

**BOARD OF ACCOUNTANCY
DRAFT MEETING MINUTES**

Unofficial Minutes – *These draft minutes do not represent the opinion of the Department or the Administration. Minutes will become official after the Board of Accountancy votes to accept the minutes at the next scheduled board meeting.*

Meeting Date: May 17, 2022
Meeting Location: Kennebec Room, Gardiner Annex, Gardiner, Maine
Time Meeting Scheduled to Begin: 9:00 a.m.
Time Meeting Began: 9:05 a.m.

I. CALL TO ORDER

The following members were present:

Carl Chatto
Tracy Harding
Lannie Moffatt
Michael Nickerson

The following member was absent:
None.

Staff Present:

Catherine Carroll, Board Manager
Matthew Kaply, Board Manager
Anne Head, PFR Commissioner
Kristin Racine, OPOR Attorney
Tammy Reed, Electronic Operator

AAG Present:

Thomas Sturtevant

II. AGENDA MODIFICATIONS AND APPROVAL

A motion was made to approve the agenda and the addendum.

Motion: Michael Nickerson

Second: Carl Chatto

Motion Carried

III. MINUTES REVIEW AND APPROVAL

A motion was made to approve the minutes of the January 11, 2022 meeting.

Motion: Lannie Moffatt

Second: Michael Nickerson

Motion Carried

ADDENDUM TO AGENDA - CP10879 DWAYNE THOMAS BRADFORD

A motion was made to issue an order to allow the Applicant to withdraw his application.

Motion: Lannie Moffatt

Second: Carl Chatto

Motion Carried

IV. CHAPTER 1 “DEFINITIONS” and ‘FIRM LICENSE REQUIREMENTS”

A motion was made to accept the draft Basis Statement and Summary and Response to Comments, the Economic Impact Statement, and to Adopt the Rule.

Motion: Carl Chatto
Second: Michael Nickerson
Motion Carried

V. LD 149 – AN ACT TO FACILITATE LICENSURE FOR CREDENTIALLED INDIVIDUALS IN OTHER JURISDICTIONS

- Commissioner Anne Head spoke with the board on a recently enacted law that will expedite the licensing process targeting ‘new mainers’ who are well-trained and highly educated in their profession/trade. The law will also allow issuing provisional licenses to practice while persons obtain a permanent license. Finally, the law will allow a holder of a license in another state in which licensure in that state is substantially equivalent to Maine’s requirements to obtain a license by endorsement. The board will need to undergo a thorough rulemaking process to allow provisional licensure, licensure through credentialing, or endorsement.

VI. COMPLAINT PRESENTATIONS

a. 2021-ACC-17212

A motion was made to find the licensee in violation of the board’s reporting requirements and falsifying information on his renewal application, to schedule an adjudicatory hearing, and to offer a consent agreement with a reprimand and a \$1,000.00 penalty per each of the three violations. Payment of the fine is due within 60 days of the final execution of the consent agreement.

Motion: Carl Chatto
Second: Lannie Moffatt
Abstained: Michael Nickerson

b. 2021-ACC-17542

A motion was made to find the licensee in violation of the board’s code of conduct (‘Due Care’), to schedule an adjudicatory hearing, and offer a consent agreement with a warning and a \$250.00 penalty. Payment of the fine is due within 60 days of the final execution of the consent agreement.

Motion: Carl Chatto
Second: Lannie Moffatt
Abstained: Michael Nickerson

c. 2021-ACC-17836

A motion was made to dismiss the case.

Motion: Lannie Moffatt
Second: Carl Chatto
Abstained: Michael Nickerson

VII. REVIEW OF COMPLIANCE OF CONSENT AGREEMENT

2020-ACC-16557 AND 2020-ACC-16620

A motion was made to find that the licensee complies with the terms of the consent agreement assuming that the licensee is using the checklist that the licensee provided to the board.

Motion: Lannie Moffatt
Second: Carl Chatto
Motion Carried

VIII. BOARD ADMINISTRATOR'S REPORT

Catherine Carroll asked about July and September meeting dates. The decision is to stick with the July 12th meeting, and schedule a meeting for September 8th. The July meeting is planned to be remote. The board plans to meet in person in September.

IX. OPPORTUNITY FOR PUBLIC COMMENT

Patricia Brigham of the Maine Society of CPAs reported on confusion from the AICPA/NASBA on the board's allowance of nano learning. Trish will inform AICPA/NASBA that while not specifically written in the rule, the board accepts nano learning as another means of acquiring CPEs.

X. ELECTION OF OFFICERS

A motion was made to elect Carl Chatto as chairman of the board. Our dearly regarded, Tracy Harding, has retired his seat on the board for nearly two decades. Happy retirement, Tracy. We'll miss you and we thank you for everything you've done for the licensees of this state.

ADJOURN

A motion was made to adjourn at 12:35 p.m.

Motion: Carl Chatto
Second: Lannie Moffatt
Motion Carried