12 compliance with the Code of Ethics and Standards of
13 Practice promulgated by rule pursuant to this Act, and has
14 not committed an act or offense in any jurisdiction that
15 would constitute grounds for discipline of a land surveyor
16 licensed under this Act;

17 (4) who has been issued a license as a Surveyor Intern
18 ~~Land Surveyor in Training~~;

19 (5) who, subsequent to passing the examination
20 authorized by the Department for licensure as a Surveyor
21 Intern ~~Surveyor In Training~~, has at least 4 years of
22 responsible charge experience verified by a professional
23 land surveyor in direct supervision and control of his or
24 her activities;

25 (6) who has passed an examination authorized by the
26 Department to determine his or her fitness to receive a

1 license as a Professional Land Surveyor; and

2 (7) who satisfies one of the following educational
3 requirements:

4 (A) is a graduate of an approved land surveying
5 curriculum of at least 4 years who has passed an
6 examination in the fundamentals of surveying, as
7 defined by rule; or

8 (B) is a graduate of a baccalaureate curriculum of
9 at least 4 years, including at least 24 semester hours
10 of land surveying courses from an approved land
11 surveying curriculum and the related science courses,
12 who has passed an examination in the fundamentals of
13 surveying, as defined by rule. ~~who has a baccalaureate~~
14 ~~degree in a related science if he or she does not have~~
15 ~~a baccalaureate degree in land surveying from an~~
16 ~~accredited college or university.~~

17 (b) A person is qualified to receive a license as a
18 Surveyor Intern ~~Land Surveyor in Training~~ and the Department
19 shall issue a license to a person:

20 (1) who has applied in writing in the required form
21 provided by the Department;

22 (2) (blank);

23 (3) who is of good moral character;

24 (4) who has the required education as set forth in this
25 Act; and

26 (5) who has passed an examination authorized by the

1 Department to determine his or her fitness to receive a
2 license as a Surveyor Intern ~~Land Surveyor in Training~~ in
3 accordance with this Act.

4 In determining moral character under this Section, the
5 Department may take into consideration whether the applicant
6 has engaged in conduct or actions that would constitute grounds
7 for discipline under this Act.

8 (Source: P.A. 96-626, eff. 8-24-09.)

9 (225 ILCS 330/13) (from Ch. 111, par. 3263)

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

11 Sec. 13. Minimum standards for enrollment as a Surveyor
12 Intern. Qualifications for examination for Licensed Land
13 Surveyor in Training. To enroll as a Surveyor Intern, an
14 applicant must be:

15 (1) a graduate of an approved land surveying curriculum
16 of at least 4 years who has passed an examination in the
17 fundamentals of surveying, as defined by rule;

18 (2) an applicant in the last year of an approved land
19 surveying or related science curriculum who passes an
20 examination in the fundamentals of surveying, as defined by
21 rule, and furnishes proof that the applicant graduated
22 within a 12-month period following the examination; or

23 (3) a graduate of a baccalaureate curriculum of at
24 least 4 years, including at least 24 semester hours of land
25 surveying courses from an approved land surveying

1 curriculum and the related science courses, as defined by
2 rule, who passes an examination in the fundamentals of
3 surveying, as defined by rule.

4 ~~Applicants for the examination for Land Surveyor-in-Training~~
5 ~~shall have:~~

6 ~~(1) a baccalaureate degree in Land Surveying from an~~
7 ~~accredited college or university program; or~~

8 ~~(2) a baccalaureate degree in a related science~~
9 ~~including at least 24 semester hours of land surveying~~
10 ~~courses from a Department approved curriculum of an~~
11 ~~accredited institution.~~

12 (Source: P.A. 96-626, eff. 8-24-09; 97-543, eff. 1-1-12.)

13 (225 ILCS 330/14) (from Ch. 111, par. 3264)

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

15 Sec. 14. License to be displayed. Every holder of a license
16 as a Professional Land Surveyor or Surveyor Intern ~~Land~~
17 ~~Surveyor-in-Training~~ shall display it in a conspicuous
18 location in his or her office, place of business, or place of
19 employment.

20 (Source: P.A. 91-132, eff. 1-1-00.)

21 (225 ILCS 330/16) (from Ch. 111, par. 3266)

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

23 Sec. 16. Unlawful to practice without license or
24 registration. It is unlawful for any person, sole

1 proprietorship, professional service corporation, corporation,
2 partnership, limited liability company, or other entity to
3 practice land surveying, or advertise or display any sign, card
4 or other device which might indicate to the public that the
5 person or entity is entitled to practice as a land surveyor, or
6 use the initials "P.L.S.", "L.S.", or "S.I." "~~S.I.T.~~", use the
7 title "Professional Land Surveyor" or "Surveyor Intern" "~~Land~~
8 ~~Surveyor in Training~~" or any of their derivations, unless such
9 person holds a valid active license as a Professional Land
10 Surveyor or Surveyor Intern ~~Land Surveyor in Training~~ in the
11 State of Illinois, or such professional service corporation,
12 corporation, partnership, sole proprietorship, limited
13 liability company, or other entity is in compliance with this
14 Act.

15 (Source: P.A. 88-428.)

16 (225 ILCS 330/16.5)

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

18 Sec. 16.5. Unlicensed practice; violation; civil penalty.

19 (a) Any person who practices, offers to practice, attempts
20 to practice, or holds oneself out to practice as a professional
21 land surveyor or as a Surveyor Intern ~~land surveyor in training~~
22 without being licensed under this Act shall, in addition to any
23 other penalty provided by law, pay a civil penalty to the
24 Department in an amount not to exceed \$10,000 for each offense
25 as determined by the Department. The civil penalty shall be

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

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

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

11 (Source: P.A. 96-626, eff. 8-24-09.)

12 (225 ILCS 330/17) (from Ch. 111, par. 3267)

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

14 Sec. 17. Surveyor Intern; supervision ~~Land~~
15 ~~Surveyor in Training; Supervision~~. It is unlawful for any
16 Surveyor Intern ~~Land Surveyor in Training~~ licensed under this
17 Act to practice or attempt to practice land surveying except
18 when in responsible charge under the overall supervision of a
19 Professional Land Surveyor.

20 (Source: P.A. 86-987.)

21 (225 ILCS 330/18) (from Ch. 111, par. 3268)

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

23 Sec. 18. Renewal, reinstatement or restoration of license;
24 Persons in military service.

1 (a) The expiration date and renewal period for each license
2 as a Professional Land Surveyor issued under this Act shall be
3 set by rule. The holder of a license may renew such license
4 during the month preceding the expiration date by paying the
5 required fee.

6 (b) Any Professional Land Surveyor whose license has been
7 inactive for less than 5 years is required to pay the current
8 renewal fee and shall have his or her license restored.

9 (c) A Professional Land Surveyor whose license has been
10 expired for more than 5 years may have the license restored by
11 making application to the Department and filing proof
12 acceptable to the Department of fitness to have the license
13 restored, including, but not limited to, sworn evidence
14 certifying to active practice in another jurisdiction and
15 payment of the required renewal, reinstatement or restoration
16 fee.

17 However, any Professional Land Surveyor whose license
18 expired while engaged (a) in federal service on active duty
19 with the armed forces of the United States, or the State
20 Militia called into active service or training, or (b) in
21 training or education under the supervision of the United
22 States preliminary to induction into the military service, may
23 have a license renewed without paying any lapsed reinstatement
24 or restoration fees upon passing an oral examination by the
25 Board, or without taking any examination, if approved by the
26 Board, if, within 2 years after the termination other than by

1 dishonorable discharge of such service, training, or
2 education, the licensee furnishes the Department with an
3 affidavit to the effect the licensee was so engaged and that
4 the service, training, or education has so terminated.

5 (d) A license for a Surveyor Intern does not expire ~~and~~
6 ~~Surveyor in Training is valid for 10 years and may not be~~
7 ~~renewed.~~

8 (Source: P.A. 96-626, eff. 8-24-09.)

9 (225 ILCS 330/23) (from Ch. 111, par. 3273)

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

11 Sec. 23. Address of Record; Names of licensed surveyors to
12 be published. It is the responsibility of a Professional Land
13 Surveyor or Surveyor Intern ~~and Surveyor in Training~~ to
14 inform the Department of any change of address or name. The
15 Department shall maintain a roster of names, ~~and~~ addresses, and
16 email addresses of all professional land surveyors and
17 professional design firms, partnerships, and corporations
18 licensed or registered under this Act. This roster shall be
19 available upon request and payment of the required fee.

20 (Source: P.A. 96-626, eff. 8-24-09.)

21 (225 ILCS 330/40) (from Ch. 111, par. 3290)

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

23 Sec. 40. Temporary suspension of a license. The Secretary
24 may temporarily suspend the license of a Professional Land

1 Surveyor or Surveyor Intern ~~Land Surveyor in Training~~ without
2 a hearing, simultaneously with the institution of proceedings
3 for a hearing under Section 29 of this Act, if the Secretary
4 finds that evidence in his possession indicates that a
5 Professional Land Surveyor's or Surveyor Intern's ~~Land~~
6 ~~Surveyor in Training's~~ continuation in practice would
7 constitute an imminent danger to the public. In the event that
8 the Secretary temporarily suspends the license of a
9 Professional Land Surveyor or Surveyor Intern ~~Land~~
10 ~~Surveyor in Training~~ without a hearing, a hearing by the Board
11 must be commenced within 30 days after such suspension has
12 occurred.

13 (Source: P.A. 96-626, eff. 8-24-09.)

14 (225 ILCS 330/48) (from Ch. 111, par. 3298)

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

16 Sec. 48. Fund, appropriations, investments and audits. The
17 moneys deposited in the Design Professionals Administration
18 and Investigation Fund from fines and fees under this Act shall
19 be appropriated to the Department exclusively for expenses of
20 the Department and the Board in the administration of this Act,
21 the Illinois Architecture Practice Act, the Professional
22 Engineering Practice Act of 1989, and the Structural
23 Engineering Practice Act of 1989. The expenses of the
24 Department under this Act shall be limited to the ordinary and
25 contingent expenses of the Design Professionals Dedicated

1 Employees within the Department as established under Section
2 2105-75 of the Department of Professional Regulation Law (20
3 ILCS 2105/2105-75) and other expenses related to the
4 administration and enforcement of this Act.

5 Moneys from the Fund may also be used for direct and
6 allocable indirect costs related to the public purposes of the
7 Department of Financial and Professional Regulation. Moneys in
8 the Fund may be transferred to the Professions Indirect Cost
9 Fund as authorized by Section 2105-300 of the Department of
10 Professional Regulation Law (20 ILCS 2105/2105-300).

11 Moneys in the Design Professionals Administration and
12 Investigation Fund may be invested and reinvested with all
13 earnings received from the investments to be deposited in the
14 Design Professionals Administration and Investigation Fund and
15 used for the same purposes as fees deposited in that Fund.

16 Upon the completion of any audit of the Department as
17 prescribed by the Illinois State Auditing Act that includes an
18 audit of the Design Professionals Administration and
19 Investigation Fund, the Department shall make the audit open to
20 inspection by any interested person. The copy of the audit
21 report required to be submitted to the Department by this
22 Section is in addition to copies of audit reports required to
23 be submitted to other State officers and agencies by Section
24 3-14 of the Illinois State Auditing Act.

25 (Source: P.A. 91-91, eff. 1-1-00; 91-239, eff. 1-1-00; 92-16,
26 eff. 6-28-01.)