



129th MAINE LEGISLATURE

SECOND REGULAR SESSION-2020

Legislative Document

No. 2023

S.P. 713

In Senate, January 14, 2020

**An Act Regarding the Experience Requirement for Auditors
Working in the Office of the State Auditor Who Are Seeking
Licensure as Certified Public Accountants**

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Innovation, Development, Economic Advancement and Business suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator HERBIG of Waldo.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 32 MRSA §12228, sub-§10**, as amended by PL 2015, c. 110, §7, is
3 further amended to read:

4 **10. Experience.** For initial issuance of a license under section 12230, an applicant
5 must demonstrate 2 years of experience under the direction of a certified public
6 accountant licensed by any state or territory of the United States or equivalent direction,
7 as determined by the board, by a licensed professional in another country and must meet
8 the other requirements prescribed by the board by rule. The applicant's experience must
9 include the use of accounting or auditing skills, including the issuance of reports, and at
10 least one of the following: the provision of management advisory, financial advisory or
11 consulting services; the preparation of tax returns; the furnishing of advice on tax matters;
12 or equivalent activities defined by the board by rule. Board rules adopted pursuant to this
13 subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.
14 To the extent the applicant's experience is as a revenue agent or in a similar position
15 engaged in the examination of personal and corporate income tax returns for the Bureau
16 of Revenue Services, the applicant receives credit at the rate of 50% toward the
17 experience required by this subsection. To the extent the applicant's experience is as an
18 examiner engaged in financial examinations for the Bureau of Insurance, the applicant
19 receives credit under this subsection if that experience meets the following standards:

20 A. Examinations are performed in conformity with the Examiners' Handbook
21 published by the National Association of Insurance Commissioners or its successor or
22 other organization approved by the board;

23 B. Working papers prepared by the examiners are in conformity with generally
24 accepted auditing standards and are subject to a review by a supervisor who ~~must be~~
25 is a certified public accountant;

26 C. Written reports of examination are prepared in conformity with the Examiners'
27 Handbook published by the National Association of Insurance Commissioners or its
28 successor or other organization approved by the board. All examiners working on the
29 examinations must participate in the preparation of the report;

30 D. Reports of examination are prepared in accordance with statutory accounting
31 principles. All examiners working on the examinations must participate in the
32 preparation of the financial statements and corresponding note disclosures; and

33 E. All examiners assigned to an examination must participate in the planning of the
34 examination and the planning phase conforms to the Examiners' Handbook published
35 by the National Association of Insurance Commissioners or its successor or other
36 organization approved by the board and generally accepted auditing standards.

37 To the extent the applicant's experience is as an auditor engaged in audits for the Office
38 of the State Auditor, the applicant receives credit under this subsection if working papers
39 prepared by the auditor are in conformity with generally accepted auditing standards and
40 are subject to a review by a supervisor who is a certified public accountant.

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SUMMARY

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This bill amends the laws governing the qualifications for licensure as a certified public accountant to specify that experience as an auditor for the Office of the State Auditor is valid for satisfying the experience requirements for initial licensure.

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