

STATE OF MARYLAND
BOARD OF INDIVIDUAL TAX PREPARERS
Business Meeting Minutes
December 19, 2016

TIME: 10:00 a.m.

PLACE: 500 N. Calvert Street
3rd Floor Conference Room
Baltimore, MD 21202

PRESENT: Fredric "Rob" Bader, Chair
Kay Riddle, Vice Chair
Jane Bourassa
Michael Canet
Steve Wions
Jacqueline Clarke

ABSENT: Marianela Del-Pino-Rivera

DLLR STAFF

PRESENT: Dennis Gring, Executive Director
Matthew Lawrence, Board Counsel and AAG
Alicia Coar, Board Secretary
Ja-Keyia Williams

OTHERS

PRESENT: Tom Brady, MSATP
Mary Beth Halpern, MACPA
Michael Koch, ITP
Thorman Jerry, ITP
Alverta Steinwdel, MSATP

Cherby Worthington, ITP

Chairman Bader called the meeting to order at 10:00 AM.

Upon a motion (I) by Mr. Wions and seconded by Mr. Canet, the minutes from the November 24, 2016 meeting were approved with corrections unanimously.

Report of the Chair

Mr. Bader reported on the first meeting of the Board committee that includes industry members as well as Board members and staff, tasked with creating regulatory language to clarify activities that constitute the provision of individual tax preparation services as opposed to those activities that do not. Mr. Bader indicated that the first meeting was productive and that additional work will be required before the committee will have a draft to present to the Full Board. The committee is scheduled to meet at 9:00 AM prior to each Board meeting.

Mr. Bader introduced Ms. Jacqueline Clarke as the newest board member. Ms. Clarke is CPA and enrolled agent.

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Executive Director's Report

Mr. Gring reported that the Department is proceeding with the hiring process to fill the investigator position for bring on an investigator for the Board.

Old Business

There was no old business.

New Business

There was no new business.

Examination Committee Report

Ms. Bourassa reported the examination results for test events occurring between November 14 and December 19, 2016. As of the date of the Board meeting, 189 candidates had taken the examination, with 98 passing and 91 failing candidates. Ms. Bourassa also inquired as to the availability of IRS Publication 17 (Spanish version) for candidates to use at a testing centers. Upon a motion (II) by Mr. Canet, and seconded by Ms. Riddle, the Board accepted the Examination Committee report.

Informal Hearing

The Board proceeded with an informal consideration of the request from Mr. Stanley Asch, who desired a waiver from the Maryland tax examination. Mr. Asch was previously denied a waiver by the Board. Mr. Asch indicated that he has health problems and only intends to provide tax preparation services until his registration expires on December 4, 2017.

Upon a motion (III) , Mr. Canet, seconded by Ms. Riddle, the Board requested Mr. Asch to provide medical disability. If the documentation indicates a satisfactory disability in accordance with the regulations, the Board would grant an examination waiver. The Board unanimously approved the motion.

The Board resumed the meeting at 12:32 p.m. after which time, upon a motion (IV) made by Mr. Canet, and seconded by Ms. Bourassa, the Board voted to go into Executive Session in order to consult with counsel, which is permitted to be closed pursuant to the General Provisions Article, Section 3-305(b)(7). Upon a motion (V) by Mr. Canet and seconded by Mr. Wions, the Board unanimously voted to return to public session at 12:45 p.m.

Administrative Hearings

The Board recessed the meeting to conduct administrative hearings in the matters of the Board of Individual Tax Preparers v. Bode Alabi (MIPT16-0069), the Board of Individual Tax Preparers v. Trena Hudnall (MITP16-0097).

Executive Session

Upon a motion (VI) made by Ms. Riddle and seconded by Ms. Bourassa, the Board voted to go into Executive Session in order to consult with counsel, which is permitted to be closed pursuant to

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State Government Title Section 10-508 (a), (7). The Board went into Executive Session at 1:55 p.m. Upon a motion (VII) by Mr. Canet and seconded by Ms. Clarke, the Board unanimously voted to return to public session at 2:10 p.m.

In EX-A1216, upon a motion (VIII) by Ms. Riddle and seconded by Mr. Canet, the Board approved a licensee application for an applicant who answered "Yes" on a conduct question.

In EX-B1216, upon a motion (IX) by Mr. Wions and seconded by Mr. Canet, the Board approved a licensee application for an applicant who answered "Yes" on a conduct question

In EX-C1216, upon a motion (X) by Ms. Riddle and seconded by Mr. Bourassa, the Board denied a licensee application for an applicant who answered "Yes" on a conduct question

Upon a motion (XI) by Mr. Canet, and seconded by Ms. Riddle, the Board unanimously accepted the Complaint Committee Report.

Next Meeting Date

The next meeting of the Board will be held on Monday, January 23, 2017 at 10:00a.m. Three administrative hearings are scheduled for this meeting.

Adjournment

There being no further business, a motion (XII) was made by Mr. Canet, seconded by Ms. Bourassa and unanimously carried to adjourn the meeting at 2:35 p.m.

With corrections

Without corrections

Signature on File

Fredric Bader, Chair

1/23/17.

Date