

# FIRM MOBILITY

Any Certified Public Accountant (CPA) acting as a sole proprietor, partner, shareholder or member of a legal business entity who performs or offers to perform accountancy for a client or potential client by holding themselves out to the public as a CPA or RPA firm that does not have an office in this state, but offers or renders accounting services including but not limited to audits or attest services, compilation services and other non-attest professional services in this state are not required to have a New Mexico firm permit. The firm is considered to have firm mobility if the firm meets the requirements pursuant to §61-28B-13. **Firm permits to practice, attest experience, peer review** of the 1999 New Mexico Public Accountancy Act.

The firm must agree and comply with the following:

1. The firm performs such services through individuals with practice privileges; and
2. The firm is licensed to perform such services in the state in which the individuals with practice privileges have their principal place of business.
3. To the appointment of the state board that issued the license as agent upon whom process may be served in an action or proceeding by the New Mexico Public Accountancy Board against the licensee.
4. To submit to the personal and subject matter jurisdiction and disciplinary authority of the New Mexico Public Accountancy Board.

As a condition of this privilege, the firm consents to comply with the 1999 New Mexico Public Accountancy Act, Sections 61-28B-1 et. seq. and all rules and regulations of the New Mexico Public Accountancy Board.

A CPA or RPA performing services through mobility may only perform the same level of services (attest or non-attest) in the mobility jurisdiction as he or she is permitted to perform in the home jurisdiction. If the firm's license in the home state or jurisdiction becomes invalid, or the firm in its home state or jurisdiction ceases to offer or render specific professional services performed or promoted in this state; or, if the license/firm permit is otherwise restricted in the state or jurisdiction of its principle place of business, it must cease performing or offering to perform accountancy services for any client or potential client by holding themselves out to the public as a CPA or RPA firm in the state of New Mexico.

Performance of services by an eligible individual or firm will not require a firm permit from the state board of New Mexico, so long as the firm is actively licensed in good standing in the home jurisdiction. Firms must meet ownership and peer review requirements of the mobility jurisdiction.

**Please note the following if you are coming from one (1) of the jurisdictions listed:**

- An Alabama certificate holder may not hold out or practice as a CPA in a mobility jurisdiction.
- A Connecticut certificate holder may not hold out or practice as a CPA in a mobility jurisdiction.
- An Illinois certificate or registered certificate holder may not hold out or practice as a CPA in a mobility jurisdiction.



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- Both a Hawaii CPA license and firm permit are required in order to hold out or practice as a CPA in a mobility jurisdiction.
- A Kansas certificate holder may not hold out or practice as a CPA in a mobility jurisdiction.
- Both a Montana CPA certificate and firm permit are required in order to hold out or practice as a CPA in a mobility jurisdiction.
- Both a Nebraska CPA certificate and firm permit are required in order to hold out or practice as a CPA in a mobility jurisdiction.
- An Oklahoma registrant must hold an active firm permit in order to hold out or practice as a CPA in a mobility jurisdiction.

A CPA or RPA whose principal place of business or residence is not New Mexico and who has a valid certificate/license from a state that is **not** substantially equivalent must obtain an individual substantial equivalency evaluation through [NASBA's CredentialNet](#) service prior to exercising practice privileges. Individuals who are not licensed in a substantially equivalent state and do not have substantially equivalent individual qualifications must apply for a reciprocal license.

You may find this link helpful: <http://www.cpamobility.org/>

### **Additional Firm Regulations**

#### **16.60.4.8E**

**Notification requirements:** A firm registered pursuant to Section 13 of the act shall file written notification with the board of any of the following events concerning the practice of public accountancy within this state within 30 days of occurrence:

- (1) formation of a new firm;
- (2) change in legal form or name of a firm;
- (3) firm termination;
- (4) establishment of a new branch office, (register by obtaining a new firm permit for the new branch office, pursuant to Section 61-28B-13I, NMSA 1978) or the closing or change of address of a branch office in this state; or
- (5) the occurrence of any event or events which would cause such firm not to be in conformity with the provisions of the act or these rules.

#### **16.60.5.11A (2)**

Each applicant, certificate or firm permit holder and each person required to be registered with the board under the act shall notify the board, in writing, of any and all changes in such person's mailing address and the effective date thereof within 30 days before or after such effective date.

[This includes physical location address if different from mailing address.]



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