

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 159**

FINAL READING

Introduced by Hadley, 37; Stinner, 48.

Read first time January 12, 2015

Committee: Banking, Commerce and Insurance

1 A BILL FOR AN ACT relating to the Public Accountancy Act; to amend  
2 sections 1-105 and 1-106, Reissue Revised Statutes of Nebraska; to  
3 define and redefine terms; to provide for peer review; to harmonize  
4 provisions; and to repeal the original sections.

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

1 Section 1. Section 1-105, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 1-105 Sections 1-105 to 1-171 and section 3 of this act shall be  
4 known and may be cited as the Public Accountancy Act.

5 Sec. 2. Section 1-106, Reissue Revised Statutes of Nebraska, is  
6 amended to read:

7 1-106 For purposes of the Public Accountancy Act, unless the context  
8 otherwise requires:

9 (1) Board means the Nebraska State Board of Public Accountancy;

10 (2) Certificate means a certificate issued under sections 1-114 to  
11 1-124;

12 (3) Firm means a ~~proprietorship~~, partnership, ~~corporation~~, or  
13 limited liability company, or corporation engaged in the practice of  
14 public accountancy in this state entitled to register with the board or a  
15 proprietorship engaged in the practice of public accountancy in this  
16 state;

17 (4) Partnership includes, but is not limited to, a limited liability  
18 partnership;

19 (5) Peer review means a review of one or more aspects of the  
20 professional work of a firm that either or both performs attest  
21 engagements or performs compilations by an active certified public  
22 accountant who is the holder of a permit issued under subdivision (1)(a)  
23 of section 1-136 or the equivalent issued by another state and who is not  
24 affiliated with the firm being reviewed;

25 (6 5) Permit means a permit to engage in the practice of public  
26 accountancy in this state issued under section 1-136;

27 (7 6) Practice privilege means the privilege of an accountant to  
28 practice public accountancy or hold himself or herself out as a certified  
29 public accountant in this state in accordance with section 1-125.01;

30 (8 7) State means a state of the United States, the District of  
31 Columbia, the Commonwealth of Puerto Rico, or any territory or insular

1 possession subject to the jurisdiction of the United States; and

2 (9 8) Temporary practice privilege means the privilege of a foreign  
3 accountant to temporarily practice public accountancy in this state in  
4 accordance with section 1-125.02.

5 Sec. 3. The board may adopt and promulgate rules and regulations to  
6 require a firm to enroll in and comply with all requirements of a board-  
7 approved program of peer review and comply with all restrictions placed  
8 on any permit by the board in response to the results of a peer review.

9 Sec. 4. Original sections 1-105 and 1-106, Reissue Revised Statutes  
10 of Nebraska, are repealed.