

IC 25-2.1-2

Chapter 2. State Board of Accountancy

IC 25-2.1-2-1

Establishment of board

Sec. 1. The Indiana board of accountancy is established.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-2

Enforcement responsibilities

Sec. 2. The board is responsible for the administration and enforcement of this article.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-3

Membership of board; qualifications

Sec. 3. (a) The board consists of six (6) members appointed by the governor.

(b) Five (5) members must meet the following conditions:

(1) Be a resident of Indiana.

(2) Be a certified public accountant under IC 25-2.1-3 or IC 25-2.1-4.

(c) One (1) member must meet the following conditions:

(1) Be a resident of Indiana.

(2) Be a consumer who is not certified under this article but has professional or practical experience in the use of accounting services and financial statements that qualify the individual to make judgments about the qualifications and conduct of individuals and firms under this article.

As added by P.L.30-1993, SEC.7. Amended by P.L.128-2001, SEC.17; P.L.105-2008, SEC.4.

IC 25-2.1-2-4

Terms of members; successive terms; expiration

Sec. 4. (a) A member of the board serves a term of three (3) years and until the member's successor is appointed and qualified.

(b) An individual may not serve more than two (2) complete terms. An appointment to fill an unexpired term is not a complete term.

(c) All terms expire on June 30.

As added by P.L.30-1993, SEC.7. Amended by P.L.190-2007, SEC.5.

IC 25-2.1-2-5

Removal of members; filling vacancies

Sec. 5. (a) A member of the board is automatically removed from the board if the member's certificate is suspended or revoked under this article.

(b) The governor may remove a member for neglect of duty, incompetency, or unprofessional conduct.

(c) A vacancy in the membership of the board shall be filled by

appointment by the governor for the unexpired term.
As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-6

Chairman; officers

Sec. 6. (a) Each year the board shall elect a member as chairman.

(b) The board may annually elect a member to fill an office that the board determines is appropriate.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-7

Meetings

Sec. 7. The board shall meet at times and places determined by the board.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-8

Quorum

Sec. 8. A quorum of the board consists of a majority of the appointed members.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-9

Seal

Sec. 9. The board shall adopt and use an official seal.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-10

Compensation and reimbursements

Sec. 10. Each member of the board who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

As added by P.L.30-1993, SEC.7. Amended by P.L.3-2008, SEC.183.

IC 25-2.1-2-11

Document retention and registries; admissibility of records

Sec. 11. (a) The board shall:

(1) retain or arrange for the retention of all applications and all verified documents that are filed with the board and the records of the board's proceedings; and

(2) maintain registry of the names and addresses of all licensees.

(b) In a civil or criminal court proceeding arising out of or founded on a provision of this article, copies of a certified and sealed record are admissible as evidence to prove the contents of records.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-12

Deposit and accounting for fees

Sec. 12. (a) Fees collected by the board shall be received and accounted for by the board and be deposited in the state general fund.

(b) In addition to the fee to issue or renew a certificate or permit, the board shall establish a fee of not more than ten dollars (\$10) per year for a person who holds a certificate as an accounting practitioner, a CPA, or a PA to provide funds for administering and enforcing the provisions of this article, including investigating and taking action against persons who violate this article. All funds collected under this subsection shall be deposited in the accountant investigative fund established by IC 25-2.1-8-4.

As added by P.L.30-1993, SEC.7. Amended by P.L.190-2007, SEC.6.

IC 25-2.1-2-13

Appointment of enforcement personnel

Sec. 13. The board may appoint committees or individuals to advise or assist the board in the administration and enforcement of this article.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-14

Actions and proceedings; judicial powers

Sec. 14. The board may:

- (1) sue and be sued in the board's name as an agency of the state;
- (2) issue subpoenas to compel the attendance of witnesses and the production of documents;
- (3) administer oaths; and
- (4) take testimony and receive evidence concerning matters under the board's jurisdiction.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-2-15

Adoption of rules

Sec. 15. The board may adopt rules under IC 4-22-2 governing the administration and enforcement of this article and the conduct of licensees, including the following:

- (1) The board's meetings and conduct of business.
- (2) The procedure of investigations and hearings.
- (3) The educational and experience qualifications required for the issuance of certificates under this article and the continuing professional education required for renewal of certificates under IC 25-2.1-4.
- (4) Rules of professional conduct directed to controlling the quality and probity of the practice of accountancy by licensees, including independence, integrity, and objectivity, competence and technical standards, and responsibilities to the public and clients.
- (5) The actions and circumstances that constitute professing to

be a licensee in connection with the practice of accountancy.

(6) The manner and circumstances of use of the title "certified public accountant" and the abbreviation "CPA".

(7) Quality reviews (before July 1, 2012) or peer reviews (after June 30, 2012) that may be required to be performed under this article.

(8) Methods of applying for and conducting the examinations, including methods for grading examinations and determining a passing grade required of an applicant for a certificate. However, the board shall to the extent possible provide that the examination, grading of the examination, and the passing grades are uniform with those applicable in other states.

(9) Substantial equivalency.

(10) Administration of the accountant investigative fund established by IC 25-2.1-8-4.

As added by P.L.30-1993, SEC.7. Amended by P.L.128-2001, SEC.18; P.L.190-2007, SEC.7; P.L.197-2011, SEC.77.