

Agenda

**Franchise Tax Board Meeting
Tuesday, December 8, 2015 @ 1:30 p.m.
Franchise Tax Board, 9646 Butterfield Way
Town Center, Gerald Goldberg Auditorium
Sacramento, CA 95827**

Agenda as of 12/01/2015, 1:30 p.m.

Closed Session

- Item A.** Closed session to allow the Board to confer with and receive advice from legal counsel regarding pending litigation, within the meaning of Government Code section 11126, subdivision (e)(2), including *Hyatt, Gilbert P. v. Franchise Tax Board, Nevada Supreme Court, Case No. 53264, U.S Supreme Court Case No. 14-1175; Hyatt, Gilbert P. v John Chiang, et al, United States District Court Eastern District of California, Case No. 2:14-CV-00849-GED-DAD; Hyatt, Gilbert P. v Betty T. Yee, et al, United States Court of Appeal Ninth Circuit, Case No. 15-15296; In re Gilbert P. Hyatt's Petition to Suppress..., Westchester Co. NY, Index No. 53655/15. Abercrombie & Fitch & Subs v. Franchise Tax Board, Fresno Superior Court Case No. 12CECG03408. Harley Davidson Inc. & Subsidiaries v, Franchise Tax Board, San Diego Superior Court Case No. 37-2011-00100846, Court of Appeal Fourth District Case No. D064241, and Supreme Court of California Case No. S227652.*

Closed session is authorized by Government Code section 11126, subdivision (e)(1).

Open Session

- Item 1. Approval of Minutes**
[Minutes of the September 22, 2015, Board meeting – Board approval.](#)
- Item 2. ~~FTB Corporate Logo~~**
- Item 3. Cal EITC Update**
[Information item.](#)
- Item 4. Annual EDR Update**
[Information item.](#)
- Item 5. Regulation Matters**
[Rulemaking Calendar - Board Approval.](#)
- Item 6. Board Consideration of Resolution Regarding Use of State Employees for Security Guard Services**
[Resolution for Board approval.](#)

Item 7. Administrative Matters

1. Contracts over \$1 million – Board approval
 - a) [Security Guard Services](#)
2. Facility Action Item – Board approval
 - a) [FTB Data Center Door Alterations](#)
 - b) [San Jose Field Office Lease and Conference Room](#)

Item 8. Taxpayers' Bill of Rights

This annual hearing is held to allow taxpayers as well as taxpayer and industry representatives to present proposals for changes to existing state franchise and income tax laws.

Item 9. Executive Officer's Time

Executive Officer's opportunity to report on matters of interest to the Board.

Item 10. Board Members' Time

Members' opportunity to raise other matters of interest.

- This facility is architecturally accessible to persons with physical disabilities.
- When the circumstances warrant, the Chair may modify the order of the agenda items.
- This notice, including links to written material related to the Open Session agenda items, is also available at <http://www.ftb.ca.gov/> under the heading Public Meeting Notices.

If you have a disability and would like to request reasonable accommodation and/or this material in alternate format, please make your request as soon as possible, but no later than five working days prior to the meeting date. Some alternate formats take longer to produce than others. Therefore, the earlier your request is received, the more likely we can provide the specific alternate format you request. To place your request, please contact Ellen Clemente by phone at (916) 845-3651 or by email at Ellen.Clemente@ftb.ca.gov