

**SENATE . . . . . No. 00093**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Cynthia S. Creem*

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the registration of interior designers.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Cynthia S. Creem</i>	<i>First Middlesex and Norfolk</i>
<i>Elizabeth Poirier</i>	<i>14th Bristol</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>

**SENATE . . . . . No. 00093**

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By Ms. Creem, petition (accompanied by bill, Senate, No. 93) of Poirier, Kafka and Creem for legislation relative to the registration of interior designers [Joint Committee on Consumer Protection and Professional Licensure].

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The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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An Act relative to the registration of interior designers.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 112 of the General Laws, as most recently appearing in the 2011  
2 Official Edition, is hereby amended by inserting after section 60P the following new section:  
3           Section 60Q. Title: Registered Interior Designer  
4           Any individual who has passed the interior design examination administered by the  
5 National Council for Interior Design Qualification (NCIDQ) may use the title “Registered  
6 interior designer.” Such individual shall, upon satisfactory completion of the aforementioned  
7 requirements, send to the office of director of professional licensure a copy of documentation of  
8 the proof of passage of said exam, of graduation and completion of said program, and any  
9 certifications awarded to said individual by the National Council for Interior Design  
10 Qualification, with said individual’s name, present mailing address and email address, and any

11 changes there to as such changes occur. Such documentation shall be placed on file in the office  
12 of said director.

### 13 Application; Renewal; Re-Activation

14 Each applicant seeking to become a registered interior designer shall pay to the board,  
15 upon filing his or her original application a fee to be determined annually by the commissioner of  
16 administration. The director of the office of professional licensure, or his designee, as the  
17 custodian of any documentation required by this section shall enforce the provisions of said  
18 section and may use said documentation, or any lack thereof, as he, or his designee, deems  
19 necessary, notwithstanding any General or special Law, or rule or regulation to the contrary.

20 A Registered Interior Designer shall be required to continue learning and stay abreast  
21 of current knowledge in the profession by completing continuing education units (CEUs).  
22 Continuing education shall be gained through coursework delivered in education units. [The  
23 quantity and content designation of education units (CEUs) shall be determined by the office of  
24 professional licensure.]

25 It shall be unlawful for any individual, who is not so qualified by reason of having  
26 passed such examination, or who does not have such experience to use the title “Registered  
27 Interior Designer” or any title or device indicating that an individual is a “registered interior  
28 designer.”

29 Nothing herein shall prohibit any person from performing interior design services or  
30 using the title “interior designer,” “interiors consultant,” “interior decorator” or the like, so long  
31 as the word “registered” is not used in conjunction with the word “interior designer.”

32           Nothing herein shall authorize any individual to engage in the practice of architecture,  
33 engineering, or any other occupation regulated under the laws of this state or to prepare, sign or  
34 seal plans with respect to such practice or in connection with any governmental permits unless  
35 licensed or otherwise permitted to do so under such laws.

36 Nothing in this section shall prohibit an employee of a retail establishment providing  
37 consultation regarding interior design, decoration, furnishings, furniture or fixtures offered for  
38 sale by such establishment from receiving compensation from such establishment.

39           Notwithstanding any general or special law to the contrary, an individual who has  
40 completed at least 10 years of full-time, diversified, verifiable professional experience in the  
41 profession of interior design shall be eligible for “provisional registration” provided that within  
42 twelve months after the first meeting of the board, said individual has applied for registration.  
43 Said applicant, upon review and consent of the board, may be issued a “provisional registration”  
44 and be given three calendar years from the first meeting of the board to provide substantial proof  
45 to the board of successful passage of “Section I” of the NCIDQ examination, at which time full  
46 registration will be granted. If proof is not provided to the board within the allotted time period,  
47 said applicant’s “provisional registration” shall be revoked and become null and void. Re-  
48 application, including satisfaction of all requirements at the time of re-application, shall be  
49 required for registration. During the time period of “provisional registration,” said individual is  
50 required to maintain all current fees and uphold all requirements registration and renewal until  
51 such time as the examination requirement is fulfilled.

52           Any individual violating the provisions of this section shall be punished via a fine  
53 and/or one’s registration revoked by the division of professional licensure.

54           SECTION 2. Section 38A1/2 of chapter 7 of the general laws is hereby amended in  
55 line 32 by adding the following new paragraph: “or an individual, corporation, partnership or  
56 sole proprietorship engaged in the practice of interior design.”

57           SECTION 3. Section 38D of chapter 7 of the general laws is hereby amended in line  
58 21 by adding the following: “including whether interior designers are eligible to apply, as  
59 determined by section 38E.”

60           SECTION 4. Section 38E of chapter 7 of the general laws is hereby amended by  
61 adding the following: “(h) interior designers may be eligible to compete for those projects where  
62 appropriate as the prime consultant.” Eligible candidates would hold a valid certificate indicating  
63 that they are a Registered Interior Designer meeting the requirements outlined by the division of  
64 professional licensure.”