

HOUSE BILL NO. 5142

October 28, 2025, Introduced by Reps. Glanville, Byrnes, Neyer, Schmaltz, Wooden, Arbit, Breen, Conlin, Herzberg, Steckloff, T. Carter, O'Neal and Rheingans and referred to Committee on Regulatory Reform.

A bill to amend 1980 PA 299, entitled
"Occupational code,"
by amending sections 303a and 601 (MCL 339.303a and 339.601),
section 303a as amended by 2014 PA 265 and section 601 as amended
by 2016 PA 412, and by adding article 20A.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 303a. The term of office of a member of a board appointed
2 under this article ~~shall commence~~ **commences** on 1 of the following
3 dates, as applicable:

4 Accountancy July 1

1	Architects	April 1
2	Barbers	October 1
3	Collection agencies	July 1
4	Cosmetology	January 1
5	Employment agencies	October 1
6	Hearing aid dealers	October 1
7	Land surveyors	April 1
8	Landscape architects	July 1
9	Mortuary science	July 1
10	Professional engineers	April 1
11	Real estate appraisers	July 1
12	Real estate brokers and salespersons	July 1
13	Interior designers	April 1
14	Residential builders	April 1

15 Sec. 601. (1) A person shall not engage in or attempt to
16 engage in the practice of an occupation regulated under this act or
17 use a title designated in this act unless the person possesses a
18 license or registration issued by the department for the
19 occupation.

20 (2) A school, institution, or person shall not operate or
21 attempt to operate a barber college, school of cosmetology, or real
22 estate school unless the school, institution, or person is licensed
23 or approved by the department.

24 (3) Subject to section 411, a person whose license or
25 registration is suspended, revoked, or lapsed, as determined by the
26 records of the department, is considered unlicensed or
27 unregistered.

28 (4) Except as otherwise provided for in section 735, a person,
29 school, or institution that violates subsection (1) or (2) is

1 guilty of a misdemeanor ~~—punishable by imprisonment for not more~~
2 **than 90 days**, a fine of not more than \$500.00, ~~or imprisonment for~~
3 ~~not more than 90 days, or both.~~

4 (5) Except as otherwise provided for in section 735, a person,
5 school, or institution that violates subsection (1) or (2) a second
6 or any subsequent time is guilty of a misdemeanor ~~—punishable by~~
7 **imprisonment for not more than 1 year**, a fine of not more than
8 \$1,000.00, ~~or imprisonment for not more than 1 year, or both.~~

9 (6) Notwithstanding subsections (4) and (5), a person that is
10 not licensed under article 24 as a residential builder or a
11 residential maintenance and alteration contractor and that violates
12 subsection (1) or (2) is guilty as follows:

13 (a) ~~In the case of~~ **For** a first offense, a misdemeanor
14 punishable by **imprisonment for not more than 1 year**, a fine of not
15 less than \$5,000.00 or more than \$25,000.00, ~~or imprisonment for~~
16 ~~not more than 1 year, or both.~~

17 (b) ~~In the case of~~ **For** a second or subsequent offense, a
18 misdemeanor punishable by **imprisonment for not more than 2 years**, a
19 fine of not less than \$5,000.00 or more than \$25,000.00, ~~or~~
20 ~~imprisonment for not more than 2 years, or both.~~

21 (c) ~~In the case of~~ **For** an offense that causes death or serious
22 injury, a felony punishable by **imprisonment for not more than 4**
23 **years**, a fine of not less than \$5,000.00 or more than \$25,000.00,
24 ~~or imprisonment for not more than 4 years, or both.~~

25 (7) Notwithstanding subsections (4) and (5), a person that is
26 not licensed under article 20 as an architect, professional
27 engineer, or professional land surveyor and that violates
28 subsection (1) or (2) is guilty as follows:

29 (a) ~~In the case of~~ **For** a first offense, a misdemeanor

1 punishable by **imprisonment for not more than 93 days**, a fine of not
 2 less than \$5,000.00 or more than \$25,000.00, ~~or imprisonment for~~
 3 ~~not more than 93 days~~, or both.

4 (b) ~~In the case of~~ **For** a second or subsequent offense, a
 5 misdemeanor punishable by **imprisonment for not more than 1 year**, a
 6 fine of not less than \$5,000.00 or more than \$25,000.00, ~~or~~
 7 ~~imprisonment for not more than 1 year~~, or both.

8 (c) ~~In the case of~~ **For** an offense that causes death or serious
 9 injury, a felony punishable by **imprisonment for not more than 4**
 10 **years**, a fine of not less than \$5,000.00, ~~or more than \$25,000.00~~
 11 ~~or imprisonment for not more than 4 years~~, or both.

12 (8) If a trier of fact finds that a person has violated this
 13 act, the trier of fact shall require that person to make
 14 restitution, based on proofs submitted to and findings made by the
 15 trier of fact as provided by law.

16 (9) Notwithstanding the existence and pursuit of any other
 17 remedy, an affected person may maintain injunctive action to
 18 restrain or prevent a person from violating subsection (1) or (2).
 19 If successful in obtaining injunctive relief, the affected person
 20 is entitled to actual costs and attorney fees.

21 (10) This act does not apply to a person that is engaging in
 22 or practicing any of the following:

23 ~~(a) Interior design.~~

24 **(a)** ~~(b)~~ Residential building design. As used in this
 25 subdivision, "residential building design" means the rendering of
 26 residential design services for a detached 1- and 2-family
 27 residence building by a person that is exempt from the requirements
 28 of section 2012.

29 **(b)** ~~(c)~~ Any activity for which the person is licensed under

1 article 11 of the skilled trades regulation act, **2016 PA 407**, MCL
2 339.6101 to 339.6133.

3 (c) ~~(d)~~ Any activity for which the person is licensed under
4 article 8 of the skilled trades regulation act, **2016 PA 407**, MCL
5 339.5801 to 339.5819.

6 (d) ~~(e)~~ Any activity for which the person is licensed under
7 article 7 of the skilled trades regulation act, **2016 PA 407**, MCL
8 339.5701 to 339.5739.

9 (11) As used in subsection (9), "affected person" means a
10 person that is directly affected by the actions of a person **that is**
11 suspected of violating subsection (1) or (2) and includes, but is
12 not limited to, a licensee or registrant, a board established under
13 this act, the department, a person that utilizes the services of
14 the person that is engaging in or attempting to engage in an
15 occupation that is regulated under this act or using a title that
16 is designated by this act without being licensed or registered by
17 the department, or a private association that is composed primarily
18 of members of the occupation in which the person is engaging in or
19 attempting to engage in or in which the person is using a title
20 designated under this act without being registered or licensed by
21 the department.

22 (12) ~~An~~ **The department may conduct an** investigation ~~may be~~
23 ~~conducted~~ under article 5 to enforce this section. A person that
24 violates this section is subject to this section and sections 506,
25 602, and 606.

26 (13) The department, the attorney general, or a county
27 prosecutor may ~~utilize~~ **use** forfeiture as a remedy **for a violation**
28 **of this section** in the manner provided for in section 606.

29 (14) The remedies under this section are independent and

1 cumulative. The use of 1 remedy by a person does not bar the use of
2 other lawful remedies by that person or the use of a lawful remedy
3 by another person.

4 (15) An interior designer may perform services in connection
5 with the design of interior spaces including preparation of
6 documents relative to finishes, systems furniture, furnishings,
7 fixtures, equipment, and interior partitions that do not affect the
8 building mechanical, structural, electrical, or fire safety
9 systems.

10 (16) At the time a court enters a conviction ~~under~~ **for a**
11 **violation of** subsection (4), (5), or (6), the court shall notify,
12 by mail, facsimile transmission, or ~~electronic mail,~~ **email**, the
13 department of the conviction.

14 **ARTICLE 20A**

15 **Sec. 2015. As used in this article:**

16 (a) "Architect" means an individual licensed as an architect
17 under article 20.

18 (b) "Council for interior design accreditation" means the
19 nonprofit accrediting organization for interior design education
20 programs at colleges and universities in the United States or a
21 successor to the organization.

22 (c) "Council for interior design qualification" means the
23 international credentialing organization that administers the
24 National Council for Interior Design Qualification certification
25 examination for the profession of interior design or a successor to
26 the organization.

27 (d) "Interior designer" means an individual who is engaged in
28 the practice of interior design who holds a license under this
29 article that allows the interior designer to sign and seal an

1 interior technical submission under section 2022.

2 (e) "Interior technical submission" means a design, drawing,
3 specification, study, or other technical report that establishes
4 the scope of an interior alteration or interior construction
5 project.

6 (f) "Nonstructural interior construction" means the
7 construction of elements that do not include any of the following:

8 (i) Except as otherwise provided in this act, the design of, or
9 the responsibility for, architectural and engineering work.

10 (ii) Altering the building's existing primary structural, fire
11 and life safety, mechanical, electrical, and plumbing system, as
12 described in the laws of this state, this act, or the current
13 international building code as adopted by the Michigan building
14 code, or other related primary building systems.

15 (iii) Change to the building's core and shell.

16 (iv) Construction that materially affects life safety systems
17 pertaining to fire safety of structural elements or the fire
18 protection of structural elements, smoke evacuation and
19 compartmentalization systems, or fire-related vertical shafts in
20 multistory structures.

21 (g) "Practice of interior design" means, except as otherwise
22 provided in subdivision (h), the rendering of or the offering to
23 render services relating to nonstructural interior construction in
24 a newly constructed or existing building. Practice of interior
25 design includes, but is not limited to, all of the following:

26 (i) Analysis, research, planning, and design of the interior
27 space of a building for the purpose of enhancing and protecting the
28 health, safety, and welfare of the public by preparation of
29 interior drawings, specification, or other technical submissions

1 and administration of nonstructural interior construction.

2 (ii) Design and specification of code-compliant interior
3 finishes, furnishings, fixtures, or equipment.

4 (iii) Design or modification of existing nonstructural interior
5 partitions, doors, suspended ceiling systems, or constructed
6 ceiling elements.

7 (iv) Design or modification of existing internal circulation
8 systems or number and configuration of interior exists for suite
9 occupant load.

10 (v) Review, analysis, and evaluation of building codes,
11 accessibility standards, or guidelines for interior planning,
12 design, and nonstructural interior construction compliance.

13 (vi) Preparation of a physical plan of space within a proposed
14 or existing building or structure including any or all of the
15 following:

16 (A) Determinations of circulation systems or patterns.

17 (B) Determinations of egress requirements based on occupancy
18 loads.

19 (C) Assessment and analysis of interior safety factors to
20 comply with building codes related to nonstructural interior
21 construction.

22 (D) Design of the exit access and exit components of the means
23 of egress system within a building based on the calculated occupant
24 load.

25 (E) Interior material selection and application for all
26 portions of an interior construction project, including means of
27 egress system.

28 (F) Compliance with applicable building design and
29 construction, accessibility standards, fire, life-safety, and

1 energy codes, standards, regulations, and guidelines.

2 (h) "Practice of interior design" does not include any of the
3 following:

4 (i) Except as otherwise provided in this section, services that
5 constitute the practice of professional engineering or professional
6 architecture.

7 (ii) Making changes or additions to any of the following:

8 (A) The structural system of a building, including changing
9 the building's live or dead load on the structural system.

10 (B) The building envelope, including, but not limited to,
11 exterior walls, exterior wall coverings, exterior wall openings,
12 exterior windows and doors, architectural trim, balconies and
13 similar projections, bay and oriel windows, roof assemblies and
14 rooftop structures, and glass and glazing for exterior use in both
15 vertical and sloped applications in buildings and structures.

16 (C) The mechanical, plumbing, heating, air conditioning,
17 ventilation, electrical, vertical transportation, fire sprinkler,
18 or fire alarm systems.

19 (D) Construction that materially affects life safety systems
20 pertaining to fire safety of structural elements or the fire
21 protection of structural elements, smoke evacuation and
22 compartmentalization systems, or fire-rated vertical shafts in
23 multistory structures.

24 (E) Changes of building use to occupancies not already allowed
25 by the current building.

26 (F) The construction classification of the building or
27 structure according to the international building code.

28 (i) "Responsible control" means supervisory control of work
29 that an individual has detailed professional knowledge of. In

1 respect to the preparation of an interior technical submission,
2 responsible control means the exercise, direction, guidance, and
3 restraining power over the preparation of the interior technical
4 submission. Responsible control does not include the review of an
5 interior technical submission prepared by another individual unless
6 the individual had responsible control over the interior technical
7 submission.

8 Sec. 2016. (1) The interior design board is created.

9 (2) The board may hire any of the following individuals who
10 the board finds necessary to implement the board's duties under
11 this article:

12 (a) An executive director.

13 (b) Legal counsel.

14 (c) Investigator.

15 (d) Professional consultant.

16 (e) Any other employee.

17 Sec. 2017. The board shall promulgate rules to implement this
18 article under the administrative procedures act of 1969, 1969 PA
19 306, MCL 24.201 to 24.328, including, but not limited to, rules
20 that govern all of the following:

21 (a) The adoption of a common seal.

22 (b) Creation and maintenance of a roster of interior
23 designers.

24 (c) Continuing education requirements for license renewal
25 under section 2021.

26 (d) Implementation and enforcement of this article.

27 Sec. 2018. (1) Beginning on January 1, 2027, and not later
28 than 4 years after the effective date of the amendatory act that
29 added this section, the department shall issue an interior design

1 license to an individual who does either of the following:

2 (a) Submits to the department a document from the council for
3 interior design qualification that verifies both of the following:

4 (i) The individual passed an examination prepared and
5 administered by the council for interior design qualification.

6 (ii) The individual meets the conditions and eligibility
7 standards of the council for interior design qualification.

8 (b) As determined by the department, meets the conditions and
9 eligibility standards of the council for interior design
10 qualification.

11 (2) Beginning 4 years after the effective date of the
12 amendatory act that added this article, the department shall issue
13 an interior design license to an individual who meets all of the
14 following:

15 (a) As determined by the department, successfully completed
16 any of the following:

17 (i) An interior design program accredited by the council for
18 interior design accreditation or another national accrediting body
19 approved by the department.

20 (ii) An interior design program that is substantially
21 equivalent to the program described in subparagraph (i), as
22 determined by the department.

23 (iii) An alternate education review process administered by the
24 council for interior design qualification.

25 (b) As determined by the department, successfully completed
26 either of the following:

27 (i) An interior design experience program administered by the
28 council for interior design qualification.

29 (ii) A supervised work experience program approved by the

1 department that is substantially equivalent to the program
2 described in subparagraph (i).

3 (c) To the department's satisfaction, does either of the
4 following:

5 (i) Submits a document from the council for interior design
6 qualification that verifies that the individual passed an
7 examination prepared and administered by the council for interior
8 design qualification.

9 (ii) Passes an examination approved by the department that is
10 substantially similar to the examination prepared and administered
11 by the council for interior design qualification.

12 (d) Submits any other information that the department
13 requires.

14 Sec. 2019. Notwithstanding the requirements of section 2018,
15 the department may issue an interior design license to an
16 individual who holds an interior design license from an equivalent
17 department, board, or authority, as determined by the department,
18 in at least 1 other state of the United States. The other state
19 must have qualifications that are greater or equal to the
20 qualifications under this article on the date of the individual's
21 application for licensure as determined by the department.

22 Sec. 2020. (1) An interior design license issued to an
23 individual under section 2018 or 2019 must include all of the
24 following:

25 (a) The individual's name.

26 (b) A serial number assigned to the individual.

27 (c) The chairperson's and secretary of the board's signature.

28 (d) The board's official stamp.

29 (2) An individual who receives an interior design license

1 under section 2018 or 2019 may use the title of "Licensed Interior
2 Designer" in connection with the individual's practice of interior
3 design.

4 Sec. 2021. (1) As a condition for renewal of an interior
5 design license, a licensee must complete not less than 12 hours of
6 continuing education per year. The continuing education courses
7 must comply with the rules promulgated by the board under section
8 2017.

9 (2) In addition to the renewal requirements under section 204,
10 a licensee seeking to renew an interior design license shall submit
11 to the department proof acceptable to the department of compliance
12 with the board's continuing education requirements.

13 Sec. 2022. (1) An interior designer must have a reproducible
14 seal, either mechanical or electronic, that contains all of the
15 following:

16 (a) The interior designer's name.

17 (b) The interior designer's serial number.

18 (c) The statement: "Licensed Interior Designer, State of
19 Michigan".

20 (2) On the first page of any interior technical submission
21 under an interior designer's responsible control that is required
22 to be submitted to a state or local governmental agency for
23 approval or record, the interior designer shall affix by print,
24 type, stamp, or otherwise imprint mechanically or electronically
25 all of the following:

26 (a) The interior designer's signature.

27 (b) The date the document was signed by the interior designer.

28 (c) The statement: "My license expires ____."

29 (d) The interior designer's reproducible seal.

1 (3) Except as otherwise provided under subsection (4), an
2 interior designer shall not sign and seal an interior technical
3 submission that the interior designer did not prepare or that was
4 not under the interior designer's responsible control.

5 (4) An interior designer may sign the following documents that
6 the interior designer did not prepare or that were not under the
7 interior designer's responsible control:

8 (a) An interior technical submission prepared by another
9 interior designer that the interior designer has reviewed in whole
10 or in part and has coordinated the preparation of the submission or
11 integrated the submission into an interior alteration or interior
12 construction project.

13 (b) A document not required to be prepared by an interior
14 designer under this act that the interior designer reviewed and
15 adopted, in whole or in part, portions of the document and
16 integrated the portions into an interior alteration or interior
17 construction project.

18 (5) If an interior designer signs and seals an interior
19 technical submission that was prepared under the interior
20 designer's responsible control by a person not regularly employed
21 by the same employer as the interior designer, the interior
22 designer shall maintain and make available to the board on the
23 board's request, records that demonstrate the extent of the
24 interior designer's control over and detailed professional
25 knowledge of the interior technical submission throughout the
26 preparation of the submission.

27 (6) An interior designer may sign and seal an interior
28 technical submission and may submit the interior technical
29 submission to a state or local governmental entity for the purpose

1 of obtaining a requisite permit for an interior alteration or
2 construction project.

3 Sec. 2023. (1) In addition to other penalties prescribed by
4 law, an interior designer who does 1 or more of the following is
5 subject to the penalties under article 6:

6 (a) Except as otherwise provided in section 2022, signs or
7 affixes the interior designer's seal to plans, drawings,
8 specifications, or other instruments of services that were not
9 prepared by the interior designer or the interior designer's
10 office, or were not under the interior designer's responsible
11 control.

12 (b) Aids an unauthorized individual to practice as an interior
13 designer, including, but not limited to, by allowing the
14 unauthorized individual to use the interior designer's name to
15 avoid the requirements of this article.

16 (2) In addition to the penalties prescribed under article 6,
17 an interior designer who violates this article is subject to
18 additional education or counseling.

19 (3) A person that engages in the practice of interior design
20 may be found responsible for a violation of this article that is
21 committed by an individual employed by that person.

22 Sec. 2024. The following persons are exempt from licensure
23 under this article:

24 (a) An architect.

25 (b) An employee of an architect or an interior designer if the
26 work the employee performs does not include responsible control or
27 supervision.

28 (c) A consultant retained by an architect or interior
29 designer.

1 (d) An individual who prepares plans, drawings, or
2 specifications for buildings that are for the individual's private
3 use.

4 (e) An individual who prepares drawings of the layout of
5 material or furnishing used in interior design or provides
6 assistance in the selection of material or furnishing used in
7 interior design, including, but not limited to, any of the
8 following:

9 (i) Decorative accessories.

10 (ii) Wallcoverings, wall finishes, or paint.

11 (iii) Floor coverings, tile, wood, stone, or concrete.

12 (iv) Window coverings.

13 (v) Lighting or plumbing fixtures that do not disrupt
14 structural elements.

15 (vi) Furniture, equipment, cabinetry, or millwork.

16 (f) An individual who performs an activity traditionally
17 performed by an interior designer that is limited to the planning,
18 design, and implementation of kitchen and bathroom spaces or the
19 specification of products for kitchen and bathroom areas, in a
20 noncommercial setting.

21 Sec. 2025. (1) A person that provides information to the board
22 in good faith and without malicious intent that relates to an
23 investigation of an applicant for licensure or a licensee is immune
24 from civil liability that arises from providing that information.

25 (2) A person that assists the board in the investigation or
26 prosecution of an alleged violation of this article or a proceeding
27 for licensure or renewal of an interior design license is immune
28 from any civil liability that arises from a decision or action made
29 by the person that was taken in good faith and without malicious

1 **intent in response to information received by the board.**

2 Enacting section 1. This amendatory act does not take effect
3 unless all of the following bills of the 103rd Legislature are
4 enacted into law:

5 (a) Senate Bill No. ____ (request no. S01651'25) or House Bill
6 No. 5144 (request no. H01651'25).

7 (b) House Bill No. 5143 (request no. H01671'25 a).