

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 422

By: Dugger of the Senate

and

West (Kevin) of the House

6  
7  
8  
9 COMMITTEE SUBSTITUTE

10 An Act relating to the Oklahoma Accountancy Board;  
11 amending 59 O.S. 2011, Sections 15.1A, as amended by  
12 Section 1, Chapter 60, O.S.L. 2015, 15.2, as amended  
13 by Section 1, Chapter 55, O.S.L. 2014, 15.10A, 15.14  
14 and 15.14A (59 O.S. Supp. 2018, Sections 15.1A and  
15 15.2), which relate to definitions, qualifications,  
16 examinations, registration, and permits; modifying  
17 definition; making application fee nonrefundable;  
18 modifying language; expanding reinstatement license  
19 fee; increasing permit fee; updating statutory  
20 reference; providing an effective date; and declaring  
21 an emergency.

22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

23 SECTION 1. AMENDATORY 59 O.S. 2011, Section 15.1A, as  
24 amended by Section 1, Chapter 60, O.S.L. 2015 (59 O.S. Supp. 2018,  
Section 15.1A), is amended to read as follows:

Section 15.1A As used in the Oklahoma Accountancy Act:

1. "Accountancy" means the profession or practice of  
accounting;

1       2. "AICPA" means the American Institute of Certified Public  
2 Accountants;

3       3. "Applicant" means an individual or entity that has made  
4 application to the Board for a certificate, license, or permit and  
5 said application has not been approved;

6       4. "Assurance" means independent professional services that  
7 improve the quality of information, or its context, for decision  
8 makers;

9       5. "Attest" means providing the following services:

10       a. any audit or other engagement to be performed in  
11 accordance with the Statements on Auditing Standards  
12 (SAS),

13       b. any review of a financial statement to be performed in  
14 accordance with the Statements on Standards for  
15 Accounting and Review Services (SSARS),

16       c. any engagement performed in accordance with the  
17 Statements on Standards for Attestation Engagements  
18 (SSAE), and

19       d. any engagement to be performed in accordance with the  
20 Auditing Standards of the Public Company Accounting  
21 Oversight Board (PCAOB).

22       The statements on standards specified in this definition shall  
23 be adopted by reference by the Board pursuant to rulemaking and  
24 shall be those developed for general application by recognized

1 national accountancy organizations, such as the AICPA, IFAC and the  
2 PCAOB;

3 6. "Audit" can only be performed by an individual or entity who  
4 is registered with the Board and holding a valid permit issued  
5 pursuant to the Oklahoma Accountancy Act, or an individual granted  
6 practice privileges under Section 15.12A of this title, and means a  
7 systematic investigation or appraisal of information, procedures, or  
8 operations performed in accordance with generally accepted auditing  
9 standards in the United States, for the purpose of determining  
10 conformity with established criteria and communicating the results  
11 to interested parties;

12 7. "Board" means the Oklahoma Accountancy Board;

13 8. "Candidate" means an individual who has been qualified and  
14 approved by the Board to take an examination for a certificate or  
15 license;

16 9. "Certificate" means the Oklahoma document issued by the  
17 Board to a candidate upon successful completion of the certified  
18 public accountant examination designating the holder as a certified  
19 public accountant pursuant to the laws of Oklahoma. "Certificate"  
20 shall also mean the Oklahoma document issued by reciprocity to an  
21 individual who has previously been certified in another  
22 jurisdiction;

23 10. "Certified public accountant" means any person who has  
24 received a certificate from the Board or other jurisdictions;

1 11. "Client" means the individual or entity which retains a  
2 registrant, an individual granted practice privileges under Section  
3 15.12A of this title, or a firm exempt from the permit and  
4 registration requirements under Section 15.15C of this title to  
5 perform professional services;

6 12. "Compilation" when used with reference to financial  
7 statements, means presenting information in the form of financial  
8 statements which is the representation of management or owners  
9 without undertaking to express any assurance on the statements;

10 13. "CPA" or "C.P.A." means certified public accountant;

11 14. "Designated manager" means the ~~individual domiciled in~~  
12 ~~Oklahoma and~~ Oklahoma certified public accountant or public  
13 accountant appointed by the firm partners or shareholders to be  
14 responsible for the administration of the office;

15 15. "Designee" means the National Association of State Boards  
16 of Accountancy (NASBA) or other entities so designated by the Board;

17 16. "Entity" means an organization whether for profit or not,  
18 recognized by the State of Oklahoma to conduct business;

19 17. "Examination" means the test sections of Auditing and  
20 Attestation, Business Environment and Concepts, Financial Accounting  
21 and Reporting, and Regulation or their successors, administered,  
22 supervised, and graded by, or at the direction of, the Board or  
23 other jurisdiction that is required for a certificate as a certified  
24 public accountant or a license as a public accountant;

1 18. "Executive director" means the chief administrative officer  
2 of the Board;

3 19. "Financial statements" means statements and footnotes  
4 related thereto that undertake to present an actual or anticipated  
5 financial position as of a point in time, or results of operations,  
6 cash flow, or changes in financial position for a period of time, in  
7 conformity with generally accepted accounting principles or another  
8 comprehensive basis of accounting. The term does not include  
9 incidental financial data included in management advisory service  
10 reports to support recommendations to a client; nor does it include  
11 tax returns and supporting schedules;

12 20. "Firm" means an entity that is either a sole  
13 proprietorship, partnership, professional limited liability company,  
14 professional limited liability partnership, limited liability  
15 partnership or professional corporation, or any other professional  
16 form of organization organized under the laws of the State of  
17 Oklahoma or the laws of another jurisdiction and issued a permit in  
18 accordance with Section 15.15A of this title or exempt from the  
19 permit requirement under Section 15.15C of this title, including  
20 individual partners or shareholders, that is engaged in accountancy;

21 21. "Holding out" means any representation by an individual  
22 that he or she holds a certificate or license and a valid permit, or  
23 by an entity that it holds a valid permit. Any such representation  
24 is presumed to invite the public to rely upon the professional

1 skills implied by the certificate or license and valid permit in  
2 connection with the services or products offered;

3 22. "Home office" means the location specified by the client as  
4 the address to which a service described in Section 15.12A of this  
5 title is directed;

6 23. "IFAC" means the International Federation of Accountants;

7 24. "Individual" means a human being;

8 25. "Jurisdiction" means any state or territory of the United  
9 States and the District of Columbia;

10 26. "License" means the Oklahoma document issued by the Board  
11 to a candidate upon successful completion of the public accountant  
12 examination designating the holder as a public accountant pursuant  
13 to the laws of Oklahoma. "License" shall also mean the Oklahoma  
14 document issued by the Board by reciprocity to a public accountant  
15 who has previously been licensed by examination in another  
16 jurisdiction;

17 27. "Management advisory services", also known as "management  
18 consulting services", "management services", "business advisory  
19 services" or other similar designation, hereinafter collectively  
20 referred to as "MAS", means the function of providing advice and/or  
21 technical assistance, performed in accordance with standards for MAS  
22 engagements and MAS consultations such as those issued by the  
23 American Institute of Certified Public Accountants, where the  
24 primary purpose is to help the client improve the use of its

1 capabilities and resources to achieve its objectives including but  
2 not limited to:

- 3 a. counseling management in analysis, planning,  
4 organizing, operating, risk management and controlling  
5 functions,
- 6 b. conducting special studies, preparing recommendations,  
7 proposing plans and programs, and providing advice and  
8 technical assistance in their implementation,
- 9 c. reviewing and suggesting improvement of policies,  
10 procedures, systems, methods, and organization  
11 relationships, and
- 12 d. introducing new ideas, concepts, and methods to  
13 management.

14 MAS shall not include recommendations and comments prepared as a  
15 direct result of observations made while performing an audit,  
16 review, or compilation of financial statements or while providing  
17 tax services, including tax consultations;

18 28. "NASBA" means the National Association of State Boards of  
19 Accountancy;

20 29. "PA" or "P.A." means public accountant;

21 30. "Partnership" means a contractual relationship based upon a  
22 written, oral, or implied agreement between two or more individuals  
23 who combine their resources and activities in a joint enterprise and  
24 share in varying degrees and by specific agreement in the management

1 and in the profits or losses. A partnership may be general or  
2 limited as the laws of this state define those terms;

3 31. "PCAOB" means the Public Company Accounting Oversight  
4 Board;

5 32. "Peer Review" means a review performed pursuant to a set of  
6 peer review rules established by the Board. The term "peer review"  
7 also encompasses the term "quality review";

8 33. "Permit" means the written authority granted annually by  
9 the Board to individuals or firms to practice public accounting in  
10 Oklahoma, which is issued pursuant to the Oklahoma Accountancy Act;

11 34. a. "Practice of public accounting", also known as  
12 "practice public accounting", "practice" and "practice  
13 accounting", refers to the activities of a registrant,  
14 an individual granted practice privileges under  
15 Section 15.12A of this title, or a firm exempt from  
16 the permit and registration requirements under Section  
17 15.15C of this title in reference to accountancy. An  
18 individual or firm shall be deemed to be engaged in  
19 the practice of public accounting if the individual or  
20 firm holds itself out to the public in any manner as  
21 one skilled in the knowledge, science, and practice of  
22 accounting and auditing, taxation and management  
23 advisory services and is qualified to render such  
24



1 professional services as a certified public accountant  
2 or public accountant, and performs the following:

- 3 (1) maintains an office for the transaction of  
4 business as a certified public accountant or  
5 public accountant,
- 6 (2) offers to prospective clients to perform or who  
7 does perform on behalf of clients professional  
8 services that involve or require an audit,  
9 verification, investigation, certification,  
10 presentation, or review of financial transactions  
11 and accounting records or an attestation  
12 concerning any other written assertion,
- 13 (3) prepares or certifies for clients reports on  
14 audits or investigations of books or records of  
15 account, balance sheets, and other financial,  
16 accounting and related schedules, exhibits,  
17 statements, or reports which are to be used for  
18 publication or for the purpose of obtaining  
19 credit, or for filing with a court of law or with  
20 any governmental agency, or for any other  
21 purpose,
- 22 (4) generally or incidentally to the work described  
23 herein, renders professional services to clients  
24 in any or all matters relating to accounting

- 1 procedure and to the recording, presentation, or  
2 certification of financial information or data,  
3 (5) keeps books, or prepares trial balances,  
4 financial statements, or reports, all as a part  
5 of bookkeeping services for clients,  
6 (6) prepares or signs as the tax preparer, tax  
7 returns for clients, consults with clients on tax  
8 matters, conducts studies for clients on tax  
9 matters and prepares reports for clients on tax  
10 matters, unless the services are uncompensated  
11 and are limited solely to the registrant's, or  
12 the registrant's spouse's lineal and collateral  
13 heirs,  
14 (7) prepares personal financial or investment plans  
15 or provides to clients products or services of  
16 others in implementation of personal financial or  
17 investment plans, or  
18 (8) provides management advisory services to clients.

19 b. Except for an individual granted practice privileges  
20 under Section 15.12A of this title or a firm exempt  
21 from the permit and registration requirements under  
22 Section 15.15C of this title, an individual or firm  
23 not holding a certificate, license or permit shall not  
24 be deemed to be engaged in the practice of public

1 accounting if the individual or firm does not hold  
2 itself out, solicit, or advertise for clients using  
3 the certified public accountant or public accountant  
4 designation and engages only in the following  
5 services:

6 (1) keeps books, or prepares trial balances,  
7 financial statements, or reports, provided such  
8 instruments do not use the terms "audit",  
9 "audited", "exam", "examined", "review" or  
10 "reviewed" or are not exhibited as having been  
11 prepared by a certified public accountant or  
12 public accountant. Except for an individual  
13 granted practice privileges under Section 15.12A  
14 of this title or a firm exempt from the permit  
15 and registration requirements under Section  
16 15.15C of this title, nonregistrants may use the  
17 following disclaimer language in connection with  
18 financial statements and be in compliance with  
19 the Oklahoma Accountancy Act: "I (we) have not  
20 audited, examined or reviewed the accompanying  
21 financial statements and accordingly do not  
22 express an opinion or any other form of assurance  
23 on them.",  
24

- 1 (2) prepares or signs as the tax preparer, tax  
2 returns for clients, consults with clients on tax  
3 matters, conducts studies for clients on tax  
4 matters and prepares reports for clients on tax  
5 matters,  
6 (3) prepares personal financial or investment plans  
7 or provides to clients products or services of  
8 others in implementation of personal financial or  
9 investment plans, or  
10 (4) provides management advisory services to clients.

11 c. Only permit holders, individuals granted practice  
12 privileges under Section 15.12A of this title, or  
13 firms exempt from the permit and registration  
14 requirements under Section 15.15C of this title may  
15 render or offer to render any attest service, as  
16 defined herein, or issue a report on financial  
17 statements which purport to be in compliance with the  
18 Statements on Standards for Accounting and Review  
19 Services (SSARS). This restriction shall not prohibit  
20 any act of a public official or public employee in the  
21 performance of that person's duties. This restriction  
22 shall not be construed to prohibit the performance by  
23 any unlicensed individual of other services as set out  
24 in subparagraph b of this paragraph.

1           d. A person is not deemed to be practicing public  
2           accounting within the meaning of this section solely  
3           by displaying an Oklahoma CPA certificate or a PA  
4           license in an office, identifying himself or herself  
5           as a CPA or PA on letterhead or business cards, or  
6           identifying himself or herself as a CPA or PA.  
7           However, the designation of CPA or PA on such  
8           letterheads, business cards, public signs,  
9           advertisements, publications directed to clients or  
10          potential clients, financial or tax documents of a  
11          client, performance of any attest service or issuance  
12          of a report constitutes the practice of public  
13          accounting and requires a permit, practice privileges  
14          under Section 15.12A of this title, or an exemption  
15          from the permit and registration requirements under  
16          Section 15.15C of this title;

17          35. "Preissuance review" means a review preformed pursuant to a  
18          set of procedures that include review of engagement document,  
19          report, and clients' financial statements in order to permit the  
20          reviewer to assess compliance with all applicable professional  
21          standards;

22          36. "Principal place of business" means the office location  
23          designated by the licensee for the purposes of substantial  
24          equivalency and reciprocity;

1        37. "Professional corporation" means a corporation organized  
2 pursuant to the laws of this state;

3        38. "Professional" means arising out of or related to the  
4 specialized knowledge or skills associated with CPAs or PAs;

5        39. "Public accountant" means any individual who has received a  
6 license from the Board;

7        40. "Public interest" means the collective well-being of the  
8 community of people and institutions the profession serves;

9        41. "Qualification applicant" means an individual who has made  
10 application to the Board to qualify to become a candidate for  
11 examination;

12        42. "Registrant" means a CPA, PA, or firm composed of certified  
13 public accountants or public accountants or combination of both  
14 currently registered with the Board pursuant to the authority of the  
15 Oklahoma Accountancy Act;

16        43. "Report", when used with reference to any attest or  
17 compilation service, means an opinion, report or other form of  
18 language that states or implies assurance as to the reliability of  
19 the attested information or complied financial statements, and that  
20 also includes or is accompanied by any statement or implication that  
21 the person or firm issuing it has special knowledge or competence in  
22 accounting or auditing. Such a statement or implication of special  
23 knowledge or competence may arise from use by the issuer of the  
24 report of names or titles indicating that the person or firm is an

1 accountant or auditor, or from the language of the report itself.  
2 The term "report" includes any form of language which disclaims an  
3 opinion when such form of language is conventionally understood to  
4 imply any positive assurance as to the reliability of the attested  
5 information or compiled financial statements referred to and/or  
6 special competence on the part of the person or firm issuing such  
7 language; and it includes any other form of language that is  
8 conventionally understood to imply such assurance and/or such  
9 special knowledge or competence. This definition is not intended to  
10 include a report prepared by a person not holding a certificate or  
11 license or not granted practice privileges under Section 15.12A of  
12 this title. However, such report shall not refer to "audit",  
13 "audited", "exam", "examined", "review" or "reviewed", nor use the  
14 language "in accordance with standards established by the American  
15 Institute of Certified Public Accountants" or successor of said  
16 entity, or governmental agency approved by the Board, except for the  
17 Internal Revenue Service. Except for an individual granted practice  
18 privileges under Section 15.12A of this title or a firm exempt from  
19 the permit and registration requirements under Section 15.15C of  
20 this title, nonregistrants may use the following disclaimer language  
21 in connection with financial statements not to be in violation of  
22 the Oklahoma Accountancy Act: "I (we) have not audited, examined,  
23 or reviewed the accompanying financial statements and accordingly do  
24 not express an opinion or any other form of assurance on them.";

1       44. "Representation" means any oral or written communication  
2 including but not limited to the use of title or legends on  
3 letterheads, business cards, office doors, advertisements, and  
4 listings conveying the fact that an individual or entity holds a  
5 certificate, license or permit;

6       45. "Review", when used with reference to financial statements,  
7 means a registrant or an individual granted practice privileges  
8 under Section 15.12A of this title, or a firm exempt from the permit  
9 and registration requirements under Section 15.15C of this title  
10 performing inquiry and analytical procedures that provide the  
11 registrant with a reasonable basis for expressing limited assurance  
12 that there are no material modifications that should be made to the  
13 statements in order for them to be in conformity with generally  
14 accepted accounting principles or, if applicable, with another  
15 comprehensive basis of accounting; and

16       46. "Substantial equivalency" is a determination by the  
17 Oklahoma Accountancy Board or its designee that:

18           a. the education, examination and experience requirements  
19                contained in the statutes and administrative rules of  
20                another jurisdiction are comparable to, or exceed, the  
21                education, examination and experience requirements  
22                contained in the AICPA/NASBA Uniform Accountancy Act,  
23                or

24



1           b.    that an individual certified public accountant's or  
2                public accountant's education, examination and  
3                experience qualifications are comparable to or exceed  
4                the education, examination and experience requirements  
5                contained in the Oklahoma Accountancy Act and rules of  
6                the Board.

7           In ascertaining substantial equivalency as used in the Oklahoma  
8 Accountancy Act, the Board or its designee shall take into account  
9 the qualifications without regard to the sequence in which  
10 experience, education, or examination requirements were attained.

11           SECTION 2.        AMENDATORY        59 O.S. 2011, Section 15.2, as  
12 amended by Section 1, Chapter 55, O.S.L. 2014 (59 O.S. Supp. 2018,  
13 Section 15.2), is amended to read as follows:

14           Section 15.2 A. There is hereby re-created, to continue until  
15 July 1, 2020, in accordance with the provisions of the Oklahoma  
16 Sunset Law, the Oklahoma Accountancy Board. The Oklahoma  
17 Accountancy Board shall have the responsibility for administering  
18 and enforcing the Oklahoma Accountancy Act. The Oklahoma  
19 Accountancy Board shall be composed of seven (7) members, who shall  
20 have professional or practical experience in the use of accounting  
21 services and financial matters, so as to be qualified to make  
22 judgments about the qualifications and conduct of persons and firms  
23 subject to regulation under ~~this act~~ the Oklahoma Accountancy Act to  
24 be appointed by the Governor and confirmed by the Senate. The

1 number of registrant members shall not be more than six, not  
2 including a firm, who shall serve terms of five (5) years. No  
3 member who has served two successive complete terms shall be  
4 eligible for reappointment, but an appointment to fill an unexpired  
5 term shall not be considered a complete term for this purpose. The  
6 public member shall serve coterminously with the Governor appointing  
7 the public member.

8 B. One member shall be either a public accountant licensed and  
9 holding a permit pursuant to the provisions of the Oklahoma  
10 Accountancy Act, or a person with professional or practical  
11 experience in the use of accounting services and financial matters  
12 and who shall have met the educational requirements to qualify as a  
13 candidate for examination for the license of public accountant as  
14 provided in subsection B of Section 15.8 of this title. A list of  
15 qualified persons shall be compiled and submitted to the Governor by  
16 the Oklahoma Society of Public Accountants, or successor  
17 organization from time to time as appointment of the Board member is  
18 required to be made. A list of three names shall be submitted for  
19 each single appointment from which the Governor may make the  
20 appointment.

21 C. Five members shall be certified public accountants holding  
22 certificates and four shall hold permits issued pursuant to the  
23 provisions of the Oklahoma Accountancy Act, at least four of whom  
24 shall have been engaged in the practice of public accounting as a

1 certified public accountant continuously for not less than five (5)  
2 out of the last fifteen (15) years immediately preceding their  
3 appointments. A list of qualified persons shall be compiled and  
4 submitted to the Governor by the Oklahoma Society of Certified  
5 Public Accountants from time to time as appointments of the  
6 certified public accountant Board members are required. A list of  
7 three names shall be submitted for each single appointment from  
8 which the Governor may make the appointment.

9 D. One member shall be a public member who is not a certified  
10 public accountant or licensed public accountant. The public member  
11 shall be appointed by the Governor to a term coterminous with the  
12 Governor. The public member shall serve at the pleasure of the  
13 Governor.

14 E. Upon the expiration of the term of office, a member shall  
15 continue to serve until a qualified successor has been appointed.  
16 Confirmation by the Senate is required during the next regular  
17 session of the Oklahoma Senate for the member to continue to serve.

18 SECTION 3. AMENDATORY 59 O.S. 2011, Section 15.10A, is  
19 amended to read as follows:

20 Section 15.10A Each candidate shall pay fees, to be determined  
21 by the Oklahoma Accountancy Board, not to exceed One Thousand  
22 Dollars (\$1,000.00) for each examination.

23 An application fee, payable to the Board, shall be paid by the  
24 candidate at the time the application for the examination is filed.

1 The application fee shall ~~not be refunded unless the Board~~  
2 ~~determines that the candidate is unqualified to sit for the~~  
3 ~~examination or for such other good causes as determined by the Board~~  
4 ~~on a case-by-case basis~~ nonrefundable. Also, each candidate shall  
5 pay test fees to the organizations designated by the Board to  
6 provide a computer-based examination. In no event shall the total  
7 fees paid by a candidate for each examination exceed One Thousand  
8 Dollars (\$1,000.00).

9 SECTION 4. AMENDATORY 59 O.S. 2011, Section 15.14, is  
10 amended to read as follows:

11 Section 15.14 A. In addition to obtaining a certificate or  
12 license, certified public accountants and public accountants, unless  
13 granted practice privileges under Section 15.12A of this title,  
14 shall register with the Oklahoma Accountancy Board and pay a  
15 registration fee.

16 B. ~~Until January 1, 2010, all valid certificates and licenses~~  
17 ~~ending in an odd number shall expire on July 31 of each odd-numbered~~  
18 ~~year. All valid certificates and licenses ending in an even number~~  
19 ~~shall expire on July 31 of each even-numbered year. All such~~  
20 ~~registrations shall expire on the last day of July and may be~~  
21 ~~renewed for a period of two (2) years. The Board shall implement~~  
22 ~~rules for the scheduling of expiration and renewal of certificates~~  
23 ~~and licenses, including the prorating of fees.~~

24

1       ~~C.~~ After the initial registration, renewal of registrations  
2 shall be accomplished by registrants in good standing upon filing of  
3 the registration and upon payment of the registration fee. Interim  
4 registration shall be at full rates.

5       ~~D. Effective January 1, 2010, all~~

6       C. All valid certificates or licenses shall be renewed ~~based on~~  
7 ~~staggered expiration dates on~~ by the last day of the individuals'  
8 birth months. Renewal will be effective for a twelve-month period.  
9 The Board shall implement rules for the scheduling of expiration and  
10 renewal of certificates and licenses, including the prorating of  
11 fees.

12       ~~E. D.~~ Not less than thirty (30) calendar days before the  
13 expiration of a valid certificate or license, written notice of the  
14 expiration date shall be mailed to the individual holding the valid  
15 certificate or license at the last-known address of such individual  
16 according to the official records of the Board.

17       ~~F. E.~~ A certificate or license shall be renewed by payment of a  
18 registration renewal fee set by the Board which shall not exceed Two  
19 Hundred Dollars (\$200.00) for each two-year period.

20       1. Upon failure of an individual to pay registration fees on or  
21 before the expiration date, the Board shall notify the individual in  
22 writing by certified mail to the last known address of the  
23 individual, as reflected in the records of the Board, of the  
24 individual's failure to comply with the Oklahoma Accountancy Act.

1           2. A certificate or license granted under authority of the  
2 Oklahoma Accountancy Act shall automatically be revoked if the  
3 individual fails to pay registration fees within thirty (30) days  
4 after the expiration date.

5           3. Any individual whose certificate or license is cancelled,  
6 revoked for cause or automatically revoked by this provision may be  
7 reinstated by the Board upon payment of:

8           a. a fee set by the Board which shall not exceed Three  
9 Hundred Dollars (\$300.00) for a renewal within one (1)  
10 year of the due date, or

11           b. a fee set by the Board which shall not exceed ~~Six~~  
12 ~~Hundred Dollars (\$600.00) for a renewal after the~~  
13 ~~expiration of a year~~ Five Thousand Dollars (\$5,000.00)  
14 after one year of the expiration date.

15           However, an individual whose certificate or license has been  
16 ~~expired, surrendered, canceled or~~ revoked for cause for five (5)  
17 years or more may not renew the certificate or license. The  
18 individual may obtain a new certificate or license by complying with  
19 the requirements and procedures, including the examination  
20 requirements, for obtaining an original certificate or license.  
21 This provision shall not apply to an individual who is licensed to  
22 practice in another jurisdiction for the five (5) years immediately  
23 preceding their application for reinstatement.

24

1       ~~G.~~ F. The Board shall establish rules whereby the registration  
2 fee for certified public accountants and public accountants may,  
3 upon written application to the Board, be reduced or waived by the  
4 Board for registrants who have retired upon reaching retirement age,  
5 or who have attained the age of sixty-five (65) years, or who have  
6 become disabled to a degree precluding the continuance of their  
7 practice for six (6) months or more prior to the due date of any  
8 renewal fee. The Board shall use its discretion in determining  
9 conditions required for retirement or disability.

10       ~~H.~~ G. All notifications of criminal arrests or charges,  
11 disciplinary actions by any other jurisdiction or foreign country,  
12 revocation or suspension by enforcement action of any professional  
13 credential and all changes of employment or mailing address shall be  
14 reported to the Board within thirty (30) calendar days of such  
15 changes becoming effective.

16       ~~I.~~ H. At the direction of the Board, a register of registrants  
17 may be published in any media format the Board considers appropriate  
18 for public distribution.

19       SECTION 5.       AMENDATORY       59 O.S. 2011, Section 15.14A, is  
20 amended to read as follows:

21       Section 15.14A A. Before any individual may practice public  
22 accounting or hold himself or herself out as being engaged in the  
23 practice of public accounting as a certified public accountant or  
24 public accountant in this state, such person shall obtain a permit

1 from the Oklahoma Accountancy Board, unless such person is granted  
2 practice privileges under Section 15.12A of this title. Any  
3 individual, corporation or partnership or any other entity who  
4 provides any of the services defined hereinabove as the "practice of  
5 public accounting" without holding a license and permit, or without  
6 holding a certificate and permit, shall be assessed a fine not to  
7 exceed Ten Thousand Dollars (\$10,000.00) for each separate offense,  
8 unless such person is granted practice privileges under Section  
9 15.12A of this title, or such entity is exempt from the permit and  
10 registration requirements of Section 15.15C of this title.

11 B. The Board shall promulgate rules establishing the  
12 qualifications for obtaining a permit to practice public accounting  
13 in this state. Such rules shall include but not be limited to  
14 provisions that:

15 1. Any individual seeking a permit must have a valid  
16 certificate or license;

17 2. Any individual or entity seeking a permit must be registered  
18 pursuant to the provisions of the Oklahoma Accountancy Act;

19 3. Any individual seeking a permit must meet continuing  
20 professional education requirements as set forth by the Oklahoma  
21 Accountancy Act and rules promulgated by the Board; and

22 4. There shall be no examination for obtaining a permit.

23 C. All such individuals shall, upon application and compliance  
24 with the rules establishing qualifications for obtaining a permit



1 and payment of the fees, be granted an annual permit to practice  
2 public accounting in this state. ~~Until January 1, 2010, all permits~~  
3 ~~issued shall expire on June 30 of each year and may be renewed from~~  
4 ~~year to year. Effective January 1, 2010, all~~ All permits issued  
5 shall be renewed ~~based on staggered expiration dates~~ on the last day  
6 of the individual's birth month in conjunction with the registrant's  
7 certificate or license renewal. The Board may issue interim permits  
8 upon payment of the same fees required for annual permits.

9 D. Failure to apply for and obtain a permit shall disqualify an  
10 individual from practicing public accounting in this state until  
11 such time as a valid permit has been obtained.

12 E. The Board shall charge a fee for each individual permit not  
13 to exceed ~~One Hundred Dollars (\$100.00)~~ Two Hundred Dollars  
14 (\$200.00).

15 SECTION 6. This act shall become effective July 1, 2019.

16 SECTION 7. It being immediately necessary for the preservation  
17 of the public peace, health or safety, an emergency is hereby  
18 declared to exist, by reason whereof this act shall take effect and  
19 be in full force from and after its passage and approval.

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21 57-1-8529 LRB 03/26/19

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