

HOUSE BILL No. 5950

June 11, 1992, Introduced by Reps. Dobb, Shugars and Munsell and referred to the Committee on State Affairs.

A bill to amend section 713 of Act No. 299 of the Public Acts of 1980, entitled as amended
"Occupational code,"
being section 339.713 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 713 of Act No. 299 of the Public Acts of
2 1980, being section 339.713 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 713. (1) Except by written permission of the client,
5 individual, firm, or corporation or the heir, successor, or per-
6 sonal representative of the employer, a certified public account-
7 tant ~~—~~ or a person employed by a certified public accountant
8 ~~—~~ shall not disclose or divulge, ~~nor~~ AND SHALL NOT be
9 required to disclose or divulge information relative to and in
10 connection with an examination or audit of, or report on, any

1 books, records, or accounts which the certified public accountant
2 or a person employed by the certified public accountant was
3 employed to make. The information derived from or as the result
4 of professional service shall be considered confidential and
5 privileged.

6 (2) This section shall not be construed as prohibiting a
7 certified public accountant whose professional competence has
8 been challenged in a court of law or before an administrative
9 agency from disclosing information otherwise privileged as part
10 of a defense to the court action or administrative hearing.

11 (3) THIS SECTION SHALL NOT BE CONSTRUED AS PROHIBITING THE
12 DISCLOSURE OF INFORMATION REQUIRED TO BE DISCLOSED IN ETHICAL
13 INVESTIGATIONS CONDUCTED BY A PRIVATE ORGANIZATION OR IN THE
14 COURSE OF THEIR PRACTICE MONITORING PROGRAMS.