
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 807 Session of
2007

INTRODUCED BY GERGELY, DALLY, DERMODY, CIVERA, BARRAR,
BENNINGHOFF, BIANCUCCI, CASORIO, COHEN, CUTLER, DeLUCA,
DIGIROLAMO, FABRIZIO, FREEMAN, GIBBONS, GILLESPIE, GOODMAN,
GRUCELA, HARKINS, HICKERNELL, HORNAMAN, KILLION, KORTZ,
KOTIK, KULA, LEVDANSKY, MANDERINO, MELIO, MURT, MUSTIO,
PETRONE, PYLE, READSHAW, REICHLEY, SAYLOR, SCAVELLO, SOLOBAY,
SONNEY, WALKO, J. WHITE AND YUDICHAK, APRIL 19, 2007

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, APRIL 19, 2007

AN ACT

1 Providing for interior design licensure; establishing the
2 Interior Design State Licensure Board and providing for its
3 functions; providing for sanctions, remedies and penalties;
4 and making an appropriation.

5 TABLE OF CONTENTS

6 Section 1. Short title.
7 Section 2. Purpose.
8 Section 3. Definitions.
9 Section 4. Board.
10 Section 5. Powers and duties of board.
11 Section 6. License required.
12 Section 7. Application.
13 Section 8. Examination.
14 Section 9. Licensure.
15 Section 10. Continuing education.
16 Section 11. Title and utilization.

1 Section 12. Unprofessional conduct.

2 Section 13. Sanctions.

3 Section 14. Injunction.

4 Section 15. Criminal penalties.

5 Section 16. Exemptions.

6 Section 48. Appropriation and repayment.

7 Section 49. Applicability.

8 Section 50. Effective date.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Short title.

12 This act shall be known and may be cited as the Interior
13 Designers Licensure Act.

14 Section 2. Purpose.

15 The General Assembly declares that the purpose of this act is
16 to protect all citizens of this Commonwealth occupying public
17 and private interior spaces by providing for interior design
18 licensure.

19 Section 3. Definitions.

20 The following words and phrases when used in this act shall
21 have the meanings given to them in this section unless the
22 context clearly indicates otherwise:

23 "Biennium." The period from June 1 of an odd-numbered year
24 to May 31 of the next odd-numbered year.

25 "Board." The Interior Design State Licensure Board as
26 established in section 4.

27 "Bureau." The Bureau of Professional and Occupational
28 Affairs.

29 "Clock hour." Fifty minutes of instruction or participation
30 in an approved course, not including keynote speeches, luncheon

1 speeches or breaks and marketing or product presentations.

2 "Commissioner." The Commissioner of Professional and
3 Occupational Affairs.

4 "Council." The Council for Interior Design Accreditation, an
5 independent, nonprofit accrediting organization for interior
6 design education programs at colleges and universities in the
7 United States and Canada.

8 "Department." The Department of State of the Commonwealth.

9 "Diversified interior design experience." Relates to the
10 skills and tasks of interior design and principles of interior
11 design as defined by the Council for Interior Design
12 Accreditation.

13 "Education council." The Interior Design Continuing
14 Education Council, the central entity for:

15 (1) Sharing continuing education information, approval
16 and registration.

17 (2) Providing strategic planning for continuing
18 education programming and activity for those who seek to
19 fulfill continuing education requirements for professional
20 organizations and jurisdictional mandates.

21 "Electronic presentation." Transmittal of information by
22 means of applications such as computer technology,
23 telecommunications, television and the like.

24 "Interior design." As follows:

25 (1) A multifaceted profession in which:

26 (i) creative and technical solutions are applied
27 within a structure to enhance the quality and function of
28 an interior space designed for human habitation, use or
29 occupancy; and

30 (ii) designs are created in response to and

1 coordinated with the building shell, acknowledging the
2 physical location and social context.

3 (2) The term includes specifications for fixtures and
4 their location within interior spaces.

5 (3) The term does not include any of the following:

6 (i) Design of or responsibility for architectural
7 and engineering work.

8 (ii) Design of:

9 (A) structural, mechanical, plumbing, heating,
10 air conditioning, ventilating, electrical or vertical
11 transportation systems; or

12 (B) systems which materially affect life safety
13 pertaining to fire safety protection.

14 "Interior design services." Services of interior design. The
15 term includes:

16 (1) Designs, consultations, studies, drawings,
17 specifications, interior construction, space planning and
18 furnishings.

19 (2) Contracts for interior design and contracts relating
20 to nonstructural, nonseismatical interior elements of a
21 building structure. This paragraph includes entering into and
22 executing contracts.

23 (3) Research and analysis of the client's goals and
24 requirements; development of documents, drawings and diagrams
25 which outline those needs; formulation of preliminary space
26 layouts; and two-dimensional and three-dimensional design
27 concept studies and sketches.

28 "License." A document granted by the board certifying that
29 an individual is qualified by education, experience or
30 examination to affect the function, safety and quality of

1 interior spaces and to render or offer to render interior design
2 services.

3 "Licensee." An individual who holds a license.

4 "Office management." Activity supportive of administrative
5 or business activities and not related to professional practice.
6 The term includes bookkeeping, business development, finance,
7 marketing, taxes, human resources and the use of office
8 equipment.

9 "Provider." Any person, agency, organization, institution or
10 association approved by the board to offer a continuing
11 education organized course.

12 "Satellite seminar." A course provided at a central location
13 and viewed at remote sites by electronic transmission.

14 Section 4. Board.

15 (a) Establishment.--The Interior Design State Licensure
16 Board is established within the bureau.

17 (b) Composition.--The board shall consist of the following:

18 (1) The commissioner.

19 (2) A representative of the Bureau of Consumer
20 Protection.

21 (3) Two public members appointed by the Governor with
22 the advice and consent of a majority of the members elected
23 to the Senate. Each member must be a citizen of the United
24 States and a resident of this Commonwealth.

25 (4) Five licensees appointed by the Governor with the
26 advice and consent of a majority of the members elected to
27 the Senate. The following apply:

28 (i) Each member must have been actively engaged in
29 providing design services in this Commonwealth for at
30 least five years immediately preceding appointment.

(ii) Each member must be a citizen of the United States and a resident of this Commonwealth.

(iii) Two members must reside in a county of the first class and one member must reside in a county of the second class.

(iv) A professional member initially appointed to the board pursuant to this act need not be licensed at the time of appointment but, at the time of appointment, must have satisfied eligibility requirements for licensure as provided in this act.

(c) Terms and succession.--

(1) A member under subsection (b)(1) or (2) shall serve ex officio.

(2) For members under subsection (b)(3):

(i) One member shall serve an initial term of three years.

(ii) One member shall serve an initial term of two years.

(iii) After the initial term, each member under subsection (b)(3) shall serve a term of four years.

(3) Under subsection (b)(4):

(i) Three members shall serve initial terms of three years.

(ii) Two members shall serve initial terms of two years.

(iii) After the initial term, each member shall serve a term of four years.

(4) If a member under subsection (b)(3) or (4) dies, resigns or is otherwise disqualified during the term of office, a successor shall be appointed in the same way and

1 with the same qualifications and shall hold office for the
2 remainder of the unexpired term.

3 (5) A member under subsection (b)(3) or (4) shall serve
4 until a successor has been appointed and qualified but in no
5 event longer than six months beyond the specified term.

6 (6) A member under subsection (b)(3) or (4) may not
7 serve more than two consecutive terms.

8 (d) Meetings.--

9 (1) The board shall meet within 30 days after the
10 appointment of its first members and shall set up operating
11 procedures and develop application forms for licensure.

12 (2) The board shall meet in Harrisburg at least four
13 times a year and at additional times necessary to conduct the
14 business of the board.

15 (e) Quorum.--A majority of the members of the board
16 constitutes a quorum. Except license suspension actions under
17 section 13(b) or (c), a member may not be counted as part of a
18 quorum or vote on any issue unless the member is physically in
19 attendance at the meeting or on a conference system.

20 (f) Removal.--

21 (1) Except as set forth in paragraph (2), a member under
22 subsection (b)(3) or (4) shall be removed from the board if
23 the member does any of the following:

24 (i) Fails to attend three consecutive meetings.

25 (ii) Fails to attend two consecutive statutorily
26 mandated training seminars under section 813(e) of the
27 act of April 9, 1929 (P.L.177, No.175), known as The
28 Administrative Code of 1929.

29 (2) The member shall not be removed under paragraph (1)
30 if the commissioner, upon written request from the member,

1 finds that the member should be excused from a meeting
2 because of illness or the death of a family member.

3 (g) Chairman.--The board shall select annually a chairman
4 from among its members.

5 (h) Executive secretary.--The board, with the approval of
6 the commissioner, shall select and fix the compensation of an
7 executive secretary who shall be responsible for the day-to-day
8 operation of the board and administration of the board's
9 activities.

10 (i) Compensation and reimbursement.--A member under
11 subsection (b)(3) or (4) shall receive:

12 (1) \$60 per diem when actually attending to the work of
13 the board; and

14 (2) reimbursement for reasonable traveling, hotel and
15 other necessary expenses incurred in the performance of
16 duties in accordance with 4 Pa. Code Ch. 40 (relating to
17 travel and subsistence).

18 Section 5. Powers and duties of board.

19 The board has the following powers and duties:

20 (1) To circulate the forms and educate the public
21 regarding the requirements of this act and interior design
22 services in this Commonwealth.

23 (2) To administer this act.

24 (3) To issue, renew, suspend and revoke licenses as
25 provided for in this act.

26 (4) To establish and distribute a universal seal to be
27 used by licensees.

28 (5) To contract with the council to administer an
29 examination to qualified applicants for licensure.

30 (6) To investigate each application for licensure and to

1 determine the eligibility of an individual applying for
2 licensure.

3 (7) To promulgate regulations consistent with this act
4 as necessary to carry into effect the provisions of this act.
5 This paragraph includes all of the following:

6 (i) Setting fees for applications for licensure.

7 (ii) Setting fees for license issuance.

8 (iii) Setting fees for license renewal.

9 (iv) Setting the amount of liability insurance
10 required by licensed interior designers.

11 (8) To develop necessary forms.

12 (9) To utilize a random audit of renewals to determine
13 compliance with the continuing education requirement under
14 section 9(c)(1)(ii).

15 (10) To keep minutes and records of all its transactions
16 and proceedings.

17 (11) To maintain a registry of licensees and to provide
18 public access to the registry, including making the registry
19 available via electronic means.

20 (12) To submit annually to the department an estimate of
21 financial requirements of the board for its administrative,
22 legal and other expenses.

23 (13) To submit annually a report to the Consumer
24 Protection and Professional Licensure Committee of the Senate
25 and the Professional Licensure Committee of the House of
26 Representatives. The report shall include a description of
27 the types of complaints received, status of cases, the action
28 which has been taken and the length of time from initial
29 complaint to final resolution.

30 (14) To submit annually to the Appropriations Committee

1 of the Senate and the Appropriations Committee of the House
2 of Representatives, 15 days after the Governor has submitted
3 a budget to the General Assembly, a copy of the budget
4 request for the upcoming fiscal year which the board
5 previously submitted to the department.

6 Section 6. License required.

7 (a) General rule.--Except as set forth in subsection (b), a
8 person may not practice interior design without a license.

9 (b) Exception.--An applicant who files an application for
10 licensure with the board within 30 days of the effective date of
11 the initial regulations promulgated under section 5(7) may
12 practice interior design without a license pending a decision on
13 the application.

14 (c) Fraud.--A person may not sell, fraudulently obtain or
15 fraudulently furnish a license.

16 Section 7. Application.

17 (a) Fee.--The applicant must pay a fee set by regulation
18 under section 5(7)(i).

19 (b) Qualifications.--

20 (1) An applicant must meet one of the following:

21 (i) Hold a baccalaureate degree from a minimum four-
22 year program accredited by the council. The accreditation
23 requirement of this paragraph must be met:

24 (A) at the time of graduation; or

25 (B) within ten years after graduation.

26 (ii) Have two years of full-time diversified
27 interior design experience. The experience must follow
28 the form of a monitored internship program as approved or
29 adopted by the board.

30 (iii) Hold a master's degree in a program approved

1 by the board.

2 (iv) Have less than ten years of diversified
3 experience practicing interior design and complete 15
4 hours of continuing education under section 10(b)(2).
5 This subparagraph shall expire December 31, 2011.

6 (v) Have at least ten years of diversified
7 experience practicing interior design. This subparagraph
8 shall expire December 31, 2011.

9 (2) The applicant must demonstrate all of the following
10 to the satisfaction of the board:

11 (i) The applicant is of good moral character.

12 (ii) The applicant is not addicted to the habitual
13 use of alcohol, narcotics or other habit-forming drugs.

14 (iii) The applicant has not been sentenced for a
15 felony or for an offense under the law of another
16 jurisdiction which, if committed in this Commonwealth,
17 would constitute a felony. Compliance with this
18 subparagraph must be documented by a report of criminal
19 history record information from the Pennsylvania State
20 Police or by a statement from the Pennsylvania State
21 Police that its central repository contains no
22 information relating to the applicant. The costs
23 associated with the report or statement shall be paid by
24 the applicant.

25 (iv) The applicant must not have been sentenced for
26 a felony under the act of April 14, 1972 (P.L.233,
27 No.64), known as The Controlled Substance, Drug, Device
28 and Cosmetic Act, or for an offense under the law of
29 another jurisdiction which, if committed in this
30 Commonwealth, would be a felony under The Controlled

Substance, Drug, Device and Cosmetic Act. The condition under this subparagraph does not apply if the applicant satisfies all of the following criteria:

(A) At least ten years have elapsed from the date of sentencing.

(B) The applicant has made significant progress in personal rehabilitation since the sentencing such that licensure of the applicant would not be expected to create a substantial risk of harm to the health and safety of clients or the public or create a substantial risk of further criminal violations.

(v) The applicant must not have been sentenced within the past five years for an offense under section 6(a) or (c), 11(b) or 13(d).

Section 8. Examination.

(a) General rule.--Except as set forth in subsection (b), an applicant must pass the council's examination.

(b) Exception.--

(1) An applicant who passes only Section 1, Principals and Practices of Interior Design, and Section 2, Contract Documents and Administration, of the council's examination is subject to the following:

(i) The applicant must have more than ten years of diversified experience practicing interior design.

(ii) The applicant must have completed 15 hours of continuing education under section 10(b)(2).

(2) This subsection shall expire December 31, 2011.

Section 9. Licensure.

(a) Initial.--The board shall issue a license to all of the following:

- 1 (1) An applicant who complies with all of the following:
- 2 (i) Meets the qualifications under section 7(b).
- 3 (ii) Passes the examination under section 8.
- 4 (iii) Pays the fee set by regulation under section
- 5 5(7)(ii).
- 6 (2) An applicant who does all of the following:
- 7 (i) Has a valid license in interior design or
- 8 similar practice from another jurisdiction with a
- 9 standard of qualifications substantially equivalent to or
- 10 greater than that provided for in this act.
- 11 (ii) Pays the fee under section 5(7)(ii).
- 12 (3) An applicant who, prior to December 31, 2011,
- 13 complies with all of the following:
- 14 (i) Has more than 20 years of diversified experience
- 15 practicing interior design.
- 16 (ii) Has completed 15 hours of continuing education
- 17 under section 10(b)(2).
- 18 (iii) Pays the fee under section 5(7)(ii).
- 19 (b) Term.--The term of a license is two years.
- 20 (c) Renewal.--
- 21 (1) The licensee must do all of the following:
- 22 (i) File a renewal application with the board.
- 23 (ii) Comply with continuing education as follows:
- 24 (A) Except as set forth in clause (B), the
- 25 licensee must have completed ten hours of continuing
- 26 education under section 10. A licensee shall retain
- 27 copies of licensure renewal forms and the
- 28 certificates, transcripts or other acceptable
- 29 documentation of completion of the prescribed number
- 30 of clock hours for four years following completion of

1 the course. Records and documentation shall be
2 produced upon demand by the board or its auditing
3 agents. Acceptable documentation of completion shall
4 consist of a transcript prepared by the council for
5 the board.

6 (B) This subparagraph does not apply to any of
7 the following:

8 (I) A licensee who received an initial
9 license within the immediately preceding two
10 years.

11 (II) A licensee who has received a waiver
12 from the board because of illness, hardship or
13 emergency. A waiver request shall be evaluated by
14 the board on a case-by-case basis. The board
15 shall send written notification of its approval
16 or denial of a waiver request.

17 (iii) Successfully complete a background check that
18 is to be conducted by the Pennsylvania State Police.

19 (iv) Pay the fee set by regulation under section
20 5(7)(iii).

21 (2) The board shall renew the license if the board is
22 satisfied that all of the following apply:

23 (i) The licensee complies with paragraph (1).

24 (ii) The licensee meets the qualifications under
25 section 7(b).

26 (d) Transferability.--A license is not transferable.

27 (e) Display.--The board may, by regulation promulgated under
28 section 5(7), require the posting of licenses.

29 Section 10. Continuing education.

30 (a) Courses.--Only a course approved by the board shall be

1 accepted for continuing education credit. The licensee shall be
2 responsible for ascertaining the approved status of the course
3 before undertaking a continuing education activity.

4 (b) Subject matter.--

5 (1) Acceptable subject matter for a continuing education
6 course is limited to the enhancement of the interior
7 designer's professional skills.

8 (2) The board may approve courses provided, approved or
9 sponsored by the council on any of the following:

10 (i) Building and barrier-free code regulations.

11 (ii) Environmental design.

12 (iii) Health, safety and public welfare design.

13 (iv) Ethical professional interior design practices.

14 (3) Office management is not acceptable subject matter
15 for a continuing education course.

16 (c) Form.--A maximum of one-half of the clock hours per
17 biennium shall be credited for courses consisting of satellite
18 seminars, electronic presentations and correspondence courses.

19 Section 11. Title and utilization.

20 (a) Authorized.--A licensee has the right to use the title
21 "Interior Designer," "Registered Interior Designer" or
22 "Registered Design Professional."

23 (b) Unauthorized.--Except as set forth in section 16(1) the
24 following apply:

25 (1) A person that is not a licensee may not use a title
26 referred to in subsection (a).

27 (2) A person may not hold oneself out to others in any
28 manner, including advertising, as an interior designer and
29 adopt or use any title or description, including those
30 referred to in subsection (a), or any other derivative of

those terms and their related abbreviations, which implies
that interior design services are being provided.

Section 12. Unprofessional conduct.

The following constitutes unprofessional conduct by a
licensee:

(1) Failure to demonstrate the qualifications under
section 7(b).

(2) Failure to refer a client to a licensed professional
if the client requires services out of the scope of practice
of a licensee.

(3) Gross incompetence, negligence or misconduct in
carrying out the practice of interior design.

(4) Submission of a false or deceptive application under
section 9(c)(1)(i).

(5) Being sentenced for a felony in any jurisdiction.

(6) Being sanctioned by an interior design licensing
authority within another jurisdiction.

(7) Inability to practice interior design with
reasonable skill and safety to clients by reason of illness,
abuse of alcohol or other chemical substances or a mental or
physical condition.

(8) Violation of any regulation or order of the board.

(9) Knowingly aiding, assisting, hiring or advising
unlawful practice of interior design in violation of section
6.

(10) Making misleading, deceptive, untrue or fraudulent
representations in the practice of interior design.

(11) Conduct outside of but resulting from the
professional relationship which the board, by regulation,
declares to be unprofessional.

1 (12) Failure to provide the board a report on criminal
2 procedures against the licensee within three months of
3 sentencing.

4 (13) Causing an immediate and clear danger to the public
5 health or safety.

6 (14) Failure to adhere to this act and regulations under
7 this act.

8 (15) Failure to encourage the principles of
9 environmental sustainability.

10 Section 13. Sanctions.

11 (a) Discretionary.--

12 (1) Except as set forth in subsection (b)(1), if the
13 board finds that a licensee has engaged in conduct prohibited
14 by section 12, the board may administer the following
15 sanctions:

16 (i) Suspend enforcement of its finding and place a
17 licensee on probation with the right to vacate the
18 probationary order for noncompliance.

19 (ii) Require a licensee to submit to the care,
20 counseling or treatment of a physician or a psychologist
21 designated by the board.

22 (iii) Administer a public reprimand.

23 (iv) Impose an administrative penalty of up to
24 \$10,000.

25 (v) Suspend the license.

26 (vi) Revoke the license.

27 (2) The board may vacate a sanction if it determines
28 that vacation is just and reasonable.

29 (b) Mandatory.--

30 (1) The board shall suspend a license if the licensee is

1 sentenced for a felony under the act of April 14, 1972
2 (P.L.233, No.64), known as The Controlled Substance, Drug,
3 Device and Cosmetic Act, or for an offense under the laws of
4 another jurisdiction which, if committed in this
5 Commonwealth, would be a felony under The Controlled
6 Substance, Drug, Device and Cosmetic Act.

7 (2) Automatic suspension under this subsection shall not
8 be stayed pending any appeal of a conviction.

9 (c) Administrative agency law.--This section is subject to 2
10 Pa.C.S. Chs. 5 Subch. A (relating to practice and procedure of
11 Commonwealth agencies) and 7 Subch. A (relating to judicial
12 review of Commonwealth agency action).

13 (d) Return of license.--A licensee whose license has been
14 suspended or revoked shall surrender the license to the board in
15 the manner the board directs.

16 (e) Temporary suspension.--If the board has reasonable
17 belief that section 12(13) applies, the board may immediately
18 suspend the licensee's license. The following shall apply:

19 (1) The board must issue an order stating the reason for
20 the suspension to the licensee's last known address.

21 (2) The board must conduct a hearing within 45 days of
22 the date of the order under paragraph (1).

23 (3) A temporary suspension shall remain in effect until
24 the earliest of the following:

25 (i) Noncompliance with the time period under
26 paragraph (2).

27 (ii) An order by the board issued at the hearing
28 under paragraph (2).

29 Section 14. Injunction.

30 (a) Authority.--The board may seek injunctive relief in a

1 court of competent jurisdiction to enjoin:

2 (1) a licensee from violating this act or a regulation
3 issued under this act; and

4 (2) a person from violating this act.

5 (b) Relief.--

6 (1) Relief under subsection (a)(1) is in addition to
7 sanctions under section 13 and criminal penalties under
8 section 15.

9 (2) Relief under subsection (a)(2) is in addition to
10 criminal penalties under section 15.

11 Section 15. Criminal penalties.

12 (a) Second degree misdemeanors.--A violation of any of the
13 following provisions constitutes a misdemeanor of the second
14 degree:

15 (1) Section 6(a) or (c).

16 (2) Section 11(b).

17 (b) Third degree misdemeanors.--A violation of section 13(d)
18 constitutes a misdemeanor of the third degree.

19 Section 16. Exemptions.

20 Nothing in this act shall be construed as preventing or
21 restricting or requiring licensure of any of the following
22 activities:

23 (1) The practice of a profession by an individual, who:

24 (i) is licensed, certified or registered by a
25 Commonwealth agency under law other than this act; and

26 (ii) is performing services within the authorized
27 scope of practice.

28 (2) The practice of interior design by an individual
29 employed by the Federal Government while the person is
30 engaged in the practice under Federal law.

1 (3) The practice of interior design by an individual
2 licensed, registered or certified in another jurisdiction
3 when incidentally called into this Commonwealth to teach a
4 course related to interior design or to consult with a
5 licensee.

6 (4) A student or a graduate of an approved program under
7 this act conducting interior design services under the
8 supervision of a licensee.

9 (5) A person that provides residential decorating
10 services as long as the person does not violate section
11 11(b).

12 (6) An employee of a retail establishment providing
13 consultation regarding interior decoration or furnishings on
14 the premises of the retail establishment as long as the
15 employee and the establishment do not violate section 11(b).

16 (7) An individual providing service as part of an
17 emergency response team working in conjunction with disaster
18 relief officials.

19 (8) The preparation of a shop drawing or the performance
20 of construction management services by a person customarily
21 engaged in construction work.

22 (9) The preparation of a drawing or other design
23 document for a public utility, as defined in 66 Pa.C.S. § 102
24 (relating to definitions).

25 Section 48. Appropriation and repayment.

26 (a) The sum of \$95,000, or as much thereof as may be
27 necessary, is hereby appropriated from the Professional
28 Licensure Augmentation Account for the fiscal year July 1, 2007,
29 to June 30, 2008, for the operation of the Interior Design State
30 Licensure Board to carry out the provisions of this act. This

1 appropriation shall be a continuing appropriation until June 30,
2 2011, at which time any unexpended funds shall lapse into the
3 account.

4 (b) Repayment.--The appropriation shall be repaid by the
5 board to the account by June 30, 2010.

6 Section 49. Applicability.

7 Section 9(c)(1)(ii) shall apply to renewal applications filed
8 after December 31, 2009.

9 Section 50. Effective date.

10 This act shall take effect as follows:

11 (1) The following provisions shall take effect
12 immediately:

13 (i) Section 1.

14 (ii) Section 2.

15 (iii) Section 3.

16 (iv) Section 4.

17 (v) Section 5(1), (2), (3), (4), (6), (7), (8) and
18 (10).

19 (vi) Section 16.

20 (vii) Section 48.

21 (viii) Section 49.

22 (ix) This section.

23 (2) The following provisions shall take effect on the
24 effective date of the initial regulations promulgated under
25 section 5(7):

26 (i) Section 7.

27 (ii) Section 8.

28 (iii) Section 9.

29 (iv) Section 10.

30 (v) Section 11(a).

- 1 (vi) Section 12.
- 2 (vii) Section 13.
- 3 (viii) Section 14.
- 4 (ix) Section 15.

5 (3) The following provisions shall take effect 90 days
6 after the effective date of the initial regulations
7 promulgated under section 5(7):

- 8 (i) Section 6.
- 9 (ii) Section 11(b).

10 (4) The remainder of this act shall take effect in 90
11 days.