

# 3220



July 22, 2019

Via electronic mail

Cynthia K. Montgomery  
Deputy Chief Counsel  
Pennsylvania Department of State  
Bureau of Professional and Occupational Affairs  
2601 North Third Street  
Harrisburg, PA 17106

RECEIVED  
IRRC  
2019 JUL 22 P 1:49

Re: Regulation #16A-60 (IRRC #3220): Expungement; Fees

Dear Ms. Montgomery:

On behalf of the more than 22,000 members of the Pennsylvania Institute of Certified Public Accountants (PICPA), I write in support of the Pennsylvania Bureau of Professional and Occupational Affairs' (BPOA) Regulation #16A-60. This regulation implements a portion of Act 6 of 2018 which permits the Commissioner of the BPOA to expunge certain disciplinary actions upon application and payment of all costs associated with expungement as established by regulation.

The PICPA strongly supports Regulation #16A-60, which allows for a one-time expungement for failure to meet continuing professional education (CPE) requirements or practicing for six months or less on a lapsed or expired license, registration, certificate or permit. According to the BPOA, there are approximately 10,000 disciplinary actions that would be eligible for expungement under Act 6.

Licensees should be diligent in keeping their licenses current. However, from time to time, issues arise, and licensees may be short of meeting their CPE requirements or may renew their licenses late. The PICPA recognizes that having disciplinary action taken against a CPA license results in a competitive disadvantage for practitioners. When administrative oversight is the grounds for disciplinary action, as opposed to fraud or criminal activity, the PICPA believes licensees should have an option to wipe the slate clean with the understanding that such oversights will not be permissible in the future.

Thank you for the opportunity to comment on the final rulemaking. Please do not hesitate to contact me at (717) 232-1821 with questions.

Sincerely,

Peter N. Calcara, CAE  
Vice President—Government Relations

cc: IRRC

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