



EXHIBIT 2
DATE 3/31/05
SB 278

SENATE COMMITTEE OF THE WHOLE AMENDMENT

Senate Bill 278
Senator Joe Balyeat

February 11, 2005 11:58 am
Page 1 of 3

Mr. Chairman:

I move to amend **Senate Bill 278** (second reading copy -- yellow).

Signed: _____
Senator Joe Balyeat

And, that such amendments to **Senate Bill 278** (second reading copy -- yellow) read as follows:

1. Title, page 1, line 4.

Following: "FOR"

Insert: "CERTAIN"

2. Title, page 1, line 6.

Following: "ACCOUNTANTS"

Insert: "UNLESS EXEMPT"

3. Title, page 1, line 7.

Following: "ACCOUNTING BY"

Insert: "CERTAIN"

Following: "REGISTRATION"

Strike: "; AND"

Insert: ", NOTIFICATION, OR A PERMIT;"

4. Title, page 1, line 9.

Following: "BY"

Insert: "CERTAIN"

Following: "ACCOUNTANTS"

Insert: "; AND AMENDING SECTION 37-50-314, MCA"

5. Page 1, line 13.

ADOPT

Amendment # SB 278-1

REJECT

341158CW.sjo

Following: "accountant"

Insert: "-- exemption"

6. Page 1, line 14.

Following: the first "person"

Insert: "not otherwise licensed or exempt under this part"

7. Page 1.

Following: line 30

Insert: "(4) A nonresident certified public accountant who is licensed in good standing by a jurisdiction recognized by the board as having licensing standards substantially equivalent to the standards authorizing the practice of public accounting in this state may:

(a) practice without being licensed in this state or obtaining a special permit from this state if the certified public accountant notifies the board and provides the certified public accountant's name, current address, license number, and jurisdiction in which the person is licensed; or

(b) prepare federal or state income tax returns for a Montana resident if the certified public accountant does not physically come to Montana to prepare the tax returns."

Renumber: subsequent subsection

8. Page 2, line 5.

Following: "that"

Insert: "is not exempt under [section 1(4)] and that"

9. Page 2, line 9.

Following: "or"

Insert: "subsection (1) of"

10. Page 2, line 11.

Following: "unless"

Insert: "exempt under [section 1(4)] or"

11. Page 2.

Following: line 12

Insert: "Section 3. Section 37-50-314, MCA, is amended to read:

"37-50-314. Permit required -- display. (1) A Except as provided in subsection (3), a person may not engage in the practice of public accounting in this state without a current permit issued by the department. A permit to engage in the practice of public accounting in this state must be issued by the department to a person who holds a current certificate as a

certified public accountant or license as a licensed public accountant and complies with the requirements of this chapter.

(2) The current permit to engage in the practice of public accounting must be prominently displayed for public inspection.

(3) A certified public accountant who is preparing federal or state income tax returns for a Montana resident and who does not physically come to Montana to prepare the tax returns does not need a permit under this section and is not required to notify the board as provided in [section 2]."

Renumber: subsequent section

- END -