



February 28, 2020

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# ENGROSSED HOUSE BILL No. 1148

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DIGEST OF HB 1148 (Updated February 26, 2020 1:44 pm - DI 132)

**Citations Affected:** Noncode.

**Synopsis:** Board of accountancy. Provides that a candidate for the certified public accountant examination (exam) may not apply for or take the exam prior to meeting certain education requirements. Provides an exception to the application restriction if a candidate applies up to 60 days prior to the candidate's completion of the education requirements. Provides the Indiana board of accountancy (board) may cancel an exam score if a candidate fails to meet certain requirements. Provides that a candidate must attain a grade of at least 75 on the exam. Provides that a candidate may take the required exam sections individually and in any order and that credit for a passed  
(Continued next page)

**Effective:** June 1, 2020.

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## Ellington, VanNatter, Hatfield

(SENATE SPONSORS — FORD JON, FORD J.D., DONATO)

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January 8, 2020, read first time and referred to Committee on Employment, Labor and Pensions.

January 14, 2020, amended, reported — Do Pass.

January 16, 2020, read second time, ordered engrossed. Engrossed.

January 21, 2020, read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 5, 2020, read first time and referred to Committee on Pensions and Labor.

February 27, 2020, amended, reported favorably — Do Pass.

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EH 1148—LS 6939/DI 134



## Digest Continued

section shall be valid for 18 months. Provides that a candidate must pass all exam sections within a rolling 18 month period and if a candidate does not do so, credit for any section passed outside of the rolling 18 month period expires and the exam section must be retaken. Provides that a candidate shall retain credit for exam sections passed as a candidate of another state if applicable. Provides that a candidate is considered to have passed the exam once the candidate simultaneously holds credit for each passed section. Provides that the board may extend a term of credit validity under certain circumstances. Provides that the board shall notify eligible candidates of the time, place, and procedures for the exam, or that a candidate shall independently contact the board, the board's designee, or a test center operator to schedule the time, place, and procedures for the exam at an approved site. Provides that these requirements expire on July 1, 2021. Requires the agency to adopt rules to implement the provisions in the bill. Voids certain sections of the Indiana Administrative Code.

**EH 1148—LS 6939/DI 134**



February 28, 2020

Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1148

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A BILL FOR AN ACT concerning professions and occupations.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. [EFFECTIVE JUNE 1, 2020] (a) **Candidates for the**  
2 **certified public accountant examination may not take the**  
3 **examination prior to meeting the additional education**  
4 **requirements set forth in 872 IAC 1-1-6.1 through 872 IAC 1-1-6.6.**  
5 (b) **Except as provided in subsection (c), a candidate may not**  
6 **apply to take the examination until the candidate has completed all**  
7 **of the education requirements set forth in 872 IAC 1-1-6.1 through**  
8 **872 IAC 1-1-6.6.**  
9 (c) **Notwithstanding subsection (b), a candidate may apply to**  
10 **take the examination up to sixty (60) days prior to the candidate's**  
11 **completion of the education requirements set forth in 872**  
12 **IAC 1-1-6.1 through 872 IAC 1-1-6.6 after the board of**  
13 **accountancy or the board's designee receives a certificate of**  
14 **enrollment from the educational institution or institutions where**  
15 **the candidate is completing the candidate's education. The**  
16 **certificate of enrollment must:**  
17 (1) **identify the courses in which the candidate is currently**

EH 1148—LS 6939/DI 134



1 enrolled;

2 (2) if applicable, state that upon completion of the courses  
3 identified in subdivision (1), it is anticipated that the  
4 candidate will receive a baccalaureate or higher degree; and

5 (3) bear the seal of the institution or a notary public.

6 (d) A candidate may be admitted to take the examination based  
7 on the information appearing on the certificate of enrollment.  
8 However, a candidate may only sit for the examination after all  
9 educational requirements set forth in 872 IAC 1-1-6.1 through 872  
10 IAC 1-1-6.6 are completed. The candidate is responsible for  
11 compliance with subsection (e) and subject to action under  
12 subsection (f).

13 (e) Not later than sixty (60) days immediately following the  
14 taking of the first of four (4) examination sections, a candidate who  
15 applied to sit for the examination under subsection (c) shall submit  
16 to the board, or the board's designee, all final official transcripts  
17 and applicable supporting documentation indicating that the  
18 candidate has met all of the education requirements set forth in 872  
19 IAC 1-1-6.1 through 872 IAC 1-1-6.6.

20 (f) The board may cancel any examination scores received by a  
21 candidate who fails to meet the requirements in subsection (e). If  
22 an examination score is canceled, the candidate is not entitled to  
23 credit for any passed section of the examination.

24 (g) The candidate must attain the uniform passing grade of at  
25 least seventy-five (75), scaled through a psychometrically  
26 acceptable standard setting procedure and approved by the board.

27 (h) A candidate may take the required examination sections  
28 individually and in any order. Credit for any examination section  
29 passed shall be valid for a period of eighteen (18) months, which  
30 shall be calculated from the actual date the candidate took the  
31 examination section, without having to attain a minimum score on  
32 any failed examination sections, and without regard to whether the  
33 candidate has taken other examination sections, provided the  
34 following:

35 (1) Candidates must pass all sections of the examination  
36 within a rolling eighteen (18) month period, which shall begin  
37 on the date that the first passed examination section is taken.

38 (2) If a candidate does not pass all four (4) sections of the  
39 examination within the rolling eighteen (18) month period,  
40 credit for any examination section passed outside of the  
41 eighteen (18) month period will expire and that examination  
42 section must be retaken.



1 (i) A candidate shall retain credit for any and all sections of the  
2 examination passed as a candidate of another state if such credit  
3 would have been given under then applicable requirements in  
4 Indiana.

5 (j) A candidate shall be considered to have passed the  
6 examination once the candidate simultaneously holds valid credit  
7 for passing each section of the examination. For purposes of this  
8 SECTION, credit for passing a section of the examination is valid  
9 from the actual date of the testing event for that section, regardless  
10 of the date the candidate actually receives notice of the passing  
11 grade.

12 (k) Notwithstanding subsection (h), the board may in particular  
13 cases extend the term of credit validity upon a showing that credit  
14 was lost by reason of circumstances beyond the candidate's control.

15 (l) The board shall notify eligible candidates of the time, place,  
16 and procedures for the examination, or a candidate shall  
17 independently contact the board, the board's designee, or a test  
18 center operator to schedule the time, place, and procedures for the  
19 examination at an approved test site.

20 (m) The board shall adopt rules under IC 4-22-2 necessary to  
21 implement this SECTION.

22 (n) This SECTION expires July 1, 2021.

23 SECTION 2. [EFFECTIVE JUNE 1, 2020] (a) 872 IAC 1-1-9.5,  
24 872 IAC 1-1-14, and 872 IAC 1-1-19 are void. The publisher of the  
25 Indiana Administrative Code and Indiana Register shall remove  
26 these sections from the Indiana Administrative Code.

27 (b) This SECTION expires July 1, 2021.

28 SECTION 3. An emergency is declared for this act.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Employment, Labor and Pensions, to which was referred House Bill 1148, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning professions and occupations.

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE JUNE 1, 2020] **(a) Candidates for the certified public accountant examination may not take the examination prior to meeting the additional education requirements set forth in 872 IAC 1-1-6.1 through 872 IAC 1-1-6.6.**

**(b) Except as provided in subsection (c), a candidate may not apply to take the examination until the candidate has completed all of the education requirements set forth in 872 IAC 1-1-6.1 through 872 IAC 1-1-6.6.**

**(c) Notwithstanding subsection (b), a candidate may apply to take the examination up to sixty (60) days prior to the candidate's completion of the education requirements set forth in 872 IAC 1-1-6.1 through 872 IAC 1-1-6.6 after the board of accountancy or the board's designee receives a certificate of enrollment from the educational institution or institutions where the candidate is completing the candidate's education. The certificate of enrollment must:**

- (1) identify the courses in which the candidate is currently enrolled;**
- (2) if applicable, state that upon completion of the courses identified in subdivision (1), it is anticipated that the candidate will receive a baccalaureate or higher degree; and**
- (3) bear the seal of the institution or a notary public.**

**(d) A candidate may be admitted to take the examination based on the information appearing on the certificate of enrollment. However, a candidate may only sit for the examination after all educational requirements set forth in 872 IAC 1-1-6.1 through 872 IAC 1-1-6.6 are completed.**

**(e) Not later than sixty (60) days immediately following the taking of the first four (4) examination sections, a candidate who applied to sit for the examination under subsection (c) shall submit to the board, or the board's designee, all final official transcripts and applicable supporting documentation indicating that the candidate has met all of the education requirements set forth in 872 IAC 1-1-6.1 through 872 IAC 1-1-6.6.**

EH 1148—LS 6939/DI 134



(f) The board may cancel any examination scores received by a candidate who fails to meet the requirements in subsection (e). If an examination score is canceled, the candidate is not entitled to credit for any passed section of the examination.

(g) The candidate must attain the uniform passing grade of at least seventy-five (75), scaled through a psychometrically acceptable standard setting procedure and approved by the board.

(h) A candidate may take the required examination sections individually and in any order. Credit for any examination section passed shall be valid for a period of eighteen (18) months, which shall be calculated from the actual date the candidate took the examination section, without having to attain a minimum score on any failed examination sections, and without regard to whether the candidate has taken other examination sections, provided the following:

(1) Candidates must pass all sections of the examination within a rolling eighteen (18) month period, which shall begin on the date that the first passed examination section is taken.

(2) If a candidate does not pass all four (4) sections of the examination within the rolling eighteen (18) month period, credit for any examination section passed outside of the eighteen (18) month period will expire and that examination section must be retaken.

(i) A candidate shall retain credit for any and all sections of the examination passed as a candidate of another state if such credit would have been given under then applicable requirements in Indiana.

(j) A candidate shall be considered to have passed the examination once the candidate simultaneously holds valid credit for passing each section of the examination. For purposes of this SECTION, credit for passing a section of the examination is valid from the actual date of the testing event for that section, regardless of the date the candidate actually receives notice of the passing grade.

(k) Notwithstanding subsection (h), the board may in particular cases extend the term of credit validity upon a showing that credit was lost by reason of circumstances beyond the candidate's control.

(l) The board shall notify eligible candidates of the time, place, and procedures for the examination, or a candidate shall independently contact the board, the board's designee, or a test center operator to schedule the time, place, and procedures for the examination at an approved test site.



**(m) The board shall adopt rules under IC 4-22-2 necessary to implement this SECTION.**

**(n) This SECTION expires July 1, 2021."**

Delete page 2.

Page 3, delete lines 1 through 30.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1148 as introduced.)

VANNATTER

Committee Vote: yeas 11, nays 0.

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COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred House Bill No. 1148, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 10, after "completed." insert "**The candidate is responsible for compliance with subsection (e) and subject to action under subsection (f).**".

Page 2, line 12, after "first" insert "**of**".

and when so amended that said bill do pass.

(Reference is to HB 1148 as printed January 14, 2020.)

BOOTS, Chairperson

Committee Vote: Yeas 9, Nays 0.

