

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 Barber, Cosmetology, Esthetics, and Nail  
5 Technology Act of 1985 is amended by changing Sections 1-4,  
6 1-7, 2-1, 2-7, 2A-7, 3-1, 3-2, 3-4, 3-6, 3-7, 3A-1, 3A-3, 3A-5,  
7 3B-10, 3B-11, 3B-13, 3B-15, 3C-1, 3C-2, 3C-3, 3D-5, 4-1, 4-1.5,  
8 and 4-2 and by adding Section 2-4b as follows:

9 (225 ILCS 410/1-4) (from Ch. 111, par. 1701-4)

10 (Section scheduled to be repealed on January 1, 2006)

11 Sec. 1-4. Definitions. In this Act the following words  
12 shall have the following meanings:

13 "Board" means the Barber, Cosmetology, Esthetics, and Nail  
14 Technology Board.

15 "Department" means the Department of Professional  
16 Regulation.

17 "Director" means the Director of Professional Regulation.

18 ~~"Committee" means the Barber, Cosmetology, Esthetics, and~~  
19 ~~Nail Technology Committee.~~

20 "Licensed barber" means an individual licensed by the  
21 Department to practice barbering and esthetics as defined in  
22 this Act and whose license is in good standing.

23 "Licensed cosmetologist" means an individual licensed by  
24 the Department to practice cosmetology, nail technology, and  
25 esthetics as defined in this Act and whose license is in good  
26 standing.

27 "Licensed esthetician" means an individual licensed by the  
28 Department to practice esthetics as defined in this Act and  
29 whose license is in good standing.

30 "Licensed nail technician" means any individual licensed  
31 by the Department to practice nail technology as defined in  
32 this Act and whose license is in good standing.

1 "Licensed barber teacher" means an individual licensed by  
2 the Department to practice barbering and esthetics as defined  
3 in this Act and to provide instruction in the theory and  
4 practice of barbering and esthetics to students in an approved  
5 barber school or esthetics school.

6 "Licensed cosmetology teacher" means an individual  
7 licensed by the Department to practice cosmetology, esthetics,  
8 and nail technology as defined in this Act and to provide  
9 instruction in the theory and practice of cosmetology,  
10 esthetics, and nail technology to students in an approved  
11 cosmetology, esthetics, or nail technology school.

12 "Licensed cosmetology clinic teacher" means an individual  
13 licensed by the Department to practice cosmetology, esthetics,  
14 and nail technology as defined in this Act and to provide  
15 clinical instruction in the practice of cosmetology,  
16 esthetics, and nail technology in an approved school of  
17 cosmetology, esthetics, or nail technology.

18 "Licensed esthetics teacher" means an individual licensed  
19 by the Department to practice esthetics as defined in this Act  
20 and to provide instruction in the theory and practice of  
21 esthetics to students in an approved cosmetology or esthetics  
22 school.

23 "Licensed esthetics clinic teacher" means an individual  
24 licensed by the Department to practice esthetics as defined in  
25 this Act and to provide clinical instruction in the practice of  
26 esthetics in an approved school of cosmetology or an approved  
27 school of esthetics.

28 "Licensed nail technology teacher" means an individual  
29 licensed by the Department to practice nail technology and to  
30 provide instruction in the theory and practice of nail  
31 technology to students in an approved nail technology school or  
32 cosmetology school.

33 "Licensed nail technology clinic teacher" means an  
34 individual licensed by the Department to practice nail  
35 technology as defined in this Act and to provide clinical  
36 instruction in the practice of nail technology in an approved

1 school of cosmetology or an approved school of nail technology.

2 "Enrollment" is the date upon which the student signs an  
3 enrollment agreement or student contract.

4 "Enrollment agreement" or "student contract" is any  
5 agreement, instrument, or contract however named, which  
6 creates or evidences an obligation binding a student to  
7 purchase a course of instruction from a school.

8 "Enrollment time" means the maximum number of hours a  
9 student could have attended class, whether or not the student  
10 did in fact attend all those hours.

11 "Elapsed enrollment time" means the enrollment time  
12 elapsed between the actual starting date and the date of the  
13 student's last day of physical attendance in the school.

14 (Source: P.A. 89-387, eff. 1-1-96; 90-302, eff. 8-1-97.)

15 (225 ILCS 410/1-7) (from Ch. 111, par. 1701-7)

16 (Section scheduled to be repealed on January 1, 2006)

17 Sec. 1-7. Licensure required; renewal.

18 (a) It is unlawful for any person to practice, or to hold  
19 himself or herself out to be a cosmetologist, esthetician, nail  
20 technician, or barber without a license as a cosmetologist,  
21 esthetician, nail technician, or barber issued by the  
22 Department of Professional Regulation pursuant to the  
23 provisions of this Act and of the Civil Administrative Code of  
24 Illinois. It is also unlawful for any person, firm,  
25 partnership, or corporation to own, operate, or conduct a  
26 cosmetology, esthetics, nail technology, or barber school  
27 without a license issued by the Department or to own or operate  
28 a cosmetology, esthetics, or nail technology salon or barber  
29 shop without a certificate of registration issued by the  
30 Department. It is further unlawful for any person to teach in  
31 any cosmetology, esthetics, nail technology, or barber college  
32 or school approved by the Department or hold himself or herself  
33 out as a cosmetology, esthetics, nail technology, or barber  
34 teacher without a license as a teacher, issued by the  
35 Department or as a cosmetology, esthetics, or nail technology

1 clinic teacher without a license as a clinic teacher issued by  
2 the Department.

3 (b) Notwithstanding any other provision of this Act, a  
4 person licensed as a cosmetologist ~~or barber~~ may hold himself  
5 or herself out as an esthetician and may engage in the practice  
6 of esthetics, as defined in this Act, without being licensed as  
7 an esthetician. A person licensed as a cosmetology teacher ~~or~~  
8 ~~barber teacher~~ may teach esthetics or hold himself or herself  
9 out as an esthetics teacher without being licensed as an  
10 esthetics teacher. A person licensed as a cosmetologist may  
11 hold himself or herself out as a nail technician and may engage  
12 in the practice of nail technology, as defined in this Act,  
13 without being licensed as a nail technician. A person licensed  
14 as a cosmetology teacher may teach nail technology and hold  
15 himself or herself out as a nail technology teacher without  
16 being licensed as a nail technology teacher.

17 (c) A person licensed as a barber teacher may hold himself  
18 or herself out as a barber and may practice barbering without a  
19 license as a barber. A person licensed as a cosmetology teacher  
20 may hold himself or herself out as a cosmetologist,  
21 esthetician, and nail technologist and may practice  
22 cosmetology, esthetics, and nail technology without a license  
23 as a cosmetologist, esthetician, or nail technologist. A person  
24 licensed as an esthetics teacher may hold himself or herself  
25 out as an esthetician without being licensed as an esthetician  
26 and may practice esthetics. A person licensed as a nail  
27 technician teacher may practice nail technology and may hold  
28 himself or herself out as a nail technologist without being  
29 licensed as a nail technologist.

30 (d) The holder of a license issued under this Act may renew  
31 that license during the month preceding the expiration date of  
32 the license by paying the required fee.

33 (Source: P.A. 89-387, eff. 1-1-96; 90-302, eff. 8-1-97.)

34 (225 ILCS 410/2-1) (from Ch. 111, par. 1702-1)

35 (Section scheduled to be repealed on January 1, 2006)

1           Sec. 2-1. Barbering defined. Any one or any combination of  
2 the following practices constitutes the practice of barbering:

3           To shave or trim the beard or cut the hair; to style,  
4 arrange, dress, curl, wave, straighten, clean, singe, epilate,  
5 depilate, shampoo, marcel, chemically restructure, bleach,  
6 tint, color or similarly work upon the hair or cranial  
7 prothesis of any person; to give relaxing facial or scalp  
8 massage or treatments with oils, creams or other preparations  
9 either by hand or by mechanical appliances. Nothing in this Act  
10 shall be construed to prohibit the shampooing of hair by  
11 persons employed for that purpose and who perform such task  
12 under the direct supervision of a licensed barber.

13           (Source: P.A. 89-387, eff. 1-1-96.)

14           (225 ILCS 410/2-4b new)

15           Sec. 2-4b. Licensure as a barber clinic teacher;  
16 qualifications. A person is qualified to receive a license as a  
17 barber clinic teacher if that person files an application on  
18 forms provided by the Department, pays the required fee, and:

19                 (1) is at least 18 years of age;

20                 (2) has graduated from high school or its equivalent;

21                 (3) has a current license as a cosmetologist;

22                 (4) has completed a program of 250 hours of clinic  
23 teacher training in a licensed school of barbering or  
24 cosmetology and has 2 years of practical experience as a  
25 licensed barber within 5 years preceding the examination;

26                 (5) has passed an examination authorized by the  
27 Department to determine fitness to receive a license as a  
28 barber teacher; and

29                 (6) has met any other requirements of this Act.

30           (225 ILCS 410/2-7) (from Ch. 111, par. 1702-7)

31           (Section scheduled to be repealed on January 1, 2006)

32           Sec. 2-7. Examination of applicants. The Department shall  
33 hold examinations of applicants for licensure as barbers and  
34 teachers of barbering at such times and places as it may

1 determine. Upon request, the examinations shall be  
2 administered in Spanish.

3 Each applicant shall be given a written examination testing  
4 both theoretical and practical knowledge of the following  
5 subjects insofar as they are related and applicable to the  
6 practice of barber science and art: (1) anatomy, (2)  
7 physiology, (3) skin diseases, (4) hygiene and sanitation, (5)  
8 barber history, (6) barber law, (7) hair cutting and styling,  
9 (8) shaving, shampooing, and permanent waving, (9) massaging,  
10 (10) bleaching, tinting, and coloring, and (11) implements.

11 The examination of applicants for licensure ~~registration~~  
12 as a barber teacher shall include: (a) practice of barbering  
13 and styling, (b) theory of barbering, (c) methods of teaching,  
14 and (d) school management.

15 This Act does not prohibit the practice as a barber or  
16 barber teacher by one who has applied in writing to the  
17 Department, in form and substance satisfactory to the  
18 Department, for a license and has complied with all the  
19 provisions of this Act in order to qualify for a license except  
20 the passing of an examination, until: (a) the expiration of 6  
21 months after the filing of such written application, or (b) the  
22 decision of the Department that the applicant has failed to  
23 pass an examination within 6 months or failed without an  
24 approved excuse to take an examination conducted within 6  
25 months by the Department, or (c) the withdrawal of the  
26 application.

27 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97.)

28 (225 ILCS 410/2A-7)

29 (Section scheduled to be repealed on January 1, 2006)

30 Sec. 2A-7. Requirements for licensure as barber school. A  
31 person, firm, or corporation may not own, operate or conduct a  
32 school or college of barbering for the purpose of teaching  
33 barbering for compensation without filing an application with  
34 the Department on forms provided by the Department, paying the  
35 required fees, and complying with the following requirements:

1           1. The applicant must submit to the Department for  
2 approval:

3           a. A floor plan, drawn to a scale specified on the  
4 floor plan, showing every detail of the proposed  
5 school;

6           b. A lease commitment or proof of ownership for the  
7 location of the proposed school; a lease commitment  
8 must provide for execution of the lease upon the  
9 Department's approval of the school's application and  
10 the lease must be for a period of at least one year;  
11 and

12           c. A written inspection report made by a local fire  
13 authority ~~the State Fire Marshal~~ approving the use of  
14 the proposed premises as a barbering school.

15           2. The applicant must submit a certified financial  
16 statement prepared by a licensed public accountant who is  
17 not an employee of the school, indicating sufficient  
18 finances to guarantee operation for one full year.

19           3. The proposed barber school or college shall have a  
20 minimum of one theory or demonstration room, one workroom,  
21 and 2 toilet facilities.

22           The minimum equipment in the workroom shall be 20  
23 barber chairs, one cabinet and one wet sterilizer for each  
24 barber chair, four shampoo basins complete with shampoo  
25 spray, one electric vibrator for each 10 barber chairs, and  
26 one scalp-treatment high frequency electricity apparatus  
27 for each 10 barber chairs.

28           The municipality in which the proposed new barber  
29 school is to be located shall be large enough to support  
30 the proposed barber school to the degree that the students  
31 who might be enrolled in the proposed barber school would  
32 be assured of sufficient practice to enable them to become  
33 competent workers.

34           It shall be a requirement for maintaining and renewing  
35 a barber school license that the school or college of  
36 barbering actually provide instruction and teaching, as

1 well as maintain the equipment required by this Section. If  
2 a barber school ceases operation for any reason, the  
3 Department shall place the school's license on inoperative  
4 status, without hearing, for a period of up to one year  
5 from the date that the school ceases operation. A barber  
6 school license on inoperative status may be restored by the  
7 Department upon resumption of operation in accordance with  
8 the requirements of this Act. A license on inoperative  
9 status may not be renewed.

10 A barber school license that remains on inoperative  
11 status for a period of one year shall automatically,  
12 without hearing, be cancelled. A cancelled license may not  
13 be renewed or restored. A person, firm, or corporation  
14 whose license has been cancelled and who wishes to own,  
15 operate, or conduct a school or college of barbering for  
16 the purpose of teaching barbering for compensation must  
17 apply for a new license.

18 4. The proposed barber school or college shall have a  
19 curriculum that includes each of the following subjects:  
20 the preparation and care of barber implements, the art of  
21 haircutting, styling, shaving, beard trimming and  
22 shampooing, relaxing facial and scalp massaging and  
23 treatments either by hand or mechanical appliances, hair  
24 tinting, coloring, and bleaching, permanent waving, barber  
25 anatomy, physiology, bacteriology, cleaning and  
26 disinfection ~~sanitation~~, barber history, Illinois barber  
27 law, electricity and light rays, and a course concerning  
28 the recognition of ~~dealing with the~~ common diseases of the  
29 skin and methods to avoid the aggravation and spreading  
30 thereof in the practice of barbering.

31 In a 1500 hour barber course all students shall receive  
32 a minimum of 150 hours of lectures, demonstrations, or  
33 discussions. The remaining 1350 hours shall be devoted to  
34 bacteriology, skin and scalp diseases, sanitation,  
35 antiseptics and disinfectants, trichology, anatomy,  
36 physiology, shampoo-tinting techniques, facial massages,



1 hair treatments, electrical devices, shaving, women's  
2 haircutting, chemical processing, professional ethics,  
3 personal hygiene, public safety, career preparation, hair  
4 cutting techniques, facial razor techniques,  
5 shampoo-tinting chemicals, and massage and scalp  
6 treatments; practical application of the student's skill  
7 in the workroom; and any, ~~or to~~ additional theory or other  
8 classwork, at the discretion of the instructor.

9 5. The school shall comply with all rules of the  
10 Department establishing the necessary curriculum and  
11 equipment required for the conduct of such school.

12 6. The school shall employ a sufficient number of  
13 qualified teachers of barbering who are holders of a  
14 current license issued by the Department, which staff is  
15 adequate only if the ratio of students to teachers does not  
16 exceed 25 students for each barber teacher.

17 7. A final inspection of the barber school shall be  
18 made by the Department before the school may commence  
19 classes. The inspection shall include a determination of  
20 whether:

21 a. All of the requirements of paragraph 1 of this  
22 Section have been met.

23 b. The school is in compliance with all rules of  
24 the Department established for the purpose of  
25 determining the necessary curriculum and equipment  
26 required for the school.

27 c. A sufficient number of qualified teachers of  
28 barbering who are holders of current licenses issued by  
29 the Department are employed.

30 Upon meeting all of the above requirements, the Department  
31 may issue a license and the school may commence classes.

32 No barber school may cease operation without first  
33 delivering its student records to a place of safekeeping in  
34 accordance with Department rule.

35 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97;  
36 90-580, eff. 5-21-98.)

1 (225 ILCS 410/3-1) (from Ch. 111, par. 1703-1)

2 (Section scheduled to be repealed on January 1, 2006)

3 Sec. 3-1. Cosmetology defined. Any one or any combination  
4 of the following practices constitutes the practice of  
5 cosmetology when done for cosmetic or beautifying purposes and  
6 not for the treatment of disease or of muscular or nervous  
7 disorder: arranging, braiding, dressing, cutting, trimming,  
8 curling, waving, chemical restructuring, shaping, singeing,  
9 bleaching, coloring or similar work, upon the hair of the head  
10 or any cranial prosthetic attachment; cutting or trimming  
11 facial hair of any person; any practice of manicuring,  
12 pedicuring, decorating nails, applying sculptured nails or  
13 otherwise artificial nails by hand or with mechanical or  
14 electrical apparatus or appliances, or in any way caring for  
15 the nails or the skin of the hands or feet including massaging  
16 the hands, arms, elbows, feet, lower legs, and knees of another  
17 person for other than the treatment of medical disorders; any  
18 practice of epilation or depilation of any person; any practice  
19 for the purpose of cleansing, massaging or toning the skin of  
20 the scalp; beautifying, massaging, cleansing, exfoliating, or  
21 stimulating the stratum corneum of the epidermis, ~~or~~  
22 ~~stimulating the skin of the human body~~ by the use of cosmetic  
23 preparations, ~~antiseptics,~~ body treatments, body wraps, the  
24 use of hydrotherapy, ~~tonics, lotions or creams~~ or any device,  
25 electrical, mechanical, or otherwise, ~~for the care of the skin;~~  
26 applying make-up or eyelashes to any person or, ~~tinting~~  
27 ~~eyelashes and eyebrows and~~ lightening hair on the body and  
28 removing superfluous hair from the body of any person by the  
29 use of depilatories, waxing or tweezers. The term "cosmetology"  
30 does not include the services provided by an electrologist.  
31 Nail technology is the practice and the study of cosmetology  
32 only to the extent of manicuring, pedicuring, decorating, and  
33 applying sculptured or otherwise artificial nails, or in any  
34 way caring for the nail or the skin of the hands or feet  
35 including massaging the hands, arms, elbows, feet, lower legs,

1 and knees. Cosmetologists are prohibited from using any  
2 technique, product, or practice intended to affect the living  
3 layers of the skin ~~performing any procedure that may puncture~~  
4 ~~or abrade the skin below the stratum corneum of the epidermis~~  
5 ~~or remove closed milia (whiteheads) which may draw blood or~~  
6 ~~serous body fluid.~~ The term cosmetology includes rendering  
7 advice on what is cosmetically appealing, but no person  
8 licensed under this Act shall render advice on what is  
9 appropriate medical treatment for diseases of the skin.  
10 Purveyors of cosmetics may demonstrate such cosmetic products  
11 in conjunction with any sales promotion and shall not be  
12 required to hold a license under this Act. Nothing in this Act  
13 shall be construed to prohibit the shampooing of hair by  
14 persons employed for that purpose and who perform that task  
15 under the direct supervision of a licensed cosmetologist or  
16 licensed cosmetology teacher.

17 (Source: P.A. 91-863, eff. 7-1-00.)

18 (225 ILCS 410/3-2) (from Ch. 111, par. 1703-2)

19 (Section scheduled to be repealed on January 1, 2006)

20 Sec. 3-2. Licensure; qualifications.

21 (1) A person is qualified to receive a license as a  
22 cosmetologist who has filed an application on forms provided by  
23 the Department, pays the required fees, and:

24 a. Is at least 16 years of age; and

25 b. Is beyond the age of compulsory school attendance or  
26 has received a certificate of graduation from a school  
27 providing secondary education ~~Has graduated from an eighth~~  
28 ~~grade elementary school,~~ or the recognized ~~its~~ equivalent  
29 of that certificate; and

30 c. Has graduated from a school of cosmetology approved  
31 by the Department, having completed a program of 1500 hours  
32 in the study of cosmetology extending over a period of not  
33 less than 8 months nor more than 7 consecutive years. A  
34 school of cosmetology may, at its discretion, consistent  
35 with the rules of the Department, accept up to 500 hours of

1 barber school training at a recognized barber school toward  
2 the 1500 hour program requirement of cosmetology. Time  
3 spent in such study under the laws of another state or  
4 territory of the United States or of a foreign country or  
5 province shall be credited toward the period of study  
6 required by the provisions of this paragraph; and

7 d. Has passed an examination authorized by the  
8 Department to determine fitness to receive a license as a  
9 cosmetologist. ~~The requirements for remedial training set  
10 forth in Section 3-6 of this Act may be waived in whole or  
11 in part by the Department upon proof to the Department that  
12 the applicant has demonstrated competence to again sit for  
13 the examination. The Department shall promulgate rules  
14 establishing the standards by which such determination  
15 shall be made; and~~

16 e. Has met any other requirements of this Act.

17 (2) (Blank). ~~If the applicant applies for a license as a  
18 cosmetologist on September 1, 2000 or September 2, 2000, the  
19 Department may accept a verified 10 years of cosmetology  
20 experience, which may include esthetics or nail technology  
21 experience, before July 1, 2000 in lieu of the requirements in  
22 items c and d of subsection (1) of this Section.~~

23 (Source: P.A. 93-253, eff. 7-22-03.)

24 (225 ILCS 410/3-4) (from Ch. 111, par. 1703-4)

25 (Section scheduled to be repealed on January 1, 2006)

26 Sec. 3-4. Licensure as cosmetology teacher or cosmetology  
27 clinic teacher; qualifications.

28 (a) A person is qualified to receive license as a  
29 cosmetology teacher if that person has applied in writing on  
30 forms provided by the Department, has paid the required fees,  
31 and:

32 (1) is at least 18 years of age;

33 (2) has graduated from high school or its equivalent;

34 (3) has a current license as a cosmetologist;

35 (4) has either: (i) completed a program of 500 hours of

1 teacher training in a licensed school of cosmetology and  
2 had 2 years of practical experience as a licensed  
3 cosmetologist within 5 years preceding the examination; or  
4 (ii) completed a program of 1,000 hours of teacher training  
5 in a licensed school of cosmetology;

6 (5) has passed an examination authorized by the  
7 Department to determine fitness to receive a license as a  
8 cosmetology teacher; and

9 (6) has met any other requirements of this Act.

10 ~~A cosmetology teacher who teaches esthetics, in order to be~~  
11 ~~licensed, shall demonstrate, to the satisfaction of the~~  
12 ~~Department, current skills in the use of machines used in the~~  
13 ~~practice of esthetics.~~

14 ~~An individual who receives a license as a cosmetology~~  
15 ~~teacher shall not be required to maintain an active cosmetology~~  
16 ~~license in order to practice cosmetology as defined in this~~  
17 ~~Act.~~

18 (b) A person is qualified to receive a license as a  
19 cosmetology clinic teacher if he or she has applied in writing  
20 on forms provided by the Department, has paid the required  
21 fees, and:

22 (1) is at least 18 years of age;

23 (2) has graduated from high school or its equivalent;

24 (3) has a current license as a cosmetologist;

25 (4) has (i) completed a program of 250 hours of clinic  
26 teacher training in a licensed school of cosmetology or  
27 (ii) within 5 years preceding the examination, ~~and~~ has  
28 obtained a minimum of 2 years of practical experience  
29 working at least 30 full-time hours per week as a licensed  
30 cosmetologist ~~within 5 years preceding the examination;~~

31 (5) has passed an examination authorized by the  
32 Department to determine fitness to receive a license as a  
33 cosmetology teacher; ~~and~~

34 (6) has completed an instructor's institute of 20  
35 hours, as prescribed by the Department, prior to submitting  
36 an application for examination; and ~~has met any other~~

1 ~~requirements of this Act.~~

2 (7) has met any other requirements of this Act.

3 (Source: P.A. 90-302, eff. 8-1-97; 91-357, eff. 7-29-99;  
4 91-863, eff. 7-1-00.)

5 (225 ILCS 410/3-6) (from Ch. 111, par. 1703-6)

6 (Section scheduled to be repealed on January 1, 2006)

7 Sec. 3-6. Examination. The Department shall authorize  
8 examinations of applicants for licensure as cosmetologists  
9 ~~and~~ teachers of cosmetology through available physical and  
10 electronic means ~~at the times and places it may determine~~. If  
11 an applicant for licensure as a cosmetologist fails to pass 3  
12 examinations conducted by the Department, the applicant shall,  
13 before taking a subsequent examination, furnish evidence of not  
14 less than 250 hours of additional study of cosmetology in an  
15 approved school of cosmetology since the applicant last took  
16 the examination. If an applicant for licensure as a cosmetology  
17 teacher fails to pass 3 examinations conducted by the  
18 Department, the applicant shall, before taking a subsequent  
19 examination, furnish evidence of not less than 80 hours of  
20 additional study in teaching methodology and educational  
21 psychology in an approved school of cosmetology since the  
22 applicant last took the examination. An applicant who fails to  
23 pass the fourth examination shall not again be admitted to an  
24 examination unless: (i) in the case of an applicant for  
25 licensure as a cosmetologist, the applicant again takes and  
26 completes a program of 1500 hours in the study of cosmetology  
27 in an approved school of cosmetology extending over a period  
28 that commences after the applicant fails to pass the fourth  
29 examination and that is not less than 8 months nor more than 7  
30 consecutive years in duration; (ii) in the case of an applicant  
31 for licensure as a cosmetology teacher, the applicant again  
32 takes and completes a program of 1000 hours of teacher training  
33 in an approved school of cosmetology, except that if the  
34 applicant had 2 years of practical experience as a licensed  
35 cosmetologist within the 5 years preceding the initial

1 examination taken by the applicant, the applicant must again  
2 take and complete a program of 500 hours of teacher training in  
3 an approved school of cosmetology, esthetics, or nail  
4 technology; or (iii) in the case of an applicant for licensure  
5 as a cosmetology clinic teacher, the applicant again takes and  
6 completes a program of 250 hours of clinic teacher training in  
7 a licensed school of cosmetology. The requirements for remedial  
8 training set forth in this Section may be waived in whole or in  
9 part by the Department upon proof to the Department that the  
10 applicant has demonstrated competence to again sit for the  
11 examination. The Department shall adopt rules establishing the  
12 standards by which this determination shall be made. Each  
13 cosmetology applicant shall be given a written examination  
14 testing both theoretical and practical knowledge, which shall  
15 include, but not be limited to, questions that determine the  
16 applicant's knowledge of product chemistry, sanitary rules,  
17 sanitary procedures, chemical service procedures, hazardous  
18 chemicals and exposure minimization, knowledge of the anatomy  
19 of the skin, scalp, ~~and~~ hair, and nails as they relate to  
20 applicable services under this Act and labor and compensation  
21 laws.

22 The examination of applicants for licensure as a  
23 cosmetology, esthetics, or nail technology teacher may include  
24 all of the elements of the exam for licensure as a  
25 cosmetologist, esthetician, or nail technician and also  
26 include teaching methodology, classroom management, record  
27 keeping, and any other related subjects that the Department in  
28 its discretion may deem necessary to insure competent  
29 performance.

30 This Act does not prohibit the practice of cosmetology by  
31 one who has applied in writing to the Department, in form and  
32 substance satisfactory to the Department, for a license as a  
33 cosmetologist, or the teaching of cosmetology by one who has  
34 applied in writing to the Department, in form and substance  
35 satisfactory to the Department, for a license as a cosmetology  
36 teacher or cosmetology clinic teacher, if the person has

1 complied with all the provisions of this Act in order to  
2 qualify for a license, except the passing of an examination to  
3 be eligible to receive a license, until: (a) the expiration of  
4 6 months after the filing of the written application, (b) the  
5 decision of the Department that the applicant has failed to  
6 pass an examination within 6 months or failed without an  
7 approved excuse to take an examination conducted within 6  
8 months by the Department, or (c) the withdrawal of the  
9 application.

10 ~~A person who took the September 10, 1994 cosmetology~~  
11 ~~licensure examination for the sixth time and failed the~~  
12 ~~examination and failed to request a reader based upon a~~  
13 ~~documented learning disability may reapply for the examination~~  
14 ~~within 6 months of the effective date of this amendatory Act of~~  
15 ~~the 91st General Assembly without having to complete the~~  
16 ~~additional 1,500 hours of instruction required under this Act.~~

17 (Source: P.A. 90-302, eff. 8-1-97; 91-863, eff. 7-1-00.)

18 (225 ILCS 410/3-7) (from Ch. 111, par. 1703-7)

19 (Section scheduled to be repealed on January 1, 2006)

20 Sec. 3-7. Licensure; renewal; continuing education;  
21 military service. The holder of a license issued under this  
22 Article III may renew that license during the month preceding  
23 the expiration date thereof by paying the required fee, giving  
24 such evidence as the Department may prescribe of completing not  
25 less than 14 hours of continuing education for a cosmetologist,  
26 and 24 hours of continuing education for a cosmetology teacher  
27 or cosmetology clinic teacher, within the 2 years prior to  
28 renewal. The training shall be in subjects approved by the  
29 Department as prescribed by rule upon recommendation of the  
30 Committee.

31 A license that has been expired for more than 5 years may  
32 be restored by payment of the restoration fee and submitting  
33 evidence satisfactory to the Department of the current  
34 qualifications and fitness of the licensee, which shall include  
35 completion of continuing education hours for the period



1 subsequent to expiration.

2 The Department shall establish by rule a means for the  
3 verification of completion of the continuing education  
4 required by this Section. This verification may be accomplished  
5 through audits of records maintained by registrants, by  
6 requiring the filing of continuing education certificates with  
7 the Department, or by other means established by the  
8 Department. The Department shall ~~may~~ select a qualified  
9 organization that has no direct business relationship with a  
10 licensee, licensed entity or a subsidiary of a licensed entity  
11 under this Act to maintain and verify records relating to  
12 continuing education.

13 A license issued under the provisions of this Act that has  
14 expired while the holder of the license was engaged (1) in  
15 federal service on active duty with the Army of the United  
16 States, the United States Navy, the Marine Corps, the Air  
17 Force, the Coast Guard, or any Women's Auxiliary thereof, or  
18 the State Militia called into the service or training of the  
19 United States of America, or (2) in training or education under  
20 the supervision of the United States preliminary to induction  
21 into the military service, may be reinstated or restored  
22 without the payment of any lapsed renewal fees, reinstatement  
23 fee, or restoration fee if within 2 years after the termination  
24 of such service, training, or education other than by  
25 dishonorable discharge, the holder furnishes the Department  
26 with an affidavit to the effect that he or she has been so  
27 engaged and that his or her service, training, or education has  
28 been so terminated.

29 The Department, in its discretion, may waive enforcement of  
30 the continuing education requirement in this Section and shall  
31 adopt rules defining the standards and criteria for that waiver  
32 under the following circumstances:

33 (a) the licensee resides in a locality where it is  
34 demonstrated that the absence of opportunities for such  
35 education would interfere with the ability of the licensee  
36 to provide service to the public;

1 (b) that to comply with the continuing education  
2 requirements would cause a substantial financial hardship  
3 on the licensee;

4 (c) that the licensee is serving in the United States  
5 Armed Forces; or

6 (d) that the licensee is incapacitated due to illness.

7 The continuing education requirements of this Section do  
8 not apply to a licensee who ~~(i) is at least 62 years of age~~  
9 ~~before January 1, 1999 or (ii) has been licensed as a~~  
10 ~~cosmetologist, cosmetology teacher, or cosmetology clinic~~  
11 ~~teacher for at least 25 years and does not regularly work as a~~  
12 ~~cosmetologist, cosmetology teacher, or cosmetology clinic~~  
13 ~~teacher for more than 14 hours per week.~~

14 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97;  
15 90-302, eff. 8-1-97; 90-602, eff. 1-1-99.)

16 (225 ILCS 410/3A-1) (from Ch. 111, par. 1703A-1)

17 (Section scheduled to be repealed on January 1, 2006)

18 Sec. 3A-1. Esthetics ~~and esthetician~~ defined.

19 (A) Any one or combination of ~~person who for compensation,~~  
20 ~~whether direct or indirect, including tips, engages in~~ the  
21 following practices, when done for cosmetic or beautifying  
22 purposes and not for the treatment of disease or of a muscular  
23 or nervous disorder, constitutes ~~engages in~~ the practice of  
24 esthetics:

25 1. Beautifying, massaging, cleansing, exfoliating, or  
26 stimulating the stratum corneum of the epidermis ~~or~~  
27 ~~stimulating the skin of the human body, except the scalp,~~  
28 by the use of cosmetic preparations, body treatments, body  
29 wraps, ~~the use of~~ hydrotherapy, ~~antiseptics, tonics,~~  
30 ~~lotions or creams~~ or any device, electrical, mechanical, or  
31 otherwise, for the care of the skin;

32 2. Applying make-up or eyelashes to any person or,  
33 ~~tinting eyelashes and eyebrows and~~ lightening hair on the  
34 body except the scalp; and

35 3. Removing superfluous hair from the body of any

1 person by the use of depilatories, waxing or tweezers.

2 However, esthetics does not include the services provided  
3 by a cosmetologist or electrologist. Estheticians are  
4 prohibited from using techniques, products, and practices  
5 intended to affect the living layers of the skin ~~performing any~~  
6 ~~procedure which may puncture or abrade the skin below the~~  
7 ~~stratum corneum of the epidermis or remove closed milia~~  
8 ~~(whiteheads) which may draw blood or serous body fluid.~~ The  
9 term esthetics includes rendering advice on what is  
10 cosmetically appealing, but no person licensed under this Act  
11 shall render advice on what is appropriate medical treatment  
12 for diseases of the skin.

13 (B) (Blank). ~~"Esthetician" means any person who, with hands~~  
14 ~~or mechanical or electrical apparatus or appliances, engages~~  
15 ~~only in the use of cosmetic preparations, body treatments, body~~  
16 ~~wraps, hydrotherapy, makeups, antiseptics, tonics, lotions,~~  
17 ~~creams or other preparations or in the practice of massaging,~~  
18 ~~cleansing, exfoliating the stratum corneum of the epidermis,~~  
19 ~~stimulating, manipulating, beautifying, grooming or similar~~  
20 ~~work on the face, neck, arms and hands or body in a superficial~~  
21 ~~mode, and not for the treatment of medical disorders.~~

22 (Source: P.A. 91-863, eff. 7-1-00.)

23 (225 ILCS 410/3A-3) (from Ch. 111, par. 1703A-3)

24 (Section scheduled to be repealed on January 1, 2006)

25 Sec. 3A-3. Licensure as an esthetics teacher;  
26 qualifications.

27 (a) A person is qualified to receive a license as an  
28 esthetics teacher if that person has applied in writing on  
29 forms supplied by the Department, paid the required fees, and:

30 (1) is at least 18 years of age;

31 (2) has graduated from high school or its equivalent;

32 (3) has a current license as a licensed cosmetologist  
33 or esthetician;

34 (4) has either: (i) completed a program of 500 hours of  
35 teacher training in a licensed school of cosmetology or a

1 licensed esthetics school and had 2 years of practical  
2 experience as a licensed cosmetologist or esthetician  
3 within 5 years preceding the examination; or (ii) completed  
4 a program of 750 hours of teacher training in a licensed  
5 school of cosmetology approved by the Department to teach  
6 esthetics or a licensed esthetics school;

7 (5) has passed an examination authorized by the  
8 Department ~~to determine fitness~~ to receive a license as a  
9 licensed cosmetology or esthetics teacher;

10 (6) (blank); and ~~demonstrates, to the satisfaction of~~  
11 ~~the Department, current skills in the use of machines used~~  
12 ~~in the practice of esthetics; and~~

13 (7) has met any other requirements as required by this  
14 Act.

15 (b) A person is qualified to receive a license as an  
16 esthetics clinic teacher if that person has applied in writing  
17 on forms supplied by the Department, paid the required fees,  
18 and:

19 (1) is at least 18 years of age;

20 (2) has graduated from high school or its equivalent;

21 (3) has a current license as a licensed cosmetologist  
22 or esthetician;

23 (4) has (i) completed a program of 250 hours of clinic  
24 teacher training in a licensed school of cosmetology  
25 approved by the Department to teach esthetics or a licensed  
26 esthetics school or (ii) within 5 years preceding the  
27 examination, has obtained a minimum of ~~and had~~ 2 years of  
28 practical experience working at least 30 full-time hours  
29 per week as a licensed cosmetologist or esthetician ~~within~~  
30 ~~5 years preceding the examination;~~

31 (5) has passed an examination authorized by the  
32 Department to determine fitness to receive a license as a  
33 licensed cosmetology teacher or licensed esthetics  
34 teacher;

35 (6) has completed an instructor's institute of 20  
36 hours, as prescribed by the Department, prior to submitting

1 ~~an application for examination demonstrates, to the~~  
2 ~~satisfaction of the Department, current skills in the use~~  
3 ~~of machines used in the practice of esthetics; and~~

4 (7) has met any other requirements required by this  
5 Act.

6 (c) An applicant who is issued a license as an esthetics  
7 teacher or esthetics clinic teacher is not required to maintain  
8 an esthetics license in order to practice as an esthetician as  
9 defined in this Act.

10 (Source: P.A. 90-302, eff. 8-1-97; 91-863, eff. 7-1-00.)

11 (225 ILCS 410/3A-5) (from Ch. 111, par. 1703A-5)

12 (Section scheduled to be repealed on January 1, 2006)

13 Sec. 3A-5. Examination.

14 (a) The Department shall authorize examinations of  
15 applicants for a license as an esthetician or teacher of  
16 esthetics at such times and places as it may determine. The  
17 Department shall authorize no fewer than 4 examinations for a  
18 license as an esthetician or a teacher of esthetics in a  
19 calendar year.

20 If an applicant neglects, fails without an approved excuse,  
21 or refuses to take the next available examination offered for  
22 licensure under this Act, the fee paid by the applicant shall  
23 be forfeited to the Department and the application denied. If  
24 an applicant fails to pass an examination for licensure under  
25 this Act within 3 years after filing his or her application,  
26 the application shall be denied. However, such applicant may  
27 thereafter make a new application for examination, accompanied  
28 by the required fee, if he or she meets the requirements in  
29 effect at the time of reapplication. If an applicant for  
30 licensure as an esthetician is unsuccessful at 3 examinations  
31 conducted by the Department, the applicant shall, before taking  
32 a subsequent examination, furnish evidence of not less than 125  
33 hours of additional study of esthetics in an approved school of  
34 cosmetology or esthetics since the applicant last took the  
35 examination. If an applicant for licensure as an esthetics

1 teacher or esthetics clinic teacher is unsuccessful at 3  
2 examinations conducted by the Department, the applicant shall,  
3 before taking a subsequent examination, furnish evidence of not  
4 less than 80 hours of additional study in teaching methodology  
5 and educational psychology in a licensed school of cosmetology  
6 or esthetics since the applicant last took the examination. An  
7 applicant who fails to pass a fourth examination shall not  
8 again be admitted to an examination unless (i) in the case of  
9 an applicant for licensure as an esthetician, the applicant  
10 shall again take and complete a program of 750 hours in the  
11 study of esthetics in a licensed school of cosmetology approved  
12 to teach esthetics or a school of esthetics, extending over a  
13 period that commences after the applicant fails to pass the  
14 fourth examination and that is not less than 18 weeks nor more  
15 than 4 consecutive years in duration; (ii) in the case of an  
16 applicant for a license as an esthetics teacher, the applicant  
17 shall again take and complete a program of 750 hours of teacher  
18 training in a school of cosmetology approved to teach esthetics  
19 or a school of esthetics, except that if the applicant had 2  
20 years of practical experience as a licensed cosmetologist or  
21 esthetician within 5 years preceding the initial examination  
22 taken by the applicant, the applicant must again take and  
23 complete a program of 500 hours of teacher training in licensed  
24 cosmetology or a licensed esthetics school; or (iii) in the  
25 case of an applicant for a license as an esthetics clinic  
26 teacher, the applicant shall again take and complete a program  
27 of 250 hours of clinic teacher training in a licensed school of  
28 cosmetology or a licensed school of esthetics.

29 (b) Each applicant shall be given a written examination  
30 testing both theoretical and practical knowledge which shall  
31 include, but not be limited to, questions that determine the  
32 applicant's knowledge of:

33 (1) product chemistry;

34 (2) cleanliness and health and safety procedures  
35 ~~sanitary rules and regulations;~~

36 (3) equipment, techniques, products, and practices as

1 they relate to applicable services under this Act ~~sanitary~~  
2 ~~procedures;~~

3 (4) (blank); ~~chemical service procedures;~~

4 (5) knowledge of the anatomy and physiology of the  
5 skin, as it relates to applicable services under this Act;

6 (6) the provisions and requirements of this Act; and

7 (7) labor and compensation laws.

8 (c) The examination of applicants for licensure as an  
9 esthetics teacher may include all of the above and may also  
10 include:

11 (1) teaching methodology;

12 (2) classroom management; and

13 (3) record keeping and any other subjects that the  
14 Department may deem necessary to insure competent  
15 performance.

16 (d) This Act does not prohibit the practice of esthetics by  
17 one who has applied in writing to the Department, in form and  
18 substance satisfactory to the Department, for a license as an  
19 esthetician, an esthetics teacher, or an esthetics clinic  
20 teacher and has complied with all the provisions of this Act in  
21 order to qualify for a license, except the passing of an  
22 examination to be eligible to receive such license certificate,  
23 until: (i) the expiration of 6 months after the filing of such  
24 written application, or (ii) the decision of the Department  
25 that the applicant has failed to pass an examination within 6  
26 months or failed without an approved excuse to take an  
27 examination conducted within 6 months by the Department, or  
28 (iii) the withdrawal of the application.

29 (Source: P.A. 90-302, eff. 8-1-97; 91-357, eff. 7-29-99;  
30 91-863, eff. 7-1-00.)

31 (225 ILCS 410/3B-10)

32 (Section scheduled to be repealed on January 1, 2006)

33 Sec. 3B-10. Requisites for ownership or operation of  
34 school. No person, firm, or corporation may own, operate, or  
35 conduct a school of cosmetology, esthetics, or nail technology

1 for the purpose of teaching cosmetology, esthetics, or nail  
2 technology for compensation without applying on forms provided  
3 by the Department, paying the required fees, and complying with  
4 the following requirements:

5 1. The applicant must submit to the Department for  
6 approval:

7 a. A floor plan, drawn to a scale specified on the  
8 floor plan, showing every detail of the proposed  
9 school;

10 b. A lease commitment or proof of ownership for the  
11 location of the proposed school; a lease commitment  
12 must provide for execution of the lease upon the  
13 Department's approval of the school's application and  
14 the lease must be for a period of at least one year;  
15 and

16 c. A written inspection report made by the State  
17 Fire Marshal approving the use of the proposed premises  
18 as a cosmetology, esthetics, or nail technology  
19 school.

20 2. An application to own or operate a school shall  
21 include the following:

22 a. If the owner is a corporation, a copy of the  
23 Articles of Incorporation;

24 b. If the owner is a partnership, a listing of all  
25 partners and their current addresses;

26 c. If the applicant is an owner, a completed  
27 financial statement showing the owner's ability to  
28 operate the school for at least 3 months;

29 d. A copy of the official enrollment agreement or  
30 student contract to be used by the school, which shall  
31 be consistent with the requirements of this Act;

32 e. A listing of all teachers who will be in the  
33 school's employ, including their teacher license  
34 numbers;

35 f. A copy of the curricula that will be followed;

36 g. The names, addresses, and current status of all



1 schools in which the applicant has previously owned any  
2 interest, and a declaration as to whether any of these  
3 schools were ever denied accreditation or licensing or  
4 lost accreditation or licensing from any governmental  
5 body or accrediting agency;

6 h. Each application for a certificate of approval  
7 shall be signed and certified under oath by the  
8 school's chief managing employee and also by its  
9 individual owner or owners; if the applicant is a  
10 partnership or a corporation, then the application  
11 shall be signed and certified under oath by the  
12 school's chief managing employee and also by each  
13 member of the partnership or each officer of the  
14 corporation, as the case may be;

15 i. A copy of the school's official transcript; ~~and~~

16 j. The required fee; ~~and-~~

17 k. A copy of the school's official policies and  
18 procedures, including the school's written internal  
19 complaint procedure.

20 3. Each application for a license to operate a school  
21 shall also contain the following commitments:

22 a. To conduct the school in accordance with this  
23 Act and the standards, and rules from time to time  
24 adopted under this Act and to meet standards and  
25 requirements at least as stringent as those required by  
26 Part H of the Federal Higher Education Act of 1965.

27 b. To permit the Department to inspect the school  
28 or classes thereof from time to time with or without  
29 notice; and to make available to the Department, at any  
30 time when required to do so, information including  
31 financial information pertaining to the activities of  
32 the school required for the administration of this Act  
33 and the standards and rules adopted under this Act;

34 c. To utilize only advertising and solicitation  
35 which is free from misrepresentation, deception,  
36 fraud, or other misleading or unfair trade practices;

1           d. To screen applicants to the school prior to  
2 enrollment pursuant to the requirements of the  
3 school's regional or national accrediting agency, if  
4 any, and to maintain any and all records of such  
5 screening. If the course of instruction is offered in a  
6 language other than English, the screening shall also  
7 be performed in that language;

8           e. To post in a conspicuous place a statement,  
9 developed by the Department, of student's rights  
10 provided under this Act.

11           4. The applicant shall establish to the satisfaction of  
12 the Department that the owner possesses sufficient liquid  
13 assets to meet the prospective expenses of the school for a  
14 period of 3 months. In the discretion of the Department,  
15 additional proof of financial ability may be required.

16           5. The applicant shall comply with all rules of the  
17 Department determining the necessary curriculum and  
18 equipment required for the conduct of the school.

19           6. The applicant must demonstrate employment of a  
20 sufficient number of qualified teachers who are holders of  
21 a current license issued by the Department.

22           7. An ~~A final~~ inspection of the cosmetology school  
23 shall be made by the Department ~~before the school may~~  
24 ~~commence classes.~~

25           8. A written inspection report must be made by a local  
26 fire authority approving the use of the proposed premises  
27 as a cosmetology, esthetics, or nail technology school.

28 (Source: P.A. 89-387, eff. 1-1-96.)

29 (225 ILCS 410/3B-11)

30 (Section scheduled to be repealed on January 1, 2006)

31           Sec. 3B-11. Periodic review of cosmetology, esthetics and  
32 nail technology schools. The Department shall review at least  
33 biennially all approved schools and courses of instruction. The  
34 biennial review shall include consideration of a comparison  
35 between the graduation or completion rate for the school and

1 the graduation or completion rate for the schools within that  
2 classification of schools. Consideration shall be given to  
3 complaints and information forwarded to the Department by the  
4 Federal Trade Commission, Better Business Bureaus, the  
5 Illinois Attorney General's Office, a State's Attorney's  
6 Office, other State or official approval agencies, local school  
7 officials, and interested persons, provided that the  
8 complainant has complied with the school's written internal  
9 complaint procedure before the Department is contacted. The  
10 Department shall investigate all written complaints filed with  
11 the Department about a school or its sales representatives.

12 A school shall retain student ~~the~~ records, ~~as defined by~~  
13 ~~rule, of a student who withdraws from or drops out of the~~  
14 ~~school, by written notice of cancellation or otherwise,~~ for any  
15 period longer than 7 years from the student's first day of  
16 attendance. However, a school shall retain indefinitely the  
17 transcript of each student who completes the program and  
18 graduates from the school.

19 (Source: P.A. 89-387, eff. 1-1-96; 89-626, eff. 8-9-96.)

20 (225 ILCS 410/3B-13)

21 (Section scheduled to be repealed on January 1, 2006)

22 Sec. 3B-13. Rules; refunds. Schools regulated under this  
23 Section shall issue refunds based on the following schedule.  
24 The refund policy shall provide that:

25 (1) Schools shall, when a student gives written notice of  
26 cancellation, provide a refund in the amount of at least the  
27 following:

28 (a) When notice of cancellation is given within 5 days  
29 after the date of enrollment, all application and  
30 registration fees, tuition, and any other charges shall be  
31 refunded to the student.

32 (b) When notice of cancellation is given after the  
33 fifth day following enrollment but before the completion of  
34 the student's first day of class attendance, the school may  
35 retain no more than the application and registration fee,

1 plus the cost of any books or materials which have been  
2 provided by the school and retained by the student.

3 (c) When notice of cancellation is given after the  
4 student's completion of the first day of class attendance  
5 but prior to the student's completion of 5% of the course  
6 of instruction, the school may retain the application and  
7 registration fee and an amount not to exceed 10% of the  
8 tuition and other instructional charges or \$300, whichever  
9 is less, plus the cost of any books or materials which have  
10 been provided by the school.

11 (d) When a student has completed 5% or more of the  
12 course of instruction, the school may retain the  
13 application and registration fee and the cost of any books  
14 or materials which have been provided by the school but  
15 shall refund a part of the tuition and other instructional  
16 charges in accordance with the National Accrediting  
17 Commission of Cosmetology Arts and Sciences and rules that  
18 the Department shall promulgate for purposes of this  
19 Section.

20 (2) Applicants not accepted by the school shall receive a  
21 refund of all tuition and fees paid.

22 (3) Application and registration fees shall be chargeable  
23 at initial enrollment and shall not exceed \$100.

24 (4) Deposits or down payments shall become part of the  
25 tuition.

26 (5) If the school terminates a student's enrollment, the  
27 ~~The~~ school shall mail a written acknowledgement of the a  
28 student's termination ~~cancellation or written withdrawal~~ to  
29 the student within 15 calendar days ~~of the date of~~  
30 ~~notification~~. Written acknowledgement is not necessary if a  
31 refund has been mailed to the student within the 15 calendar  
32 days.

33 (6) If the school cancels or discontinues a course, the  
34 student shall be entitled to receive from the school such  
35 refund or partial refund of the tuition, fees, and other  
36 charges paid by the student or on behalf of the student as is

1 provided under rules promulgated by the Department.

2 (7) Except as otherwise provided by this Act, all student  
3 refunds shall be made by the school within 30 calendar days  
4 from the date of notice of the student's cancellation.

5 (8) A student shall give notice of cancellation to the  
6 school in writing. The unexplained absence of a student from a  
7 school for more than 30 ~~15~~ consecutive calendar days shall  
8 constitute constructive notice of cancellation to the school.  
9 For purposes of cancellation, the cancellation date shall be  
10 the last day of attendance.

11 (9) A school may make refunds which exceed those required  
12 by this Section.

13 (10) Each student and former student shall be entitled to  
14 receive from the school that the student attends or attended an  
15 official transcript of all hours completed by the student at  
16 that school for which the applicable tuition, fees, and other  
17 charges have been paid, together with the grades earned by the  
18 student for those hours, provided that a student who withdraws  
19 from or drops out of a school, by written notice of  
20 cancellation or otherwise, shall not be entitled to any  
21 transcript of completed hours following the expiration of the  
22 7-year period that began on the student's first day of  
23 attendance at the school. A reasonable fee, not exceeding \$2,  
24 may be charged by the school for each transcript after the  
25 first free transcript that the school is required to provide to  
26 a student or former student under this Section.

27 (Source: P.A. 89-387, eff. 1-1-96.)

28 (225 ILCS 410/3B-15)

29 (Section scheduled to be repealed on January 1, 2006)

30 Sec. 3B-15. Grounds for disciplinary action. In addition to  
31 any other cause herein set forth the Department may refuse to  
32 issue or renew and may suspend, place on probation, or revoke  
33 any license to operate a school, or take any other action that  
34 the Department may deem proper, including the imposition of  
35 civil penalties not to exceed \$1,000 for each violation, for

1 any one or any combination of the following causes:

2 (1) Repeated violation of any provision of this Act or any  
3 standard or rule established under this Act.

4 (2) Knowingly furnishing false, misleading, or incomplete  
5 information to the Department or failure to furnish information  
6 requested by the Department.

7 (3) Violation of any commitment made in an application for  
8 a license, including failure to maintain standards that are the  
9 same as, or substantially equivalent to, those represented in  
10 the school's applications and advertising.

11 (4) Presenting to prospective students information  
12 relating to the school, or to employment opportunities or  
13 opportunities for enrollment in institutions of higher  
14 learning after entering into or completing courses offered by  
15 the school, that is false, misleading, or fraudulent.

16 (5) Failure to provide premises or equipment or to maintain  
17 them in a safe and sanitary condition as required by law.

18 (6) Failure to maintain financial resources adequate for  
19 the satisfactory conduct of the courses of instruction offered  
20 or to retain a sufficient and qualified instructional and  
21 administrative staff.

22 (7) Refusal to admit applicants on account of race, color,  
23 creed, sex, physical or mental handicap unrelated to ability,  
24 religion, or national origin.

25 (8) Paying a commission or valuable consideration to any  
26 person for acts or services performed in violation of this Act.

27 (9) Attempting to confer a fraudulent degree, diploma, or  
28 certificate upon a student.

29 (10) Failure to correct any deficiency or act of  
30 noncompliance under this Act or the standards and rules  
31 established under this Act within reasonable time limits set by  
32 the Department.

33 (11) (Blank). ~~Conduct of business or instructional~~  
34 ~~services other than at locations approved by the Department.~~

35 (12) Failure to make all of the disclosures or making  
36 inaccurate disclosures to the Department or in the enrollment

1 agreement as required under this Act.

2 (13) Failure to make appropriate refunds as required by  
3 this Act.

4 (14) Denial, loss, or withdrawal of accreditation by any  
5 accrediting agency.

6 (15) During any 24-month period ~~calendar year~~, having a  
7 failure rate of 25% or greater for those of its students who  
8 for the first time take the examination authorized by the  
9 Department to determine fitness to receive a license as a  
10 cosmetologist, cosmetology teacher, esthetician, esthetician  
11 teacher, nail technician, or nail technology teacher, provided  
12 that a student who transfers into the school having completed  
13 50% of the required program ~~with 750 or more hours for~~  
14 ~~cosmetologists, 375 or more hours for estheticians, 175 or more~~  
15 ~~hours for nail technician, 500 or more hours for teachers or~~  
16 ~~125 or more hours for clinic teachers~~ and who takes the  
17 examination during that calendar year shall not be counted for  
18 purposes of determining the school's failure rate on an  
19 examination, without regard to whether that transfer student  
20 passes or fails the examination.

21 (16) Failure to maintain a written record indicating the  
22 funds received per student and funds paid out per student. Such  
23 records shall be maintained for a minimum of 7 years and shall  
24 be made available to the Department upon request. Such records  
25 shall identify the funding source and amount for any student  
26 who has enrolled as well as any other item set forth by rule.

27 (17) Failure to maintain a copy of the student record as  
28 defined by rule.

29 (Source: P.A. 89-387, eff. 1-1-96; 90-302, eff. 8-1-97.)

30 (225 ILCS 410/3C-1) (from Ch. 111, par. 1703C-1)

31 (Section scheduled to be repealed on January 1, 2006)

32 Sec. 3C-1. Definitions. "Nail technician" means any person  
33 who for compensation manicures, pedicures, or decorates nails,  
34 applies ~~sculptured or otherwise~~ artificial applications ~~nails~~  
35 by hand or with mechanical or electrical apparatus or

1 appliances, or in any way beautifies ~~cares for~~ the nails or the  
2 skin of the hands or feet including massaging the hands, arms,  
3 elbows, feet, lower legs, and knees of another person for other  
4 than the treatment of medical disorders.

5 However, nail technicians are prohibited from using  
6 techniques, products, and practices intended to affect the  
7 living layers of the skin ~~performing any procedure that may~~  
8 ~~puncture the skin or which may draw blood or serous body fluid.~~  
9 The term nail technician includes rendering advice on what is  
10 cosmetically appealing, but no person licensed under this Act  
11 shall render advice on what is appropriate medical treatment  
12 for diseases of the nails or skin.

13 "Nail technician teacher" means an individual licensed by  
14 the Department to provide instruction in the theory and  
15 practice of nail technology to students in an approved nail  
16 technology school.

17 "Licensed nail technology clinic teacher" means an  
18 individual licensed by the Department to practice nail  
19 technology as defined in this Act and to provide clinical  
20 instruction in the practice of nail technology in an approved  
21 school of cosmetology or an approved school of nail technology.  
22 (Source: P.A. 90-302, eff. 8-1-97; 91-863, eff. 7-1-00.)

23 (225 ILCS 410/3C-2) (from Ch. 111, par. 1703C-2)

24 (Section scheduled to be repealed on January 1, 2006)

25 Sec. 3C-2. License; qualifications. A person is qualified  
26 to receive a license as a nail technician if that person  
27 applies in writing on forms provided by the Department, pays  
28 the required fee, and:

29 (a) Is at least 16 years of age;

30 (b) Is beyond the age of compulsory school attendance  
31 or has a certificate of graduation from a school providing  
32 secondary education ~~Has graduated from an eighth grade~~  
33 ~~elementary school~~ or the recognized ~~its~~ equivalent of that  
34 certificate;

35 (c) Has graduated from a school of cosmetology or



1 school of nail technology approved by the Department,  
2 having completed a program ~~curriculum~~ of 350 hours in the  
3 study of nail technology extending over a period of not  
4 less than 8 weeks nor more than 2 consecutive years; ~~and~~  
5 ~~including the following: (1) theory, (2) manicuring and~~  
6 ~~pedicuring, (3) nail treatments, (4) sanitary rules and~~  
7 ~~sterilization, and (5) related electives; and~~

8 (d) Has passed an examination authorized by the  
9 Department to determine fitness to receive a license as a  
10 nail technician; and

11 (e) Has met any other requirements of this Act.

12 Time spent in the study of nail technology under the laws  
13 of another state or territory of the United States, or of a  
14 foreign country or province, shall be credited toward the  
15 period of study required by the provisions of subsection (c).

16 (Source: P.A. 89-387, eff. 1-1-96.)

17 (225 ILCS 410/3C-3) (from Ch. 111, par. 1703C-3)

18 (Section scheduled to be repealed on January 1, 2006)

19 Sec. 3C-3. Licensure as a nail technology teacher or nail  
20 technology clinic teacher; qualifications.

21 (a) A person is qualified to receive a license as a nail  
22 technology teacher if that person has filed an application on  
23 forms provided by the Department, paid the required fee, and:

24 (1) is at least 18 years of age;

25 (2) has graduated from high school or its equivalent;

26 (3) has a current license as a cosmetologist or nail  
27 technician;

28 (4) has either: (1) completed a program of 500 hours of  
29 teacher training in a licensed school of nail technology or  
30 cosmetology, and had 2 years of practical experience as a  
31 nail technician; or (2) has completed a program of 625  
32 hours of teacher training in a licensed school of  
33 cosmetology approved to teach nail technology or school of  
34 nail technology; and

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

1 Department to determine fitness to receive a license as a  
2 cosmetology or nail technology teacher.

3 (b) A person is qualified to receive a license as a nail  
4 technology clinic teacher if that person has applied in writing  
5 on forms supplied by the Department, paid the required fees,  
6 and:

7 (1) is at least 18 years of age;

8 (2) has graduated from high school or its equivalent;

9 (3) has a current license as a licensed cosmetologist  
10 or nail technician;

11 (4) has (i) completed a program of 250 hours of clinic  
12 teacher training in a licensed school of cosmetology or a  
13 licensed nail technology school or (ii) within 5 years  
14 preceding the examination, has obtained a minimum of ~~and~~  
15 ~~had~~ 2 years of practical experience working at least 30  
16 full-time hours per week as a licensed cosmetologist or  
17 nail technician ~~within 5 years preceding the examination;~~

18 (5) has passed an examination authorized by the  
19 Department to determine fitness to receive a license as a  
20 licensed cosmetology teacher or licensed nail technology  
21 teacher;

22 (6) demonstrates, to the satisfaction of the  
23 Department, current skills in the use of machines used in  
24 the practice of nail technology; ~~and~~

25 (7) has completed an instructor's institute of 20  
26 hours, as prescribed by the Department, prior to submitting  
27 an application for examination; and ~~has met any other~~  
28 ~~requirements required by this Act.~~

29 (8) has met any other requirements required by this  
30 Act.

31 (c) An applicant who receives a license as a nail  
32 technology teacher or nail technology clinic teacher shall not  
33 be required to maintain a license as a nail technician.

34 (Source: P.A. 90-302, eff. 8-1-97; 91-863, eff. 7-1-00.)

1 (Section scheduled to be repealed on January 1, 2006)

2 Sec. 3D-5. Requisites for ownership or operation of  
3 cosmetology, esthetics, and nail technology salons and barber  
4 shops.

5 (a) No person, firm, partnership, limited liability  
6 company, or corporation shall own or operate a cosmetology,  
7 esthetics, or nail technology salon or barber shop or employ  
8 any licensee under this Act without first applying on forms  
9 provided by the Department for a certificate of registration.

10 (b) The application for a certificate of registration under  
11 this Section shall set forth the name, address, and telephone  
12 number of the proposed cosmetology, esthetics, or nail  
13 technology salon or barber shop; the name, address, and  
14 telephone number of the person, firm, partnership, or  
15 corporation that is to own or operate the salon or shop; and,  
16 if the salon or shop is to be owned or operated by an entity  
17 other than an individual, the name, address, and telephone  
18 number of the managing partner or the chief executive officer  
19 of the corporation or other entity that owns or operates the  
20 salon or shop.

21 (c) The Department shall be notified by the owner or  
22 operator of a salon or shop that is moved to a new location. If  
23 there is a change in the ownership or operation of a salon or  
24 shop, the new owner or operator shall report that change to the  
25 Department along with completion of any additional  
26 requirements set forth by rule.

27 (d) If a person, firm, partnership, limited liability  
28 company, or corporation owns or operates more than one shop or  
29 salon, a separate certificate of registration must be obtained  
30 for each salon or shop.

31 (e) A certificate of registration granted under this  
32 Section may be revoked in accordance with the provisions of  
33 Article IV and the holder of the certificate may be otherwise  
34 disciplined by the Department in accordance with rules adopted  
35 under this Act.

36 (f) The Department may promulgate rules to establish

1 additional requirements for owning or operating a salon or  
2 shop.

3 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97.)

4 (225 ILCS 410/4-1) (from Ch. 111, par. 1704-1)

5 (Section scheduled to be repealed on January 1, 2006)

6 Sec. 4-1. Duties ~~Powers and duties~~ of Department. The  
7 Department shall exercise, subject to the provisions of this  
8 Act, the following functions, ~~powers~~ and duties:

9 (1) To cause to be conducted examinations to ascertain the  
10 qualifications and fitness of applicants for licensure as  
11 cosmetologists, estheticians, nail technicians, or barbers and  
12 as cosmetology, esthetics, nail technology, or barbering  
13 teachers.

14 (2) To determine the ~~establish~~ qualifications for  
15 licensure as a cosmetologist, esthetician, nail technician, or  
16 barber or cosmetology, esthetics, nail technology, or barber  
17 teacher or cosmetology, esthetics, or nail technology clinic  
18 teachers for persons currently licensed as cosmetologists,  
19 estheticians, nail technicians, or barbers or cosmetology,  
20 esthetics, nail technology, or barber teachers or cosmetology,  
21 esthetics, or nail technology clinic teachers by endorsement.  
22 ~~outside the State of Illinois or the continental U.S.~~

23 (3) To prescribe rules for:

24 (i) The method of examination of candidates for  
25 licensure as a cosmetologist, esthetician, nail  
26 technician, or barber or cosmetology, esthetics, nail  
27 technology, or barbering teacher.

28 (ii) Minimum standards as to what constitutes an  
29 approved school of cosmetology, esthetics, nail  
30 technology, or barbering.

31 (iii) Minimum standards as to what constitutes a  
32 cosmetology, esthetics, or nail technology salon or barber  
33 shop.

34 (4) To conduct investigations or hearings on proceedings to  
35 determine disciplinary action.

1           (5) To prescribe reasonable rules governing the sanitary  
2 regulation and inspection of cosmetology, esthetics, nail  
3 technology, or barbering schools.

4           (6) To prescribe, subject to and consistent with the  
5 provisions of Section 4-1.5, reasonable rules for the method of  
6 renewal for each license as a cosmetologist, esthetician, nail  
7 technician, or barber or cosmetology, esthetics, nail  
8 technology, or barbering teacher or cosmetology, esthetics, or  
9 nail technology clinic teacher.

10          (7) To prescribe reasonable rules for the method of  
11 registration, the issuance, fees, renewal and discipline of a  
12 certificate of registration for the ownership or operation of  
13 cosmetology, esthetics, and nail technology salons and barber  
14 shops.

15          (Source: P.A. 89-387, eff. 1-1-96; 90-302, eff. 8-1-97.)

16           (225 ILCS 410/4-1.5)

17           (Section scheduled to be repealed on January 1, 2006)

18           Sec. 4-1.5. Continuing education.

19           (a) As used in this Article, "sponsor" shall include  
20 accredited universities and colleges, industry or trade  
21 associations, corporate salons, franchise salons, independent  
22 salons, vocational and technical schools, cosmetology schools,  
23 and other entities approved by the Department. Sponsors shall  
24 keep records of all courses and attendance and shall certify to  
25 the Department the successful completion of those courses by  
26 applicants. Sponsors may delegate record-keeping duties to one  
27 of their members or member groups. The Department shall  
28 establish qualifications for the testing or active  
29 participation by individuals taking courses and procedures for  
30 evaluation of course content.

31           (b) A potential sponsor shall submit to the Department on  
32 forms provided by the Department an application to sponsor  
33 continuing education programs.

34           (c) The application submitted to the Department under  
35 subsection (b) shall be accompanied by an initial application

1 fee of \$750 ~~\$500~~. An application by a sponsor to renew its  
2 ability to sponsor continuing education programs in a  
3 subsequent 2 year license cycle shall be submitted to the  
4 Department on forms provided by the Department and accompanied  
5 by a renewal fee of \$500 ~~\$250~~, provided the sponsor does not  
6 allow its license to lapse. If a sponsor allows its license to  
7 lapse, the application fee for the remainder of a 2-year cycle  
8 shall be \$750 ~~\$500~~. Both the initial application fee and the  
9 renewal fee shall cover all locations owned or operated by that  
10 sponsor in the State. All fees collected under this subsection  
11 shall be deposited into the General Professions Dedicated Fund.  
12 In addition, the applicant must provide a ~~sample~~ detailed  
13 outline of each one 3-hour program for the Committee's approval  
14 ~~consideration~~. The approval ~~sample~~ shall cover all locations at  
15 which the program is offered. The Department shall adopt rules  
16 and establish fees for the administration of the program  
17 approval process ~~owned or operated by that sponsor in the~~  
18 ~~State.~~

19 State agencies and State universities and colleges are  
20 exempt from the fee requirements of this Act.

21 (d) Each application to sponsor a continuing education  
22 program shall include a sample copy of the certificate of  
23 attendance that the sponsor will furnish to each person who  
24 completes the continuing education program.

25 (e) A continuing education program must comply with the  
26 following requirements:

27 (1) Persons who are presenters at a continuing  
28 education program must be qualified by education, work  
29 experience, or licensure to make their presentations.

30 (2) No product sales shall be permitted during a  
31 continuing education program. After the continuing  
32 education program is concluded and the certificates of  
33 attendance are distributed to the attendees, product sales  
34 shall be permitted.

35 (f) The Department may approve correspondence and home  
36 study courses as part of the continuing education program. A

1 correspondence or home study course shall be accepted for  
2 credit if it has been approved or reviewed in a state that has  
3 a continuing education approval or review process. The  
4 correspondence or home study course shall not be approved  
5 unless at least one examination is taken and passed as part of  
6 the course. A test shall not be considered passed unless the  
7 participant receives a grade of at least 75%.

8 (g) A licensee may receive continuing education hours  
9 offered outside of Illinois if he or she meets the following  
10 conditions:

11 (1) The licensee must obtain an attendance form from  
12 the Department or an Illinois-approved continuing  
13 education sponsor. The completed form must include the date  
14 continuing education was received, the number of hours  
15 awarded, the name, address, and telephone number of the  
16 location where continuing education was received, and the  
17 signature of the trainer. The Department shall include on  
18 this form the Department definition of a continuing  
19 education hour under this Act.

20 (2) The licensee must provide additional proof of  
21 attendance as the Department shall establish by rule.

22 (h) Each sponsor of continuing education is subject to  
23 periodic review and evaluation by the Department and Committee  
24 and sponsorship may be withdrawn by the Department if it is  
25 determined that the sponsor is failing to maintain and adhere  
26 to the standards applicable to sponsors under this Act or if  
27 the Department determines that the program implemented fails to  
28 comply with criteria or standards that are applicable to  
29 continuing education programs under this Article and the rules  
30 adopted under this Act.

31 (i) Each sponsor of a continuing education program offered  
32 under this Section shall furnish to each person who completes  
33 the program a continuing education certificate of attendance  
34 showing the name of the licensee in attendance, the title of  
35 the continuing education program, the date the program began  
36 and ended, the number of hours of continuing education credit

1 received by the licensee, and the category of certificate  
2 renewal to which the continuing education credits apply. A  
3 certificate issued under this subsection shall constitute  
4 evidence for all purposes of this Act that the person named in  
5 the certificate met all requirements of and completed the  
6 continuing education program shown in the certificate.

7 (j) An approved sponsor may subcontract with individuals  
8 and organizations to provide approved programs. These persons  
9 must meet the criteria established in Section 4-1.5(e)(1) and  
10 (2).

11 (Source: P.A. 89-387, eff. 1-1-96; 89-706, eff. 1-31-97.)

12 (225 ILCS 410/4-2) (from Ch. 111, par. 1704-2)

13 (Section scheduled to be repealed on January 1, 2006)

14 Sec. 4-2. The Barber, Cosmetology, Esthetics, and Nail  
15 Technology Board Committee. There is established within the  
16 Department the Barber, Cosmetology, Esthetics, and Nail  
17 Technology Board Committee, composed of 11 persons, which shall  
18 serve in an advisory capacity to designated from time to time  
19 by the Director to advise the Director in all matters related  
20 to the practice of barbering, cosmetology, esthetics, and nail  
21 technology.

22 The 11 members of the Board Committee shall be appointed as  
23 follows: 6 licensed cosmetologists, all of whom hold a current  
24 license as a cosmetologist or cosmetology teacher and, for  
25 appointments made after the effective date of this amendatory  
26 Act of 1996, at least 2 of whom shall be an owner of or a major  
27 stockholder in a school of cosmetology, one of whom shall be a  
28 representative of a franchiser with 5 or more locations within  
29 the State, one of whom shall be a representative of an owner  
30 operating salons in 5 or more locations within the State, one  
31 of whom shall be an independent salon owner, and no one of the  
32 cosmetologist members shall be a manufacturer, jobber, or  
33 stockholder in a factory of cosmetology articles or an  
34 immediate family member of any of the above; 2 of whom shall be  
35 barbers holding a current license; one member who shall be a



1 licensed esthetician or esthetics teacher; one member who shall  
2 be a licensed nail technician or nail technology teacher; and  
3 one public member who holds no licenses issued by the  
4 Department. The Director shall give due consideration for  
5 membership to recommendations by members of the professions and  
6 by their professional organizations. Members shall serve 4 year  
7 terms and until their successors are appointed and qualified.  
8 No member shall be reappointed to the Board Committee for more  
9 than 2 terms. Appointments to fill vacancies shall be made in  
10 the same manner as original appointments for the unexpired  
11 portion of the vacated term. Members of the Board Committee in  
12 office on the effective date of this amendatory Act of 1996  
13 shall continue to serve for the duration of the terms to which  
14 they have been appointed, but beginning on that effective date  
15 all appointments of licensed cosmetologists and barbers to  
16 serve as members of the Board Committee shall be made in a  
17 manner that will effect at the earliest possible date the  
18 changes made by this amendatory Act of 1996 in the  
19 representative composition of the Board Committee.

20 A majority of Board Committee members then appointed  
21 constitutes a quorum. A majority of the quorum is required for  
22 a Board Committee decision.

23 Whenever the Director is satisfied that substantial  
24 justice has not been done in an examination, the Director may  
25 order a reexamination by the same or other examiners.

26 (Source: P.A. 93-253, eff. 7-22-03.)

27 (225 ILCS 410/3C-4 rep.)

28 (225 ILCS 410/3C-5 rep.)

29 Section 10. The Barber, Cosmetology, Esthetics, and Nail  
30 Technology Act of 1985 is amended by repealing Sections 3C-4  
31 and 3C-5.

1		INDEX
2		Statutes amended in order of appearance
3	225 ILCS 410/1-4	from Ch. 111, par. 1701-4
4	225 ILCS 410/1-7	from Ch. 111, par. 1701-7
5	225 ILCS 410/2-1	from Ch. 111, par. 1702-1
6	225 ILCS 410/2-4b new	
7	225 ILCS 410/2-7	from Ch. 111, par. 1702-7
8	225 ILCS 410/2A-7	
9	225 ILCS 410/3-1	from Ch. 111, par. 1703-1
10	225 ILCS 410/3-2	from Ch. 111, par. 1703-2
11	225 ILCS 410/3-4	from Ch. 111, par. 1703-4
12	225 ILCS 410/3-6	from Ch. 111, par. 1703-6
13	225 ILCS 410/3-7	from Ch. 111, par. 1703-7
14	225 ILCS 410/3A-1	from Ch. 111, par. 1703A-1
15	225 ILCS 410/3A-3	from Ch. 111, par. 1703A-3
16	225 ILCS 410/3A-5	from Ch. 111, par. 1703A-5
17	225 ILCS 410/3B-10	
18	225 ILCS 410/3B-11	
19	225 ILCS 410/3B-13	
20	225 ILCS 410/3B-15	
21	225 ILCS 410/3C-1	from Ch. 111, par. 1703C-1
22	225 ILCS 410/3C-2	from Ch. 111, par. 1703C-2
23	225 ILCS 410/3C-3	from Ch. 111, par. 1703C-3
24	225 ILCS 410/3D-5	
25	225 ILCS 410/4-1	from Ch. 111, par. 1704-1
26	225 ILCS 410/4-1.5	
27	225 ILCS 410/4-2	from Ch. 111, par. 1704-2
28	225 ILCS 410/3C-4 rep.	
29	225 ILCS 410/3C-5 rep.	