



121st MAINE LEGISLATURE

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Legislative Document

No. 1006

H.P. 727

House of Representatives, February 25, 2003

An Act To Require Confirmation of Appointments to the Board of Accountancy

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

Millicent M. Mac Failand

MILLICENT M. MacFARLAND Clerk

Presented by Representative BARSTOW of Gorham. (BY REQUEST)

Preamble. The Constitution of Maine, Article V, Part First,
Section 8 provides that certain statutes enacted relating to confirmation procedures for gubernatorial nominees require a 2/3
vote of the members of each House present and voting.

- 6 Be it enacted by the People of the State of Maine as follows:
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Sec. 1. 32 MRSA §12213, as amended by PL 1993, c. 600, Pt. A, §264, is further amended to read:

§12213. Appointment

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The Board of Accountancy, as established by Title 5, section 12004-A, subsection 1, within the Department of Professional and 14 Financial Regulation consists of 5 members appointed by the 16 Governor subject to confirmation by the Legislature. Each member of the board must be a citizen of the United States and a resident of this State. Three members must be holders of 18 certificates issued under section 12227 and of currently valid 20 permits issued under section 12251 and must have had, as their principal occupation, active practice as certified public 22 accountants for at least the 5 preceding years. One member must hold a certificate issued under section 12239 and a currently valid permit issued under section 12251 and must have had, as a 24 principal occupation, active practice as a noncertified public 26 accountant for at least the 5 preceding years. One member of the board must be a representative of the public. Appointments are 28 Appointments of members must comply with for 3-year terms. section 60. The Governor may remove a member of the board for 30 cause.

32 Sec. 2. Transition. Any member serving on the Board of Accountancy on the effective date of this Act may continue to 34 serve until the term for which that member was appointed expires.

SUMMARY

This bill requires that gubernatorial appointments to the 40 Board of Accountancy are subject to review by the appropriate legislative committee and approval by the Senate.