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American Institute of Accountants

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notice is hereby given that the Annual Meeting of the Association will be held in Denver, Colorado, the 19th October, 1909, proposed amendments included

American Association of Public Accountants

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The American Association of Public Accountants.

Secretary's Office,
56 Pine Street, N. Y. City.

AUGUST 31, 1909.

In accordance with the requirements of Section 1, Article II, of the By-Laws of the Association notice is hereby given that the Annual Meeting of the Association will be held at The Shirley, corner 17th Avenue and Lincoln Avenue, Denver, Colorado, on Tuesday the 19th October, 1909, at 9.30 A. M.

The Colorado Society of Certified Public Accountants is the host on this occasion, and it is hoped that there will be a large attendance to honor the members of the Colorado Society. A most attractive programme of entertainment has been prepared, and a number of papers of importance and general interest to the profession will be presented. It is hoped that a full and free discussion may be had upon these papers.

In addition to the regular order of business, action will be taken upon certain proposed amendments to the Constitution and By-Laws, as set forth in a report of the Committee on By-Laws, a copy of which is sent herewith.

The officers retiring are:

President, J. E. Sterrett, C. P. A.

Secretary, T. Cullen Roberts, C. P. A.

Treasurer, H. T. Westermann, C. P. A.

Trustees:

Elmer B. Yale, C. P. A. New Jersey.

Frank Broaker, C. P. A. New York.

John A. Cooper, C. P. A. Illinois.

Auditors:

H. A. Keller, C. P. A. Ohio.

Alexander E. Fowlie, C. P. A. Colorado.

Members are reminded that under Article VI, Section 5, of the By-Laws, it is provided that "No affiliated society or member-at large of the Association shall be permitted to vote or be entitled to representation at any meeting thereof when dues are sixty days in arrears."

Members who are "Society Fellows" are also reminded that Article III, Section 1, of the By-Laws provides that "Society Fellows who are such through membership in more than one State or District Society shall elect as to the Society through which they desire representation, and they shall be entitled to representation for voting purposes, by one such Society only. In the absence of instructions to the contrary, they shall be credited to the State or District Society of which they are residents or citizens."

T. CULLEN ROBERTS, C.P.A.,
Secretary.

COMMITTEE ON BY-LAWS.

Chairman, Thos. L. Berry, Fidelity Building, Baltimore, Md.

JUNE 29TH, 1909.

TO THE ANNUAL MEETING OF THE AMERICAN ASSOCIATION OF PUBLIC ACCOUNTANTS:

Your Committee on By-Laws desires to report that it has held one meeting (May 22, 1909) and unanimously recommends the following changes in the Constitution and By-Laws of the Association, viz.:

That Section 1, Article IV, of the Constitution be amended by adding the following words, viz.:

“and who shall reside in or near the place selected for the next annual meeting.”

That there shall be added to Section 1, Article IV, of the By-Laws, Order of Business, an additional order or item, viz.:

“10. Election of Auditors—Adjournment.”

That the first sentence of Section 5, Sub-section (a), Article II of the By-Laws as follows, be stricken out, namely:—

“There shall be two regular meetings of the Board of Trustees, to take place on the third Tuesday of April and October of each year.”

And that there be substituted therefor the following:—

“Regular meetings of the Board of Trustees shall be held on the Thursday next after the third Tuesday in October, the third Monday in April, and the Monday next preceding the third Tuesday in October of each year.”

And the remainder of said section to stand as now.

That there be added to Section 2, Article II, of the By-Laws a new sub-section designated (b):

“The fiscal year of the Association shall end on the 30th day of September.”

That the present Section 2, Article II, be designated sub-section (a).

That, in view of the proposed change in Section 5, Sub-section (a) Article II, of the By-Laws re meetings of the Board of Trustees, your Committee, after a full discussion, recommends no change to be made in Section 1, Article II, of the By-Laws which would leave the date of each subsequent meeting uncertain, and to be fixed at each annual meeting previous thereto.

Respectfully submitted,

THOS. L. BERRY, EDWARD L. SUFFERN, W. A. CHASE.

COMMITTEE ON BY-LAWS.

JULY 29TH, 1909.

TO THE AMERICAN ASSOCIATION OF PUBLIC ACCOUNTANTS:

Gentlemen:

Additional matters having been referred to your Committee since compiling our report, we are compelled to submit to your honorable body a supplemental report, as follows. We recommend:

That Rule 1, Article VII, of the By-Laws, entitled “Professional Ethics,” be repealed and re-enacted to read:

“No member shall allow any person to practice in his name as a public accountant, who is not either a member of this Association, or in partnership with such member, or who is in his employ on a salary; nor shall he conceal his personality under a corporate name either nominal, personal, or fictitious.”

That two additional rules be added as follows:

(6) No member shall agree to perform accountancy work for parties to commercial ventures or contested cases, either in prospect or instituted, payment of fee for which is by arrangement based upon the contingency of the results.

(7) No member shall interfere, or in any way take part in any effort looking to the modification, alteration, or amendment of any State Laws affecting the profession of accountancy without the concurrence and co-operation of the Society or Societies of the State or District concerned.

The foregoing matters will be found by reference to the Year Book of the Convention of 1908, pages 98, 99 and 100. The change in wording of same has been made in order that the intention of these rules might be clear and the reading smooth.

Respectfully submitted,

THOS. L. BERRY, EDWARD L. SUFFERN, WILLIAM A. CHASE.

MEMORANDUM showing effect of amendments in the Constitution and By-Laws, if adopted, the amendments being shown in italics:

The final clause of Section 1, Article IV, of the Constitution will then read, "Two auditors who shall be Fellows or Associates of this Association, but not members of its Board of Trustees, *and who shall reside in or near the place selected for the next annual meeting.*"

The "Order of Business" will then be:

1. Roll Call,
2. Confirmation of minutes of preceding meeting,
3. Reading of communications, and motions relative thereto,
4. Reports of Officers,
5. Unfinished business laid over from previous meetings,
6. Reports of Standing Committees,
7. Reports of Special Committees,
8. Election of Officers and Trustees,
9. New business, motions, and resolutions,
10. *Election of Auditors. Adjournment.*

As Section 5 Article II (a) of the By-Laws stands, it reads: "There shall be two regular meetings of the Board of Trustees to take place the third Tuesday of April and October of each year." Other meetings, etc.

As amended it will read, "*Regular meetings of the Board of Trustees shall be held on the Thursday next after the third Tuesday in October, the third Monday in April, and the Monday next preceding the third Tuesday in October of each year.* Other meetings may be called by the President. All meetings shall be held at such places as shall be determined by the Executive Committee."

Section 2, Article II, of the By-Laws will then read:

- (a) The Annual Meeting shall be held at such place in the United States as the members in annual meeting of the preceding year shall decide.
- (b) *The Fiscal Year of the Association shall end on the 30th day of September.*

Rule 1, of Article VII, of the By-Laws relating to Professional Ethics reads as follows: "No member shall allow any person not being either a member of the Association or in partnership with him as a public accountant, or in his employ on a salary, to practice in his name as a Public Accountant."

It is proposed to amend the foregoing so as to read:

"No member shall allow any person to practice in his name as a public accountant who is not either a member of this Association or in partnership with such member or who is in his employ on a salary; nor shall he conceal his personality under a corporate name, either nominal, personal, or fictitious."

Rules 2, 3, 4 and 5 remain intact, and are as follows:

2. No member shall directly or indirectly allow or agree to allow a commission, brokerage, or other participation by the laity in the fees or profits of his (the member's) professional work.
3. No member shall engage in any business or occupation conjointly with that of a public accountant, which in the opinion of the Board of Trustees is incompatible or inconsistent therewith.
4. No member shall certify to exhibits, statements, schedules, or other form of accountancy work, the preparation of which was not carried on entirely under the supervision of himself, a member of his firm, one of his staff, a member of this Association, or of similar Association of good standing in foreign countries.
5. No member shall in his business advertisements use any initials as an affix to his name that is not either authorized, by statutory enactment of this country or by the well-known associations established for a similar purpose in the British Empire, nor shall he affiliate or substantially recognize any society that is designated or in any way sets itself out to be a so-called Certified Public Accountant Society, without the State in which such Society is organized having the requisite statutory enactment in full force and effect.

The two additional rules proposed are as follows :

6. *"No member shall agree to perform accountancy work for parties to commercial ventures or contested cases either in prospect or instituted, payment of fee for which is by arrangement based upon the contingency of the results.*

7. *"No member shall interfere or in any way take part in any effort looking to the modification, alteration, or amendment of any State laws affecting the profession of accountancy, without the concurrence and co-operation of the Society or Societies of the State or District concerned."*

T. CULLEN ROBERTS, C. P. A.,

56-58 Pine Street,
New York City.

Secretary,