

By: Representatives Lane, Bailey, DeLano,  
Peranich, Upshaw

To: Judiciary B

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1096

1 AN ACT TO CREATE THE MISSISSIPPI CERTIFIED INTERIOR DESIGNER  
2 ACT; TO DEFINE CERTAIN TERMS; TO PROVIDE THAT THE MISSISSIPPI  
3 CERTIFIED INTERIOR DESIGNERS SHALL BE UNDER THE MISSISSIPPI BOARD  
4 OF ARCHITECTURE; TO PROVIDE FOR QUALIFICATIONS OF APPLICANTS; TO  
5 PROVIDE FOR EXAMINATION OF APPLICANTS; TO REQUIRE CONTINUING  
6 EDUCATION; TO PROVIDE FOR THE BIENNIAL RENEWAL OF CERTIFICATES; TO  
7 REQUIRE FEES; TO PROVIDE FOR THE REGULATION OF CONDUCT OF INTERIOR  
8 DESIGNERS; TO REQUIRE THE POSTING OF CERTIFICATES; TO PROVIDE FOR  
9 THE INTERIOR DESIGN ADVISORY COMMITTEE (IDAC) AND PRESCRIBE ITS  
10 DUTIES AND POWERS; TO PROVIDE FOR THE DEPOSIT OF FUNDS; TO PROVIDE  
11 COMPENSATION FOR MEMBERS OF THE INTERIOR DESIGN ADVISORY  
12 COMMITTEE; TO PROVIDE FOR DISCIPLINARY PROCEDURES; TO PROVIDE FOR  
13 APPEALS; TO PROHIBIT CERTAIN ACTIONS; AND FOR RELATED PURPOSES.

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

15 **SECTION 1.** This act shall be known and may be cited as the  
16 "Mississippi Certified Interior Designer Act."

17 **SECTION 2.** The purpose of this act is to establish the title  
18 of "Mississippi Certified Interior Designer" and to restrict the  
19 use of this title to those persons having specific interior design  
20 education, experience and examination, as defined in this act, and  
21 to require continuing education and adherence to a professional  
22 code of conduct by Mississippi Certified Interior Designers.

23 **SECTION 3.** The following words and phrases have the meanings  
24 ascribed in this section unless the context clearly indicates  
25 otherwise:

26 (a) "Board" means the State Board of Architecture as  
27 defined in Section 73-1-3.

28 (b) "Interior Design Advisory Committee" or "IDAC"  
29 means the jurisdictional committee responsible for making  
30 recommendations to the board for implementing interior design  
31 legislation and making rules and regulations. IDAC is comprised



32 of Mississippi Certified Interior Designers and reports to the  
33 board. Decisions and actions of IDAC are subject to ratification  
34 by the board through review and approval of IDAC's minutes.

35 (c) "Mississippi Certified Interior Designer" means an  
36 interior design professional who holds a certification issued by  
37 the board. A certified interior designer shall not be considered  
38 to be a registered design professional as defined within the  
39 International Building Code or by building permit requirements.

40 (d) "Certificate" means the certificate issued by the  
41 board authorizing the holder of the certificate to use the title  
42 Mississippi Certified Interior Designer.

43 (e) "NCIDQ" means the National Council for Interior  
44 Design Qualification.

45 (f) "IDQE" means the Interior Design Qualification  
46 Examination as prepared and administered by NCIDQ or its  
47 successor.

48 (g) "CIDA" means Council for Interior Design  
49 Accreditation (formerly known as "FIDER" or the "Foundation for  
50 Interior Design Education Research").

51 (h) "MCID" means Mississippi Coalition for Interior  
52 Design or its successor.

53 **SECTION 4.** (1) Beginning on July 1, 2012, the board and  
54 Interior Design Advisory Committee shall receive applications for  
55 certification as a Mississippi Certified Interior Designer on  
56 forms prescribed and furnished by the board and IDAC.

57 (2) Upon receipt of an application, the board, upon the  
58 recommendation of IDAC, may approve the application, provided the  
59 applicant meets one (1) of the following requirements:

60 (a) The applicant passed the IDQE as administered by  
61 NCIDQ before January 1, 2012;

62 (b) The applicant has a degree in interior design from  
63 a program accredited by the CIDA, a degree in architecture from a  
64 program accredited by the National Architectural Accreditation



65 Board (NAAB), or a four-year degree in interior design from a  
66 college or university approved by the regulatory board.  
67 Additionally, the applicant must have passed the IDQE as  
68 administered by NCIDQ or its approved successor;

69 (c) The applicant is a licensed architect in the State  
70 of Mississippi who has passed the IDQE as administered by NCIDQ or  
71 its approved successor; or

72 (d) The applicant is a licensed engineer in the State  
73 of Mississippi who has passed the IDQE as administered by NCIDQ or  
74 its approved successor.

75 (3) The applicant must exhibit to the regulatory board and  
76 IDAC the applicant's good standing in the profession and the  
77 applicant's moral character. Except as otherwise provided in this  
78 subsection, any of the following acts shall preclude an  
79 applicant's eligibility as a candidate for certification:

80 (a) Conviction by any court for commission of any  
81 felony or any crime involving moral turpitude.

82 (b) Conviction by any court of a misdemeanor involving  
83 fraud, deceit or misrepresentation.

84 (c) Misstatement or misrepresentation of fact by the  
85 applicant in connection with the applicant's application for  
86 certification in this state or another jurisdiction.

87 (d) Violation of any of the rules of conduct required  
88 of applicants or interior designers as adopted by the board.

89 If the board determines that the applicant has shown clear  
90 and convincing evidence of rehabilitation and reform, the board  
91 may certify an applicant otherwise precluded from consideration  
92 because of an act prohibited under this subsection. A decision to  
93 certify an applicant notwithstanding the applicant's violation of  
94 an act prohibited under this subsection is in the sole discretion  
95 of the board and upon such terms, conditions and evidence as the  
96 board may require.



97 (4) The board and IDAC may require that the applicant appear  
98 before the board for a personal interview.

99 (5) The board, upon the recommendation of IDAC, may adopt or  
100 develop alternate routes of eligibility and examination  
101 requirements based on standards as set forth by NCIDQ or its  
102 approved successor.

103 (6) Any application submitted to the board and IDAC may be  
104 denied for any violation of the provisions of this chapter.

105 **SECTION 5.** (1) Any applicant who files an application with  
106 and remits initial fees to the board and IDAC before July 1, 2013,  
107 may be considered for alternate eligibility. Applications for  
108 licensure through the alternate eligibility method shall be  
109 accepted beginning on July 1, 2012. Any applicant submitting an  
110 application under this section shall be subject to the  
111 requirements of subsection (3) of Section 4 of this act.

112 (2) Alternate qualifications for eligibility are:

113 (a) Possession of a four-year degree in interior design  
114 from a nonaccredited program or another degree approved by the  
115 board and having passed all sections of the IDQE, or its  
116 successor; or

117 (b) Possession of ten (10) years of experience  
118 practicing in the profession of interior design and having passed  
119 all sections of the IDQE, or its successor.

120 (3) Any applicant who files with the board and IDAC an  
121 application and letter of intent to qualify under this section who  
122 has not taken and passed the IDQE shall have until July 1, 2013,  
123 to take and pass all code sections of the IDQE. The board and  
124 IDAC shall require verification of passage of the code sections of  
125 the IDQE as prepared and administered by the NCIDQ or its  
126 successor.

127 (4) Any application submitted to the board may be denied for  
128 any violation of this act.



129 (5) The board and IDAC may require that the applicant appear  
130 before the board or IDAC for a personal interview.

131 **SECTION 6.** The board and IDAC may accept applications for  
132 Mississippi certification from an interior designer in another  
133 jurisdiction pursuant to Section 4 or 5 of this act.

134 **SECTION 7.** Each Mississippi Certified Interior Designer  
135 shall be required to meet the continuing education requirements  
136 established by the board and IDAC. The board and IDAC shall set a  
137 minimum requirement of continuing education for the biennial  
138 reporting period.

139 **SECTION 8.** (1) Each Mississippi Certified Interior Designer  
140 who desires to renew a certificate pursuant to this act must  
141 submit to the board and IDAC: (a) the biennial certification  
142 renewal fee as set by rules and regulations; and (b) the  
143 certification renewal application, which shall require  
144 certification of compliance with continuing education  
145 requirements. The renewal fee shall be due and payable on the  
146 first day of January of each year in which the fee is required to  
147 be paid and shall become delinquent after January 31 of that year.  
148 If the renewal fee is not paid before it becomes delinquent, a  
149 penalty shall be assessed in an amount per month as set by the  
150 board and IDAC. Upon failure to renew a certificate during the  
151 month of January of the renewal year, the certificate shall be  
152 rendered inactive at midnight on January 31 of the renewal year.  
153 A person with an inactive status certification is not allowed to  
154 use the title of Certified Interior Designer.

155 (2) If the renewal fee and penalty are not paid before June  
156 1 of the year in which they become due, the Mississippi Certified  
157 Interior Designer's certificate shall no longer be eligible for  
158 renewal. A certificate rendered nonrenewable due to delinquency  
159 may be considered for reinstatement upon: (a) the payment of the  
160 reinstatement fee, as set by the board and IDAC; (b) receipt of  
161 the completed certificate reinstatement application; and (c) such



162 other proof of the applicant's qualifications as may be required  
163 in the discretion of the board and IDAC.

164 (3) The board shall make available an acknowledgement of  
165 certification renewal or reinstatement to each Mississippi  
166 Certified Interior Designer promptly upon payment of the renewal  
167 fee or upon payment for and approval of the application for  
168 reinstatement.

169 **SECTION 9.** The board shall not issue a temporary  
170 certificate.

171 **SECTION 10.** (1) The board and IDAC shall set forth and  
172 regulate the conduct and professional ethics of those certified  
173 under this act.

174 (2) Conflict of Interest:

175 (a) A Mississippi Certified Interior Designer may not  
176 accept compensation for interior design services from more than  
177 one (1) party on a project unless the circumstances are fully  
178 disclosed to and accepted by all parties involved in the project.  
179 Any disclosure and agreement must be in writing.

180 (b) A Mississippi Certified Interior Designer may not  
181 solicit or accept compensation or gratuities from contractors,  
182 material or furniture suppliers, or manufacturer's sales  
183 representatives from endorsing their companies or specifying their  
184 products.

185 (3) Compliance with laws:

186 (a) A Mississippi Certified Interior Designer may not  
187 offer or make payment or gifts of value to elected or appointed  
188 government officials with the intent of influencing the decision  
189 or recommendation of that official in connection with a project in  
190 which the Mississippi Certified Interior Designer may be  
191 interested.

192 (b) A Mississippi Certified Interior Designer must  
193 comply with the certification laws and regulations governing the  
194 state recognition of interior design in other states and



195 jurisdictions where the Mississippi Certified Interior Designer is  
196 certified or otherwise recognized as an interior designer.

197 (4) Full disclosure:

198 (a) A Mississippi Certified Interior Designer may not  
199 falsify or misrepresent his professional qualifications. A  
200 Mississippi Certified Interior Designer may not exaggerate his  
201 degree of responsibility in or for prior assignments.

202 Presentations for the solicitation of employment or future  
203 projects may not misrepresent the work of a Mississippi Certified  
204 Interior Designer with the intent of enhancing the Mississippi  
205 Certified Interior Designer's qualifications.

206 (b) If, in the course of work on a project, the  
207 Mississippi Certified Interior Designer becomes aware of a  
208 decision or condition that may materially and adversely affect the  
209 safety and welfare of any member of the project team, owner or the  
210 public, the Mississippi Certified Interior Designer shall report  
211 the condition to the design professional of record or a public  
212 building official.

213 **SECTION 11.** Each person holding a certificate as a  
214 Mississippi Certified Interior Designer in this state shall post  
215 the certificate in a prominent place in the interior designer's  
216 place of business.

217 **SECTION 12.** (1) IDAC shall be comprised of five (5)  
218 members, each being a Mississippi Certified Interior Designer  
219 residing in this state who has been engaged in interior design not  
220 less than seven (7) years. It is the duty of IDAC to carry out  
221 the purposes of this chapter as herein provided.

222 (2) The Governor shall appoint the members of IDAC from a  
223 list of names supplied by MCID, or its successor. Each member of  
224 IDAC shall serve for a term of five (5) years. Each interior  
225 designer initially appointed must be qualified to become a  
226 Mississippi Certified Interior Designer. Thereafter, each new  
227 appointee must be a Mississippi Certified Interior Designer. The



228 terms of the members of IDAC shall be staggered so that the term  
229 of not more than one (1) member expires each year on June 1.

230 (3) Each member shall hold over the expiration of his term  
231 until his successor is duly appointed and qualified. The  
232 Governor, in like manner, shall fill any vacancy occurring in the  
233 membership of IDAC for the unexpired term of such membership. The  
234 Governor may remove any of the members of IDAC for inefficiency,  
235 neglect of duty or dishonorable conduct.

236 (4) At the first meeting of every calendar year, IDAC shall  
237 elect from among its members a chairman and a secretary to hold  
238 office for one (1) year.

239 (5) The executive director of the board shall keep a true  
240 and correct record of all proceedings of IDAC.

241 **SECTION 13.** (1) IDAC, subject to the approval of the board,  
242 may adopt only rules or regulations that are consistent with law  
243 as may be necessary to carry out the duties and authorities  
244 conferred upon the committee.

245 (2) The rules and regulations may address, but need not be  
246 limited to, the following matters:

247 (a) Administration and enforcement of provisions of  
248 this act.

249 (b) Regulations to carry out the policies of this act.

250 (c) Setting certification fees.

251 (d) Reviewing, approving or disapproving, and making  
252 recommendations on all applications for certification.

253 (e) Establishing continuing education requirements for  
254 certificate renewal.

255 (f) Maintaining the official roster of Mississippi  
256 Certified Interior Designers.

257 (g) Adopting requirements for monitored internship.

258 (h) Adopting rules of conduct that are clear,  
259 quantifiable and enforceable by rules and regulations.





260 (i) Exercising the authority to assess monetary  
261 administrative penalties for violations of the laws, rules and  
262 regulations that IDAC regulates.

263 (j) Providing access to persons with physical, mental  
264 or developmental disability to IDAC's programs and activities.

265 (k) At the direction of the board, IDAC also shall  
266 review and investigate any charges brought against any Mississippi  
267 Certified Interior Designer as provided for in Section 10 of this  
268 act and make findings of fact and recommendations to the board  
269 concerning any disciplinary action which IDAC deems necessary and  
270 proper pursuant to Section 16 of this act.

271 (3) Before entering upon the discharge of their duties, each  
272 member of IDAC shall take a subscribed oath of office.

273 (4) The board and IDAC shall adopt all necessary rules,  
274 regulations and bylaws to govern its proceedings not inconsistent  
275 with this chapter or the laws of this state.

276 (5) The executive director of the board shall keep a record  
277 of all proceedings of IDAC, which shall be open to the public.  
278 These records shall be maintained at the office of the board.

279 (6) Three (3) members of IDAC shall constitute a quorum.

280 **SECTION 14.** All funds received from interior designer  
281 certification, renewal fees and fines shall be deposited into the  
282 account of the board and utilized in part for expenses of IDAC at  
283 the direction of the board. A complete statement of the  
284 transactions shall be included in the board's annual report.

285 **SECTION 15.** (1) The board may pay, from certification and  
286 other fees authorized under this act, the expenses of IDAC and the  
287 board. In no case may any of the fees or expenses be paid by the  
288 State of Mississippi or be charged against the state.

289 (2) Each member of IDAC shall receive a per diem in an  
290 amount set by the board but not to exceed the amount provided for  
291 in Section 25-3-69. Members of IDAC shall be reimbursed for their  
292 traveling expenses incurred in the pursuance of their duties.



293           **SECTION 16.** (1) The board may revoke, suspend or annul the  
294 certificate of a Mississippi Certified Interior Designer or  
295 reprimand, censure or otherwise discipline a Mississippi Certified  
296 Interior Designer.

297           (2) The board and IDAC, upon satisfactory proof and in  
298 accordance with the provisions of this act, may take any necessary  
299 disciplinary actions against any Mississippi Certified Interior  
300 Designer for any of the following reasons:

301           (a) Violating any of the provisions of this act, or the  
302 bylaws, rules, regulations or standards of ethics or conduct duly  
303 adopted and promulgated by IDAC pertaining to using the title  
304 Mississippi Certified Interior Designer;

305           (b) Obtaining or attempting to obtain a certificate as  
306 a Mississippi Certified Interior Designer by fraud, deceit or  
307 misrepresentation;

308           (c) Gross negligence, malpractice, incompetence or  
309 misconduct by a Mississippi Certified Interior Designer;

310           (d) Any professional misconduct, as defined by IDAC  
311 through bylaws, rules and regulations and standards of conduct and  
312 ethics;

313           (e) Use of the term Mississippi Certified Interior  
314 Designer on an expired certificate or while under suspension or  
315 revocation of a certificate unless such suspension or revocation  
316 is abated through probation, as provided for in this act;

317           (f) Use of the term Mississippi Certified Interior  
318 Designer under an assumed or fictitious name;

319           (g) Being convicted by any court of a felony, except  
320 conviction of culpable negligent manslaughter, in which case the  
321 record of conviction shall be conclusive evidence;

322           (h) Willfully misleading or defrauding any person  
323 employing him or her as a Mississippi Certified Interior Designer  
324 by any artifice or false statement; or



325 (i) Having any undisclosed financial or personal  
326 interest which compromises his obligation to his client.

327 (3) Any person may prefer charges against any other person  
328 for committing any of the acts set forth in this section. The  
329 charges, which need not be sworn to, may be made upon actual  
330 knowledge, or upon information and belief, and must be filed with  
331 the board. If any person certified under this act is expelled  
332 from membership in any Mississippi or national professional  
333 interior design society or association, the board and IDAC shall  
334 thereafter cite such person to appear at a hearing before the  
335 board and IDAC to show cause why disciplinary action should not be  
336 taken against that person.

337 The board and IDAC shall investigate all charges filed with  
338 it and, upon finding reasonable cause to believe that the charges  
339 are not frivolous, unfounded or filed in bad faith, may cause, in  
340 its discretion, a hearing to be held at a time and place fixed by  
341 the board regarding the charges. The board may compel, by  
342 subpoena, the accused to appear before the board to respond to the  
343 charges.

344 No disciplinary action may be taken until the accused has  
345 been furnished with both a statement of the charges against him  
346 and notice of the time and place of the hearing on those charges,  
347 which must be served personally on the accused or mailed by  
348 registered or certified mail, return receipt requested, to the  
349 last known business or residence address of the accused not less  
350 than thirty (30) days before the date fixed for the hearing.

351 (4) At a hearing held under this section, the board may  
352 subpoena witnesses and compel their attendance and require the  
353 production of any books, papers or documents. The hearing must be  
354 conducted before the full board and IDAC with the president of the  
355 board serving as the presiding officer. Counsel for the board  
356 shall present all evidence relating to the charges. All evidence  
357 must be presented under oath, which may be administered by any



358 member of the board. The proceedings, if necessary, may be  
359 transcribed in full by a court reporter and filed as part of the  
360 record in the case. Copies of the transcription may be provided  
361 to any party to the proceedings at a cost to be fixed by the  
362 board.

363 All witnesses who are subpoenaed and who appear in any  
364 proceeding before the board shall receive the same fee and mileage  
365 as allowed by law in judicial civil proceedings, and all such fees  
366 shall be taxed as part of the costs of the case.

367 In any proceedings before the board in which any witness  
368 fails or refuses to attend upon a subpoena issued by the board or  
369 refuses to testify or to produce any books and papers, the  
370 production of which is called for by the subpoena, the attendance  
371 of the witness and the giving of his testimony and the production  
372 of the books and papers shall be enforced by any court of  
373 competent jurisdiction of this state in the manner provided for  
374 the enforcement of attendance and testimony of witnesses in civil  
375 cases in the courts of this state.

376 The accused shall have the right to be present at the hearing  
377 in person, by counsel or other representative, or both. The  
378 accused shall have the right to present evidence and to examine  
379 and cross-examine all witnesses. The board may continue or recess  
380 the hearing as may be necessary.

381 (5) At the conclusion of the hearing, the board may either  
382 decide the issue at the time or take the case under advisement for  
383 further deliberation. The board must render its decision not more  
384 than forty-five (45) days after the close of the hearing and shall  
385 forward to the last known business or residence address of the  
386 accused by certified or registered mail, return receipt requested,  
387 a written statement of the decision of the board.

388 If a majority of the board finds the accused guilty of the  
389 charges filed, the board may:

390 (a) Issue a public or private reprimand;



391 (b) Suspend or revoke the certificate of the accused,  
392 if the accused is a Mississippi Certified Interior Designer; or

393 (c) In lieu of or in addition to such reprimand,  
394 suspension or revocation, assess and levy upon the guilty party a  
395 monetary penalty of not less than One Hundred Dollars (\$100.00)  
396 nor more than Five Thousand Dollars (\$5,000.00) for each  
397 violation.

398 (6) A monetary penalty assessed and levied under this  
399 section must be paid to the board within thirty (30) days. Money  
400 collected by the board under this section and all fines shall be  
401 deposited into the account of the board.

402 When payment of a monetary penalty assessed and levied by the  
403 board under this section is not paid when due, the board may  
404 institute and maintain proceedings in its name for enforcement of  
405 payment in the chancery court of the county of the residence of  
406 the guilty party. If the guilty party is a nonresident of the  
407 State of Mississippi, the proceedings must be instituted in the  
408 Chancery Court of the First Judicial District of Hinds County,  
409 Mississippi.

410 (7) When the board has taken a disciplinary action under  
411 this section, the board, in its discretion, may stay the action  
412 and place the guilty party on probation for a period not to exceed  
413 one (1) year, upon the condition that the guilty party shall not  
414 further violate either the law of the State of Mississippi  
415 pertaining to the use of the term Mississippi Certified Interior  
416 Designer or the rules and regulations or standards of conduct and  
417 ethics promulgated by IDAC and the board.

418 (8) The board, in its discretion, may assess and tax any  
419 part of all costs of any disciplinary proceedings conducted under  
420 this section against the accused if the accused is found guilty of  
421 the charges.

422 (9) The power and authority of the board to assess and levy  
423 the monetary penalties provided for in this section shall not be



424 affected or diminished by any other proceedings, civil or  
425 criminal, concerning the same violation or violations except as  
426 provided in this section.

427 (10) The board, on the recommendation of IDAC, for  
428 sufficient cause, may reissue a revoked certificate by an  
429 affirmative vote of a majority of the board members; however, a  
430 revoked certificate may not be issued within two (2) years of the  
431 revocation under any circumstances. A new certificate required to  
432 replace a revoked certificate may be issued, subject to the rules  
433 of the board, for a charge established by the rules and  
434 regulations set forth by IDAC.

435 (11) In addition to the reasons specified in this section,  
436 the board may suspend the certificate of any person for being out  
437 of compliance with an order for support, as defined in Section  
438 93-11-153. The procedure for suspension of a certificate for  
439 being out of compliance with an order for support, and the  
440 procedure for the reissuance or reinstatement of a certificate  
441 suspended for that purpose, and the payment of any fees for the  
442 reissuance or reinstatement of a certificate suspended for that  
443 purpose, shall be governed by Section 93-11-157 or 93-11-163, as  
444 the case may be. If there is any conflict between any provision  
445 of Section 93-11-157 or 93-11-163 and any provision of this  
446 chapter, the provisions of Section 93-11-157 or 93-11-163, as the  
447 case may be, shall control.

448 The board, for reasons it may deem sufficient, may reissue a  
449 certificate to any person whose certificate has been suspended or  
450 revoked if three (3) or more members of the board vote in favor of  
451 the reissuance. The procedure for the reissuance of a certificate  
452 that is suspended for being out of compliance with an order for  
453 support, as defined in Section 93-11-153, shall be governed by  
454 Section 93-11-157 or 93-11-163, as the case may be.

455 **SECTION 17.** Within thirty (30) days after any order,  
456 judgment or action of the board, any person aggrieved may appeal



457 the order, judgment or action either to the chancery court of the  
458 county in which the appellant resides or to the Chancery Court of  
459 the First Judicial District of Hinds County, Mississippi, upon  
460 giving bond with sufficient security in the amount of Five Hundred  
461 Dollars (\$500.00), approved by the clerk of the chancery court and  
462 conditioned to pay any costs which may be adjudged against the  
463 person.

464 Notice of appeal shall be filed in the office of the clerk of  
465 the chancery court, who shall issue a writ of certiorari directed  
466 to the board commanding it, within ten (10) days after service, to  
467 certify to the court its entire record in the matter in which the  
468 appeal has been taken. The appeal shall be heard in due course by  
469 the court, and the court shall review the record and make its  
470 determination of the cause between the parties.

471 Any order, judgment or decision of the board shall not take  
472 effect until after the time for appeal to the court shall have  
473 expired. All appeals perfected under this section shall act as a  
474 supersedeas of the order, judgment or action appealed from.

475 **SECTION 18.** It is a misdemeanor for any person to:

476 (a) Offer to hold himself out as a Mississippi  
477 Certified Registered Interior Designer, unless duly certified  
478 under this act.

479 (b) Present as his own the certificate of another.

480 (c) Give false or forged evidence to the board or any  
481 member of the board in obtaining a certificate.

482 (d) Falsely impersonate any other practitioner of like  
483 or different name.

484 (e) Use or attempt to use a certificate that has been  
485 revoked.

486 (f) Otherwise violate any provision of this act.

487 A misdemeanor under this section is punishable by a fine of  
488 not less than Five Hundred Dollars (\$500.00) and not more than One



489 Thousand Dollars (\$1,000.00), or imprisonment for not more than  
490 one (1) year in the county jail, or both.

491 If any person, firm or corporation violates any provision of  
492 this act, the secretary of the board, upon direction of a majority  
493 of the board and in the name of the State of Mississippi, shall  
494 apply, through an attorney employed by the board, in any chancery  
495 court of competent jurisdiction for an order enjoining that  
496 violation or for an order enforcing compliance with the provisions  
497 of this chapter. Upon the filing of a verified petition in the  
498 proper court, the court or any judge of that court, if satisfied  
499 by the sworn petition, affidavit or otherwise, that the person has  
500 violated this act may issue a temporary injunction of five (5)  
501 days' notice to the defendant enjoining the continued violation,  
502 and the injunction shall remain in force and effect until final  
503 hearing. If it is established at the hearing that the person has  
504 violated, or is violating this act, the court may enter a decree  
505 permanently enjoining the violation or enforcing compliance with  
506 this act and awarding all costs and expenses, including reasonable  
507 attorney's fees, to the board. In case of violation of any decree  
508 issued in compliance with this section, the court may try and  
509 punish the offender for contempt of court and shall fine the  
510 offender a sum of not less than Two Hundred Fifty Dollars  
511 (\$250.00) per offense. Each day of the violation is a separate  
512 offense, and the court shall proceed as in other cases in  
513 chancery.

514 The proceedings in this section shall be in addition to and  
515 not in lieu of the other remedies and penalties provided in this  
516 act.

517 **SECTION 19.** This act shall take effect and be in force from  
518 and after July 1, 2011.

