

NC Dental Passed Legislation Impacting Boards of Accountancy

Jurisdiction	Bill #	Date Filed	Action Taken	Bill Summary
Alabama	SB 80	2/2/16	Signed Into Law on May 3, 2016	<ul style="list-style-type: none"> Requires review by the Legislative Reference Service of each proposed rule or action <i>submitted by a board</i>. Review determines whether the action proposed my significantly lessen competition and, if so, whether the action was proposed pursuant to a clearly articulated state policy to displace competition.
Connecticut	SB 15	2/4/16	Signed Into Law On June 6, 2016	<ul style="list-style-type: none"> Commissioner of Consumer Protection to review and reject any proposed final decision of a board submitted for the commissioner's approval if the commissioner finds such decision will have an anticompetitive effect. Commissioner also granted authority over any exercise of a board's statutory function that is adverse and any such exercise by a board shall be subject to approval, modification or rejection by the commissioner.
Georgia	HB 952	2/10/16	Signed Into Law on April 27, 2016	<ul style="list-style-type: none"> Gives the Governor, or his or her designee, the authority to review, approve, or veto any rule before becoming effective. Also requires the Governor, or his or her designee, to review any rule that is challenged via an appeal after the denial of a petition has been filed. Finally, it gives the Governor, or his or her designee, the authority to review, approve, or veto any action by a board that is challenged via an appeal to the Governor or submitted by a board for review.
Mississippi	HB 1425	1/16/17	Signed Into Law On April 11, 2017	<ul style="list-style-type: none"> Creates Occupational Licensing Review Commission which is composed of the Governor, the Secretary of State and the Attorney General, or his or her respective designee. Boards must submit proposed rules to the Commission for review and approval. <u>Individual disciplinary actions are expressly excluded</u> from the scope of review.

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Idaho	HB 482	2/13/16	Signed Into Law on April 5, 2016	<ul style="list-style-type: none"> • Governor <i>may</i> consider recommendations from appointment to boards. • Board members shall serve at the pleasure of the governor.
Montana	HB 141	12/15/16	Signed Into Law on May 4, 2017	<ul style="list-style-type: none"> • Requires Commissioner of Labor and Industry to provide oversight and supervision of the duties and authority exercised by boards by exercising active supervision authority to approve or disapprove any board action identified by the department as restraining or potentially restraining competition in trade or commerce. • Commissioner is empowered to determine if the board action is made or taken pursuant to a clearly articulated state policy and if the restraint or potential restraint of trade or commerce is reasonable and necessary to protect the public health, safety, or welfare.
Ohio	HB 49	2/8/17	Signed Into Law On June 30, 2017	<ul style="list-style-type: none"> • Requires OH Common Sense Initiative Office to review an action taken or proposed by a board or commission that has an effect on: price-fixing, limiting price competition, or increasing prices for goods or services, customer or geographic market allocation/division, excluding present or potential competitors, limiting output or supply of any goods or services, any other activity that could be subject to state or federal antitrust law if the action were undertaken by a private person or combination of private persons. • The following actions are <u>not</u> subject to review: denying an application to obtain a license because the applicant has violated the statutes or rules; or taking disciplinary action against an individual or corporation that is licensed by a board or commission for violations of the statutes or rules.

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Tennessee	HB 326	1/31/17	Signed Into Law On May 3, 2017	<ul style="list-style-type: none"> • Requires commissioner or chief executive officer of the administrative department under which a regulatory board operates to: • Review the evidentiary record and substance of administrative rules that may constitute a potentially unreasonable restraint on trade in order to determine whether the action is consistent with a clearly articulated state policy or law and issue a written approval, veto, or remand of the rule; and • Evaluate board actions other than rulemaking to determine whether the action may constitute a potentially unreasonable restraint on trade.
West Virginia	SB 271	1/15/16	Signed Into law on 3/15/16	<ul style="list-style-type: none"> • Requires mandatory training in federal antitrust law and state action immunity for all Board of Accountancy members and representatives from the Attorney General's office; and provides indemnification to its board members and staff (both current and former).