

FRANCHISE TAX BOARD
MINUTES
DECEMBER 3, 2009 MEETING

The Franchise Tax Board met in open session at 1:30 p.m. at the Franchise Tax Board, 9646 Butterfield Way, Gerald Goldberg Auditorium, Sacramento, California. Present were Deputy Controller Marcy Jo Mandel for Hon. John Chiang, Chair, Hon. Betty T. Yee, and Hon. Michael C. Genest.

Franchise Tax Board

Staff Participating: Selvi Stanislaus, Geoffrey S. Way, Patrick Kusiak, Brian Putler, Jeanne Harriman, Steve Sims, and Colleen Berwick.

Others Participating: Vicki Mulak, California Society of Enrolled Agents; Gina Rodriquez, Spidell Publishing.

Item 1. – Approval of Minutes

The minutes of the September 9, 2009, Franchise Tax Board meeting were approved (2-0; Member Genest absent).

Note: Member Genest arrived just prior to the introduction of Item 2.

Item 2. – Legislative Matters

Legislative Proposals – Staff report and Board approval.

The Board received a brief summary of four of the five legislative proposals.

The Board voted 2-0 (Member Genest abstaining) to approve the following proposals:

- LP 10-1 – Provide Taxpayers with an Electronic Communication Option
- LP 10-5 – Collection of Franchise Tax Board Orders of Restitution
- LP 10-6 – Innocent Spouse Law Conformity
- LP 10-7 – Voluntary Disclosure Agreements

Staff withdrew the following proposal:

- LP 10-17 – Funding for Transfer Pricing Experts

Item 3. – Regulation Matters

2010 Rulemaking Calendar – Board approval.

The Board voted unanimously (3-0) to approve the Calendar.

Item 4. – Administrative Matters

a. Restoration of Furlough Revenue BCP #10 – Board approval.

The Board voted 2-0 (Member Genest abstaining) to approve the BCP.

b. Accounts Receivable Growth BCP #11 – Board approval.

The Board voted 2-0 (Member Genest abstaining) to approve the BCP.

c. Contracts over \$1 million – Board approval.

The Board voted unanimously (3-0) to approve the contracts.

Item 5. – Taxpayers' Bill of Rights

See attached Taxpayers' Bill of Rights Hearing, Franchise Tax Board, Minutes, December 3, 2009.

Item 6. – Executive Officer's Time

Selvi Stanislaus recognized Franchise Tax Board's 80th year in serving California taxpayers and presented the Board with a video in appreciation of their leadership over the last four years.

Item 7. – Board Members' Time

Deputy Controller, Marcy Jo Mandel, and Member Yee thanked Member Genest for his service and presented him with a proclamation.

The Deputy Controller announced the agenda for and the Board convened in Closed Session commencing at 2:25 p.m. pursuant to Government Code section 11126.3.

The Board adjourned the meeting at 3:10 p.m.

Board Liaison

Date