

## LEGISLATIVE BILL 858

Approved by the Governor April 23, 1971

Introduced by Roland A. Luedtke, 28th District

AN ACT to amend sections 1-107 and 1-134, Reissue Revised Statutes of Nebraska, 1943, relating to accountants; to change the membership of the Nebraska State Board of Public Accountancy; to provide qualifications; to change the term of office; to authorize professional corporations to be registered to practice accounting; to authorize the board to require continuing education; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 1-107, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

1-107. There is hereby created a ~~Board of Public Accountancy in and for the State of Nebraska, to be known as~~ the Nebraska State Board of Public Accountancy. The board shall consist of five ~~seven~~ members, appointed by the Governor. ~~Members of the board shall be citizens of the United States and residents of this state. One of the members shall be~~ and the Auditor of Public Accounts, who shall serve as secretary of the board and have charge of all the records of the board. ~~For the first twenty years from September 20, 1957, one until September 20, 1985, two of~~ the members shall be a person ~~persons~~ who has ~~have~~ registered and has ~~has~~ qualified as a public accountant accountants under the provisions of sections 1-128 to 1-130. The other members shall be persons who hold certified public accountant certificates issued under the laws of this state, and who are in active practice as certified public accountants. All members shall be citizens of the United States and residents of Nebraska. At least one certified public accountant member shall reside in each Congressional district. The members of the board first to be appointed, other than the Auditor of Public Accounts shall hold office, one for one year, one for two years, and two for three years from September 20, 1957, the term of each to be designated by the Governor in making the respective appointments. Members serving on the effective date of this act shall continue in office until the expiration of the term for which they were appointed. On the effective date of

this act, the Governor shall appoint three additional members for terms of one, three, and four years. Their successors shall be appointed for terms of three four years. Vacancies occurring during a term shall be filled by appointment for the unexpired term. Upon the expiration of his term of office a member shall continue to serve until his successor shall have been appointed and shall have qualified. The Governor shall remove from the board any member, other than the Auditor of Public Accounts, whose permit to practice has become void, or has been revoked or suspended, and may, after hearing, remove any member of the board for neglect of duty or other just cause. No person, other than the Auditor of Public Accounts, who has served two successive a complete terms-of-one,-two,-or--three term of four years shall be eligible for reappointment, until-after-the-lapse-of-one-year. Appointment to fill an unexpired term shall not be considered as a complete term.

Sec. 2. That section 1-134, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

1-134. A corporation which, on September 20, 1957, had a place of business in this state, was permitted to engage in the practice of public accounting in this state, was actually so engaged and which at that time had fully complied with all laws of this state relating to it, may register with the board as a corporation engaged in the practice of public accounting on or before January 1, 1958. Registration also may be made by any corporation organized pursuant to Chapter 21, article 22. Application for such registration must be made upon the affidavit of an officer of such corporation. The board shall in each case determine whether the applicant is eligible for registration. A corporation which is so registered and which holds a permit issued under the provisions of section 1-136 may practice public accounting and, in that connection, may use a corporate name which indicates, as a part of such name, that it is engaged in such practice if it had such corporate name on September 20, 1957.

Sec. 3. As a condition for renewal of a permit pursuant to section 1-136, the board may require permit holders to furnish evidence of participation in continuing education in accounting, auditing, or related areas for fifteen days within the preceding three-year period. The board may adopt rules and regulations regarding such continuing education, and such rules and regulations shall be subject to the provisions of

section 1-112.

Sec. 4. That original sections 1-107 and 1-134, Reissue Revised Statutes of Nebraska, 1943, are repealed.