
By: **Chairman, Economic Matters Committee (By Request - Departmental -
Labor, Licensing and Regulation)**

Introduced and read first time: January 19, 2004

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **State Board of Public Accountancy - Grounds for Disciplinary Action**

3 FOR the purpose of providing for additional grounds for a certain disciplinary action
4 that may be taken by the State Board of Public Accountancy against an
5 applicant or licensee under the Maryland public accountancy laws; and
6 generally relating to the State Board of Public Accountancy.

7 BY repealing and reenacting, with amendments,
8 Article - Business Occupations and Professions
9 Section 2-315
10 Annotated Code of Maryland
11 (2000 Replacement Volume and 2003 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 2-315.

16 (a) (1) Subject to the hearing provisions of § 2-317 of this subtitle, the
17 Board, on the affirmative vote of a majority of its members, may deny a license to any
18 applicant, reprimand any licensee, or suspend or revoke a license if the applicant or
19 licensee:

20 (i) fraudulently or deceptively obtains or attempts to obtain a
21 license for the applicant or licensee or for another;

22 (ii) fraudulently or deceptively uses a license;

23 (iii) under the laws of the United States or of any state, is convicted

24 of:

25 1. a felony; or

1 applicant or licensee is convicted of a felony or misdemeanor described in subsection
2 (a)(1)(iii) of this section:

3 (1) the nature of the crime;

4 (2) the relationship of the crime to the activities authorized by the
5 license;

6 (3) with respect to a felony, the relevance of the conviction to the fitness
7 and qualification of the applicant or licensee to practice certified public accountancy;

8 (4) the length of time since the conviction; and

9 (5) the behavior and activities of the applicant or licensee before and
10 after the conviction.

11 (c) On suspension or revocation of a license, the holder shall surrender to the
12 Board the license certificate of the holder.

13 (d) At the end of a suspension period, the Board shall return to the licensee
14 the license certificate surrendered under this section.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
16 effect October 1, 2004.