



2025 South Dakota Legislature

Senate Bill 32

Introduced by: The Chair of the Committee on Commerce and Energy at the request of the South Dakota Board of Accountancy

1 **An Act to revise amounts for licensing fees for the practice of accountancy.**

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 **Section 1. That § 36-20B-12 be AMENDED:**

4 **36-20B-12.** The board may promulgate rules, ~~pursuant to~~ in accordance with
 5 chapter 1-26, governing ~~its~~ the board's administration and enforcement of this chapter
 6 and the conduct of licensees, ~~including~~ in the following matters:

- 7 (1) Rules governing the board's meetings and the conduct of ~~its~~ the board's business;
- 8 (2) Rules of procedure governing the conduct of investigations and hearings by the
 9 board;
- 10 (3) Rules specifying the fees for firm permits and certificates, educational and
 11 experience qualifications required for the issuance of certificates, the date for
 12 renewal of firm permits and certificates, and the continuing professional education
 13 required for renewal of certificates. The fee for issuance or renewal of a certificate
 14 may not exceed ~~fifty~~ one hundred dollars;
- 15 (4) Rules of professional conduct to control the quality and integrity of the practice of
 16 public accountancy by licensees, covering ~~such~~ the following areas ~~as~~
 17 independence:
- 18 (a) Independence, integrity, and objectivity; ~~competence~~
- 19 (b) Competence and technical and professional standards; ~~responsibilities~~
- 20 (c) Responsibilities to the public; and ~~responsibilities~~
- 21 (d) Responsibilities to clients;
- 22 (5) Rules governing the manner and circumstances of use of the titles certified public
 23 accountant and CPA by holders of certificates who do not practice public
 24 accountancy, ~~as defined under~~ provided for in this chapter, ~~of the titles certified~~
 25 ~~public accountant and CPA;~~

- 1 (6) Rules specifying procedures and fees, not to exceed ~~fifty~~ one hundred dollars, for
 2 the registration of certificate holders who do not practice public accountancy,
 3 ~~as defined under provided for in~~ provided for in this chapter;
- 4 (7) Rules governing the manner and circumstances of use of the titles public
 5 accountant and PA by holders of licenses issued under prior law who do not practice
 6 public accountancy, ~~as defined under provided for in~~ provided for in this chapter, ~~of the titles public~~
 7 ~~accountant and PA~~;
- 8 (8) Rules specifying procedures and fees, not to exceed ~~fifty~~ one hundred dollars, for
 9 the registration of license holders who do not practice public accountancy, as
 10 ~~defined under provided for in~~ provided for in this chapter;
- 11 (9) Rules regarding peer review pursuant to this chapter;
- 12 (10) Rules specifying peer review administrative fees, not to exceed one hundred
 13 twenty-five dollars, plus seventy-five dollars for peer review form filed late;
- 14 (11) Rules specifying procedures and fees, not to exceed ~~fifty~~ one hundred dollars, ~~for~~
 15 required peer review documentation ~~not filed in a timely manner~~ filed late;
- 16 (12) Rules specifying fees for examination and reexamination, not to exceed ~~three~~
 17 ~~hundred fifty~~ four hundred fifty dollars per ~~examination~~ section of the examination
 18 or reexamination, and issuance of a certificate, not to exceed ~~fifty~~ one hundred
 19 dollars;
- 20 ~~(13) Rules specifying procedures and fees, not to exceed fifty dollars, for proctoring~~
 21 ~~applicants from another jurisdiction;~~
- 22 ~~(14)~~ Rules specifying the procedures and fees, not to exceed ~~sixty five~~ one hundred
 23 dollars for each owner, plus ~~fifty~~ one hundred dollars for ~~each~~ the firm practicing
 24 public accountancy in this state, for initial issuance or renewal of a firm permit.
 25 Any ~~rule regarding a fee promulgated by rule~~ fee promulgated by rule pursuant to this subdivision may be
 26 ~~either a flat fee or tier based~~;
- 27 ~~(15)~~(14) Rules governing the application and fees for ~~a~~ a :
- 28 (a) A modification of a disciplinary action, not to exceed one thousand dollars,
 29 ~~or~~ or ;
- 30 (b) A reissue of a certificate, not to exceed one hundred dollars, ~~or~~ and
- 31 (c) A firm permit, not to exceed ~~sixty five~~ one hundred dollars for each owner,
 32 plus one hundred dollars for ~~each~~ the firm practicing public accountancy in
 33 this state.
- 34 Any ~~rule regarding a fee promulgated by rule~~ fee promulgated by rule pursuant to this subdivision may be
 35 ~~either a flat fee or tier based~~;

- 1 ~~(16)~~(15) Rules governing the methods, eligibility, and requirements for applying for
 2 examination and reexamination;
- 3 ~~(17)~~(16) Rules specifying procedures and fees for the late renewal of certificates, not to
 4 exceed one hundred dollars, and firm permits, not to exceed ~~sixty-five~~ one hundred
 5 dollars for each owner, plus one hundred dollars for ~~each~~ the firm practicing public
 6 accountancy in this state ~~not filed in a timely manner~~. Any ~~rule regarding a fee~~
 7 promulgated by rule pursuant to this subdivision may be either a flat fee or tier
 8 based;
- 9 ~~(18)~~(17) Rules specifying procedures and fees, not to exceed ~~twenty-five~~ fifty dollars,
 10 for replacement of a certificate or permit;
- 11 ~~(19)~~(18) Rules specifying methods and requirements for conducting the examination;
- 12 ~~(20)~~(19) Rules specifying methods, eligibility, and requirements of applying for a
 13 certificate;
- 14 ~~(21)~~(20) Rules specifying procedures and fees for the:
- 15 (a) Late filing of a certificate based on substantial equivalency, not to exceed
 16 one hundred dollars;
- 17 (b) Late issuance of certificates, not to exceed one hundred dollars, ~~and firm,~~
 18 and
- 19 (c) Late filing of firm permits, not to exceed ~~sixty-five~~ one hundred dollars for
 20 each owner, plus one hundred dollars for ~~each~~ the firm practicing public
 21 accountancy in this state, ~~not filed within the required period of time.~~
- 22 Any ~~rule regarding a fee~~ promulgated by rule pursuant to this subdivision may be
 23 either a flat fee or tier based;
- 24 ~~(22)~~(21) Rules defining active and inactive status of both certificate and ~~PA~~ public
 25 accountant license holders who are not practicing public accountancy; and
- 26 ~~(23)~~(22) Rules specifying procedures and fees, not to exceed one hundred dollars, on
 27 substantial equivalency.

28 **Section 2. That § 36-20B-17 be AMENDED:**

29 **36-20B-17.** The board may charge, or provide for a third-party administering the
 30 examination or reexamination to charge, each applicant a fee, ~~in an amount, not to exceed~~
 31 ~~three hundred fifty dollars, prescribed by the board, by rule promulgated pursuant to~~
 32 ~~chapter 1-26, for each section of the examination or reexamination taken by the applicant~~
 33 for the examination or reexamination.

1 **Section 3. That § 36-20B-37 be AMENDED:**

2 **36-20B-37.** The board ~~shall~~ may charge a fee, which may be either a flat fee or
3 tier based, for each application for initial issuance or renewal of a permit ~~in an amount,~~
4 ~~not to exceed sixty five dollars for each owner, plus fifty dollars for each firm practicing~~
5 ~~public accountancy in this state, prescribed by the board, by rule promulgated pursuant~~
6 ~~to chapter 1-26. The fee promulgated pursuant to this section may be either a flat fee or~~
7 ~~tier based.~~