

(PRE-FILED)

By: Chairman, Economic and Environmental Affairs Committee (Departmental - Labor, Licensing and Regulation)

Requested: October 17, 1995

Introduced and read first time: January 10, 1996

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: January 18, 1996

CHAPTER ____

1 AN ACT concerning

2 State Board of Public Accountancy - Waiver of Business Law Examination

3 FOR the purpose of eliminating the waiver provided to members of the bar in good
4 standing in any state from taking the commercial or business law portions of the
5 certified public accountancy examination; and generally relating to public
6 accountancy examinations.

7 BY repealing and reenacting, with amendments,
8 Article - Business Occupations and Professions
9 Section 2-305
10 Annotated Code of Maryland
11 (1995 Replacement Volume and 1995 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Business Occupations and Professions**

15 2-305.

16 (a) An applicant who otherwise qualifies for a license is entitled to be examined
17 as provided in this section.

18 (b) The Board shall give examinations to applicants twice a year, at the times and
19 places that the Board determines.

20 (c) The Board shall give each qualified applicant notice of the time and place of
21 examination.

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1 (d) (1) The Board shall give the examination prepared by the American
2 Institute of Certified Public Accountants.

3 (2) The Board may use the services of the American Institute of Certified
4 Public Accountants to prepare or grade an examination. If the Board uses the services of
5 the Institute, the Board may accept as final the grades that the Institute determines.

6 (3) The Board may use the services of any person whom the Board considers
7 appropriate to proctor an examination.

8 (e) The passing score for an examination shall be 75% on each part.

9 [(f) By regulation, the Board shall waive the portion of the examination
10 concerning commercial or business law for an applicant who is a member in good standing
11 of the bar in the highest court of any state.]

12 [(g)] (F) (1) The Board shall mail to each applicant notice of the applicant's
13 examination score.

14 (2) Any applicant who requests an appointment within 60 days after the
15 date on which the notice is mailed may review the applicant's answers to the examination.

16 [(h)] (G) (1) If the Board uses the services of the American Institute of
17 Certified Public Accountants to grade an examination, the Board may send the
18 examination answers to the Institute by mail or by a private delivery service.

19 (2) If the Board sends out examination answers for grading in accordance
20 with paragraph (1) of this subsection, the Board is not liable for the loss or destruction of
21 any of the examination answers while the answers are out of the possession of the Board.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 1996.