

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 422 By: Dugger of the Senate  
3 and  
4 West (Kevin) of the House  
5  
6

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

15 AMENDMENT NO. 1. Replace the title, enacting clause and entire bill  
16 and insert

17 "An Act relating to the Oklahoma Accountancy Board;  
18 amending 59 O.S. 2011, Sections 15.1A, as amended by  
19 Section 1, Chapter 60, O.S.L. 2015, 15.2, as amended  
20 by Section 1, Chapter 55, O.S.L. 2014, 15.10A, 15.14  
21 and 15.14A (59 O.S. Supp. 2018, Sections 15.1A and  
22 15.2), which relate to definitions, qualifications,  
23 examinations, registration, and permits; modifying  
24 definition; making application fee nonrefundable;  
modifying language; expanding reinstatement license  
fee; increasing permit fee; updating statutory  
reference; providing an effective date; and  
declaring an emergency.

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

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

5 Section 15.1A As used in the Oklahoma Accountancy Act:

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

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

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

13 4. "Assurance" means independent professional services that  
14 improve the quality of information, or its context, for decision  
15 makers;

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

17 a. any audit or other engagement to be performed in  
18 accordance with the Statements on Auditing Standards  
19 (SAS),

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

23

24

1 c. any engagement performed in accordance with the  
2 Statements on Standards for Attestation Engagements  
3 (SSAE), and

4 d. any engagement to be performed in accordance with the  
5 Auditing Standards of the Public Company Accounting  
6 Oversight Board (PCAOB).

7 The statements on standards specified in this definition shall  
8 be adopted by reference by the Board pursuant to rulemaking and  
9 shall be those developed for general application by recognized  
10 national accountancy organizations, such as the AICPA, IFAC and the  
11 PCAOB;

12 6. "Audit" can only be performed by an individual or entity who  
13 is registered with the Board and holding a valid permit issued  
14 pursuant to the Oklahoma Accountancy Act, or an individual granted  
15 practice privileges under Section 15.12A of this title, and means a  
16 systematic investigation or appraisal of information, procedures, or  
17 operations performed in accordance with generally accepted auditing  
18 standards in the United States, for the purpose of determining  
19 conformity with established criteria and communicating the results  
20 to interested parties;

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

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

1           9. "Certificate" means the Oklahoma document issued by the  
2 Board to a candidate upon successful completion of the certified  
3 public accountant examination designating the holder as a certified  
4 public accountant pursuant to the laws of Oklahoma. "Certificate"  
5 shall also mean the Oklahoma document issued by reciprocity to an  
6 individual who has previously been certified in another  
7 jurisdiction;

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

10           11. "Client" means the individual or entity which retains a  
11 registrant, an individual granted practice privileges under Section  
12 15.12A of this title, or a firm exempt from the permit and  
13 registration requirements under Section 15.15C of this title to  
14 perform professional services;

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

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

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

24

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

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

5 17. "Examination" means the test sections of Auditing and  
6 Attestation, Business Environment and Concepts, Financial Accounting  
7 and Reporting, and Regulation or their successors, administered,  
8 supervised, and graded by, or at the direction of, the Board or  
9 other jurisdiction that is required for a certificate as a certified  
10 public accountant or a license as a public accountant;

11 18. "Executive director" means the chief administrative officer  
12 of the Board;

13 19. "Financial statements" means statements and footnotes  
14 related thereto that undertake to present an actual or anticipated  
15 financial position as of a point in time, or results of operations,  
16 cash flow, or changes in financial position for a period of time, in  
17 conformity with generally accepted accounting principles or another  
18 comprehensive basis of accounting. The term does not include  
19 incidental financial data included in management advisory service  
20 reports to support recommendations to a client; nor does it include  
21 tax returns and supporting schedules;

22 20. "Firm" means an entity that is either a sole  
23 proprietorship, partnership, professional limited liability company,  
24 professional limited liability partnership, limited liability

1 partnership or professional corporation, or any other professional  
2 form of organization organized under the laws of the State of  
3 Oklahoma or the laws of another jurisdiction and issued a permit in  
4 accordance with Section 15.15A of this title or exempt from the  
5 permit requirement under Section 15.15C of this title, including  
6 individual partners or shareholders, that is engaged in accountancy;

7 21. "Holding out" means any representation by an individual  
8 that he or she holds a certificate or license and a valid permit, or  
9 by an entity that it holds a valid permit. Any such representation  
10 is presumed to invite the public to rely upon the professional  
11 skills implied by the certificate or license and valid permit in  
12 connection with the services or products offered;

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

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

17 24. "Individual" means a human being;

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

20 26. "License" means the Oklahoma document issued by the Board  
21 to a candidate upon successful completion of the public accountant  
22 examination designating the holder as a public accountant pursuant  
23 to the laws of Oklahoma. "License" shall also mean the Oklahoma  
24 document issued by the Board by reciprocity to a public accountant

1 who has previously been licensed by examination in another  
2 jurisdiction;

3 27. "Management advisory services", also known as "management  
4 consulting services", "management services", "business advisory  
5 services" or other similar designation, hereinafter collectively  
6 referred to as "MAS", means the function of providing advice and/or  
7 technical assistance, performed in accordance with standards for MAS  
8 engagements and MAS consultations such as those issued by the  
9 American Institute of Certified Public Accountants, where the  
10 primary purpose is to help the client improve the use of its  
11 capabilities and resources to achieve its objectives including but  
12 not limited to:

- 13 a. counseling management in analysis, planning,  
14 organizing, operating, risk management and controlling  
15 functions,
- 16 b. conducting special studies, preparing recommendations,  
17 proposing plans and programs, and providing advice and  
18 technical assistance in their implementation,
- 19 c. reviewing and suggesting improvement of policies,  
20 procedures, systems, methods, and organization  
21 relationships, and
- 22 d. introducing new ideas, concepts, and methods to  
23 management.

24

1 MAS shall not include recommendations and comments prepared as a  
2 direct result of observations made while performing an audit,  
3 review, or compilation of financial statements or while providing  
4 tax services, including tax consultations;

5 28. "NASBA" means the National Association of State Boards of  
6 Accountancy;

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

8 30. "Partnership" means a contractual relationship based upon a  
9 written, oral, or implied agreement between two or more individuals  
10 who combine their resources and activities in a joint enterprise and  
11 share in varying degrees and by specific agreement in the management  
12 and in the profits or losses. A partnership may be general or  
13 limited as the laws of this state define those terms;

14 31. "PCAOB" means the Public Company Accounting Oversight  
15 Board;

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

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

22 34. a. "Practice of public accounting", also known as  
23 "practice public accounting", "practice" and "practice  
24 accounting", refers to the activities of a registrant,



1 an individual granted practice privileges under  
2 Section 15.12A of this title, or a firm exempt from  
3 the permit and registration requirements under Section  
4 15.15C of this title in reference to accountancy. An  
5 individual or firm shall be deemed to be engaged in  
6 the practice of public accounting if the individual or  
7 firm holds itself out to the public in any manner as  
8 one skilled in the knowledge, science, and practice of  
9 accounting and auditing, taxation and management  
10 advisory services and is qualified to render such  
11 professional services as a certified public accountant  
12 or public accountant, and performs the following:

- 13 (1) maintains an office for the transaction of  
14 business as a certified public accountant or  
15 public accountant,
- 16 (2) offers to prospective clients to perform or who  
17 does perform on behalf of clients professional  
18 services that involve or require an audit,  
19 verification, investigation, certification,  
20 presentation, or review of financial transactions  
21 and accounting records or an attestation  
22 concerning any other written assertion,
- 23 (3) prepares or certifies for clients reports on  
24 audits or investigations of books or records of

1 account, balance sheets, and other financial,  
2 accounting and related schedules, exhibits,  
3 statements, or reports which are to be used for  
4 publication or for the purpose of obtaining  
5 credit, or for filing with a court of law or with  
6 any governmental agency, or for any other  
7 purpose,

8 (4) generally or incidentally to the work described  
9 herein, renders professional services to clients  
10 in any or all matters relating to accounting  
11 procedure and to the recording, presentation, or  
12 certification of financial information or data,

13 (5) keeps books, or prepares trial balances,  
14 financial statements, or reports, all as a part  
15 of bookkeeping services for clients,

16 (6) prepares or signs as the tax preparer, tax  
17 returns for clients, consults with clients on tax  
18 matters, conducts studies for clients on tax  
19 matters and prepares reports for clients on tax  
20 matters, unless the services are uncompensated  
21 and are limited solely to the registrant's, or  
22 the registrant's spouse's lineal and collateral  
23 heirs,  
24

1 (7) prepares personal financial or investment plans  
2 or provides to clients products or services of  
3 others in implementation of personal financial or  
4 investment plans, or

5 (8) provides management advisory services to clients.

6 b. Except for an individual granted practice privileges  
7 under Section 15.12A of this title or a firm exempt  
8 from the permit and registration requirements under  
9 Section 15.15C of this title, an individual or firm  
10 not holding a certificate, license or permit shall not  
11 be deemed to be engaged in the practice of public  
12 accounting if the individual or firm does not hold  
13 itself out, solicit, or advertise for clients using  
14 the certified public accountant or public accountant  
15 designation and engages only in the following  
16 services:

17 (1) keeps books, or prepares trial balances,  
18 financial statements, or reports, provided such  
19 instruments do not use the terms "audit",  
20 "audited", "exam", "examined", "review" or  
21 "reviewed" or are not exhibited as having been  
22 prepared by a certified public accountant or  
23 public accountant. Except for an individual  
24 granted practice privileges under Section 15.12A

1 of this title or a firm exempt from the permit  
2 and registration requirements under Section  
3 15.15C of this title, nonregistrants may use the  
4 following disclaimer language in connection with  
5 financial statements and be in compliance with  
6 the Oklahoma Accountancy Act: "I (we) have not  
7 audited, examined or reviewed the accompanying  
8 financial statements and accordingly do not  
9 express an opinion or any other form of assurance  
10 on them.",

11 (2) prepares or signs as the tax preparer, tax  
12 returns for clients, consults with clients on tax  
13 matters, conducts studies for clients on tax  
14 matters and prepares reports for clients on tax  
15 matters,

16 (3) prepares personal financial or investment plans  
17 or provides to clients products or services of  
18 others in implementation of personal financial or  
19 investment plans, or

20 (4) provides management advisory services to clients.

21 c. Only permit holders, individuals granted practice  
22 privileges under Section 15.12A of this title, or  
23 firms exempt from the permit and registration  
24 requirements under Section 15.15C of this title may

1 render or offer to render any attest service, as  
2 defined herein, or issue a report on financial  
3 statements which purport to be in compliance with the  
4 Statements on Standards for Accounting and Review  
5 Services (SSARS). This restriction shall not prohibit  
6 any act of a public official or public employee in the  
7 performance of that person's duties. This restriction  
8 shall not be construed to prohibit the performance by  
9 any unlicensed individual of other services as set out  
10 in subparagraph b of this paragraph.

- 11 d. A person is not deemed to be practicing public  
12 accounting within the meaning of this section solely  
13 by displaying an Oklahoma CPA certificate or a PA  
14 license in an office, identifying himself or herself  
15 as a CPA or PA on letterhead or business cards, or  
16 identifying himself or herself as a CPA or PA.  
17 However, the designation of CPA or PA on such  
18 letterheads, business cards, public signs,  
19 advertisements, publications directed to clients or  
20 potential clients, financial or tax documents of a  
21 client, performance of any attest service or issuance  
22 of a report constitutes the practice of public  
23 accounting and requires a permit, practice privileges  
24 under Section 15.12A of this title, or an exemption

1 from the permit and registration requirements under  
2 Section 15.15C of this title;

3 35. "Preissuance review" means a review performed pursuant to a  
4 set of procedures that include review of engagement document,  
5 report, and clients' financial statements in order to permit the  
6 reviewer to assess compliance with all applicable professional  
7 standards;

8 36. "Principal place of business" means the office location  
9 designated by the licensee for the purposes of substantial  
10 equivalency and reciprocity;

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

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

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

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

19 41. "Qualification applicant" means an individual who has made  
20 application to the Board to qualify to become a candidate for  
21 examination;

22 42. "Registrant" means a CPA, PA, or firm composed of certified  
23 public accountants or public accountants or combination of both  
24

1 currently registered with the Board pursuant to the authority of the  
2 Oklahoma Accountancy Act;

3 43. "Report", when used with reference to any attest or  
4 compilation service, means an opinion, report or other form of  
5 language that states or implies assurance as to the reliability of  
6 the attested information or compiled financial statements, and that  
7 also includes or is accompanied by any statement or implication that  
8 the person or firm issuing it has special knowledge or competence in  
9 accounting or auditing. Such a statement or implication of special  
10 knowledge or competence may arise from use by the issuer of the  
11 report of names or titles indicating that the person or firm is an  
12 accountant or auditor, or from the language of the report itself.  
13 The term "report" includes any form of language which disclaims an  
14 opinion when such form of language is conventionally understood to  
15 imply any positive assurance as to the reliability of the attested  
16 information or compiled financial statements referred to and/or  
17 special competence on the part of the person or firm issuing such  
18 language; and it includes any other form of language that is  
19 conventionally understood to imply such assurance and/or such  
20 special knowledge or competence. This definition is not intended to  
21 include a report prepared by a person not holding a certificate or  
22 license or not granted practice privileges under Section 15.12A of  
23 this title. However, such report shall not refer to "audit",  
24 "audited", "exam", "examined", "review" or "reviewed", nor use the

1 language "in accordance with standards established by the American  
2 Institute of Certified Public Accountants" or successor of said  
3 entity, or governmental agency approved by the Board, except for the  
4 Internal Revenue Service. Except for an individual granted practice  
5 privileges under Section 15.12A of this title or a firm exempt from  
6 the permit and registration requirements under Section 15.15C of  
7 this title, nonregistrants may use the following disclaimer language  
8 in connection with financial statements not to be in violation of  
9 the Oklahoma Accountancy Act: "I (we) have not audited, examined,  
10 or reviewed the accompanying financial statements and accordingly do  
11 not express an opinion or any other form of assurance on them.";

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

17 45. "Review", when used with reference to financial statements,  
18 means a registrant or an individual granted practice privileges  
19 under Section 15.12A of this title, or a firm exempt from the permit  
20 and registration requirements under Section 15.15C of this title  
21 performing inquiry and analytical procedures that provide the  
22 registrant with a reasonable basis for expressing limited assurance  
23 that there are no material modifications that should be made to the  
24 statements in order for them to be in conformity with generally



1 accepted accounting principles or, if applicable, with another  
2 comprehensive basis of accounting; and

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

5 a. the education, examination and experience requirements  
6 contained in the statutes and administrative rules of  
7 another jurisdiction are comparable to, or exceed, the  
8 education, examination and experience requirements  
9 contained in the AICPA/NASBA Uniform Accountancy Act,  
10 or

11 b. that an individual certified public accountant's or  
12 public accountant's education, examination and  
13 experience qualifications are comparable to or exceed  
14 the education, examination and experience requirements  
15 contained in the Oklahoma Accountancy Act and rules of  
16 the Board.

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

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

24

1 Section 15.2 A. There is hereby re-created, to continue until  
2 July 1, 2020, in accordance with the provisions of the Oklahoma  
3 Sunset Law, the Oklahoma Accountancy Board. The Oklahoma  
4 Accountancy Board shall have the responsibility for administering  
5 and enforcing the Oklahoma Accountancy Act. The Oklahoma  
6 Accountancy Board shall be composed of seven (7) members, who shall  
7 have professional or practical experience in the use of accounting  
8 services and financial matters, so as to be qualified to make  
9 judgments about the qualifications and conduct of persons and firms  
10 subject to regulation under ~~this act~~ the Oklahoma Accountancy Act to  
11 be appointed by the Governor and confirmed by the Senate. The  
12 number of registrant members shall not be more than six, not  
13 including a firm, who shall serve terms of five (5) years. No  
14 member who has served two successive complete terms shall be  
15 eligible for reappointment, but an appointment to fill an unexpired  
16 term shall not be considered a complete term for this purpose. The  
17 public member shall serve coterminously with the Governor appointing  
18 the public member.

19 B. One member shall be either a public accountant licensed and  
20 holding a permit pursuant to the provisions of the Oklahoma  
21 Accountancy Act, or a person with professional or practical  
22 experience in the use of accounting services and financial matters  
23 and who shall have met the educational requirements to qualify as a  
24 candidate for examination for the license of public accountant as

1 provided in subsection B of Section 15.8 of this title. A list of  
2 qualified persons shall be compiled and submitted to the Governor by  
3 the Oklahoma Society of Public Accountants, or successor  
4 organization from time to time as appointment of the Board member is  
5 required to be made. A list of three names shall be submitted for  
6 each single appointment from which the Governor may make the  
7 appointment.

8 C. Five members shall be certified public accountants holding  
9 certificates and four shall hold permits issued pursuant to the  
10 provisions of the Oklahoma Accountancy Act, at least four of whom  
11 shall have been engaged in the practice of public accounting as a  
12 certified public accountant continuously for not less than five (5)  
13 out of the last fifteen (15) years immediately preceding their  
14 appointments. A list of qualified persons shall be compiled and  
15 submitted to the Governor by the Oklahoma Society of Certified  
16 Public Accountants from time to time as appointments of the  
17 certified public accountant Board members are required. A list of  
18 three names shall be submitted for each single appointment from  
19 which the Governor may make the appointment.

20 D. One member shall be a public member who is not a certified  
21 public accountant or licensed public accountant. The public member  
22 shall be appointed by the Governor to a term coterminous with the  
23 Governor. The public member shall serve at the pleasure of the  
24 Governor.

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

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

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

10 An application fee, payable to the Board, shall be paid by the  
11 candidate at the time the application for the examination is filed.  
12 The application fee shall ~~not be refunded unless the Board~~  
13 ~~determines that the candidate is unqualified to sit for the~~  
14 ~~examination or for such other good causes as determined by the Board~~  
15 ~~on a case-by-case basis~~ nonrefundable. Also, each candidate shall  
16 pay test fees to the organizations designated by the Board to  
17 provide a computer-based examination. In no event shall the total  
18 fees paid by a candidate for each examination exceed One Thousand  
19 Dollars (\$1,000.00).

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

22 Section 15.14 A. In addition to obtaining a certificate or  
23 license, certified public accountants and public accountants, unless  
24 granted practice privileges under Section 15.12A of this title,

1 shall register with the Oklahoma Accountancy Board and pay a  
2 registration fee.

3 ~~B. Until January 1, 2010, all valid certificates and licenses~~  
4 ~~ending in an odd number shall expire on July 31 of each odd-numbered~~  
5 ~~year. All valid certificates and licenses ending in an even number~~  
6 ~~shall expire on July 31 of each even-numbered year. All such~~  
7 ~~registrations shall expire on the last day of July and may be~~  
8 ~~renewed for a period of two (2) years. The Board shall implement~~  
9 ~~rules for the scheduling of expiration and renewal of certificates~~  
10 ~~and licenses, including the prorating of fees.~~

11 ~~C.~~ After the initial registration, renewal of registrations  
12 shall be accomplished by registrants in good standing upon filing of  
13 the registration and upon payment of the registration fee. Interim  
14 registration shall be at full rates.

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

16 C. All valid certificates or licenses shall be renewed ~~based on~~  
17 ~~staggered expiration dates on~~ by the last day of the individuals'  
18 birth months. Renewal will be effective for a twelve-month period.  
19 The Board shall implement rules for the scheduling of expiration and  
20 renewal of certificates and licenses, including the prorating of  
21 fees.

22 ~~E.~~ D. Not less than thirty (30) calendar days before the  
23 expiration of a valid certificate or license, written notice of the  
24 expiration date shall be mailed to the individual holding the valid

1 certificate or license at the last-known address of such individual  
2 according to the official records of the Board.

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

6 1. Upon failure of an individual to pay registration fees on or  
7 before the expiration date, the Board shall notify the individual in  
8 writing by certified mail to the last known address of the  
9 individual, as reflected in the records of the Board, of the  
10 individual's failure to comply with the Oklahoma Accountancy Act.

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

15 3. Any individual whose certificate or license is canceled,  
16 revoked for cause or automatically revoked by this provision may be  
17 reinstated by the Board upon payment of:

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

21 b. a fee set by the Board which shall not exceed ~~Six~~  
22 ~~Hundred Dollars (\$600.00) for a renewal after the~~  
23 ~~expiration of a year~~ Five Thousand Dollars (\$5,000.00)  
24 after one (1) year of the expiration date.

1        However, an individual whose certificate or license has been  
2 ~~expired, surrendered, canceled or~~ revoked for cause for five (5)  
3 years or more may not renew the certificate or license. The  
4 individual may obtain a new certificate or license by complying with  
5 the requirements and procedures, including the examination  
6 requirements, for obtaining an original certificate or license.  
7 This provision shall not apply to an individual who is licensed to  
8 practice in another jurisdiction for the five (5) years immediately  
9 preceding their application for reinstatement.

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

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

1       ~~F.~~ H. At the direction of the Board, a register of registrants  
2 may be published in any media format the Board considers appropriate  
3 for public distribution.

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

6       Section 15.14A A. Before any individual may practice public  
7 accounting or hold himself or herself out as being engaged in the  
8 practice of public accounting as a certified public accountant or  
9 public accountant in this state, such person shall obtain a permit  
10 from the Oklahoma Accountancy Board, unless such person is granted  
11 practice privileges under Section 15.12A of this title. Any  
12 individual, corporation or partnership or any other entity who  
13 provides any of the services defined hereinabove as the "practice of  
14 public accounting" without holding a license and permit, or without  
15 holding a certificate and permit, shall be assessed a fine not to  
16 exceed Ten Thousand Dollars (\$10,000.00) for each separate offense,  
17 unless such person is granted practice privileges under Section  
18 15.12A of this title, or such entity is exempt from the permit and  
19 registration requirements of Section 15.15C of this title.

20       B. The Board shall promulgate rules establishing the  
21 qualifications for obtaining a permit to practice public accounting  
22 in this state. Such rules shall include but not be limited to  
23 provisions that:  
24



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

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

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

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

9 C. All such individuals shall, upon application and compliance  
10 with the rules establishing qualifications for obtaining a permit  
11 and payment of the fees, be granted an annual permit to practice  
12 public accounting in this state. ~~Until January 1, 2010, all permits~~  
13 ~~issued shall expire on June 30 of each year and may be renewed from~~  
14 ~~year to year. Effective January 1, 2010, all~~ All permits issued  
15 shall be renewed ~~based on staggered expiration dates~~ on the last day  
16 of the individual's birth month in conjunction with the registrant's  
17 certificate or license renewal. The Board may issue interim permits  
18 upon payment of the same fees required for annual permits.

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

22 E. The Board shall charge a fee for each individual permit not  
23 to exceed ~~One Hundred Dollars (\$100.00)~~ Two Hundred Dollars  
24 (\$200.00).

