



DEPARTMENT OF CONSUMER AFFAIRS
 CALIFORNIA BOARD OF ACCOUNTANCY
 2000 EVERGREEN STREET, SUITE 250
 SACRAMENTO, CA 95815-3832
 TELEPHONE: (916) 263-3680
 FACSIMILE: (916) 263-3675
 WEB ADDRESS: <http://www.cba.ca.gov>



**CALIFORNIA BOARD OF ACCOUNTANCY (CBA)
 PUBLIC MEETING NOTICE FOR THE MOBILITY STAKEHOLDER GROUP (MSG),
 COMMITTEE ON PROFESSIONAL CONDUCT (CPC), LEGISLATIVE COMMITTEE
 (LC), ENFORCEMENT PROGRAM OVERSIGHT COMMITTEE (EPOC), AND CBA
 MEETINGS**

- | | |
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| DATE: Thursday, May 28, 2015 | JOINT CBA & MSG MEETING
TIME: 9:00 a.m. |
| DATE: Thursday, May 28, 2015 | MSG MEETING
TIME: 10:30 a.m. or upon adjournment
of the Joint CBA & MSG Meeting |
| DATE: Thursday, May 28, 2015 | CPC MEETING
TIME: 11:00 a.m. or upon adjournment
of the MSG Meeting |
| DATE: Thursday, May 28, 2015 | LC MEETING
TIME: 11:15 a.m. or upon adjournment
of the CPC Meeting |
| DATE: Thursday, May 28, 2015 | EPOC MEETING
TIME: 11:45 a.m. or upon adjournment
of the LC Meeting |
| DATE: Thursday, May 28, 2015 | CBA MEETING
TIME: 1:30 p.m. to 5:00 p.m. |
| DATE: Friday, May 29, 2015 | CBA MEETING
TIME: 9:00 a.m. to 11:00 a.m. |
| PLACE: Hilton Los Angeles Airport
5711 West Century Boulevard
Los Angeles, CA 90045
Telephone: (310) 410-4000
Fax: (310) 410-6250 | |

Enclosed for your information is a copy of the agendas for the Joint CBA & MSG, MSG, CPC, LC, EPOC, and CBA meetings on May 28-29, 2015. For further information regarding these meetings, please contact:

Corey Riordan, Board Relations Analyst
(916) 561-1716 or cfriordan@cba.ca.gov
California Board of Accountancy
2000 Evergreen Street, Suite 250
Sacramento, CA 95815

An electronic copy of this notice can be found at <http://www.dca.ca.gov/cba/calendar.shtml>

The meeting is accessible to individuals who are physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Corey Riordan at (916) 561-1718, or email cfriordan@cba.ca.gov, or send a written request to the CBA Office at 2000 Evergreen Street, Ste. 250, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.



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**DEPARTMENT OF CONSUMER AFFAIRS (DCA)
CALIFORNIA BOARD OF ACCOUNTANCY (CBA)
AND
MOBILITY STAKEHOLDER GROUP (MSG)**

**JOINT CBA & MSG MEETING
AGENDA
Thursday, May 28, 2015
9:00 a.m.**

**Hilton Los Angeles Airport
5711 West Century Boulevard
Los Angeles, CA 90045
Telephone: (310) 410-4000
Fax: (310) 410-6250**

Important Notice to the Public

All times indicated, other than those identified as "time certain," are approximate and subject to change. Agenda items may be discussed and action taken out of order at the discretion of the CBA President. The meeting may be cancelled without notice. For verification of the meeting, call (916) 561-1716 or access the CBA's website at <http://www.cba.ca.gov>.

Call to Order, Roll Call, and Establishment of Quorum
(**Jose Campos, CBA President & Katrina Salazar, MSG Chair**).

- I. Discussion on the National Association of State Boards of Accountancy's (NASBA) Guiding Principles of Enforcement and its Comparison to the California Board of Accountancy's Enforcement Practices, Pursuant to Business and Professions Code Section 5096.21 (**Ken Bishop, NASBA President and Chief Executive Officer; Maria Caldwell, NASBA Chief Legal Counsel and Director of Compliance Services; Stacey Grooms, NASBA Regulatory Affairs Manager; and Dominic Franzella, CBA Enforcement Chief**).
 - II. Public Comments. *
- Adjournment

Action may be taken on any item on the agenda.

In accordance with the Bagley-Keene Open Meeting Act, all meetings of the CBA are open to the public. While the CBA and MSG intend to webcast this meeting, it may not be possible to webcast the entire open meeting due to limitations on resources.

*Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the CBA prior to the CBA taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the CBA, but the CBA President may, at his or her discretion, apportion available time among those who wish to speak. Individuals may appear before the members of this joint meeting to discuss items not on the agenda; however, the CBA or MSG can neither discuss nor take official action on these items at the time of the same meeting (Government Code sections 11125, 11125.7(a)).



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**CALIFORNIA BOARD OF ACCOUNTANCY (CBA)
 MOBILITY STAKEHOLDER GROUP (MSG)**

**MSG MEETING
 AGENDA**

**Thursday, May 28, 2015
 10:30 a.m.**

Or Upon Adjournment of the Joint CBA & MSG Meeting

**Hilton Los Angeles Airport
 5711 West Century Boulevard
 Los Angeles, CA 90045
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Important Notice to the Public

All times indicated, other than those identified as "time certain," are approximate and subject to change. Agenda items may be discussed and action taken out of order at the discretion of the MSG Chair. The meeting may be cancelled without notice. For verification of the meeting, call (916) 561-1716 or access the CBA's website at <http://www.cba.ca.gov>.

	<u>CBA Item #</u>
Call to Order, Roll Call, and Establishment of Quorum (Katrina Salazar, Chair).	
I. Approval of Minutes of the March 19, 2015 MSG Meeting.	XI.B.
II. Introduction of New MSG Members, Don Driftmier and Michael Savoy (Katrina Salazar).	
III. The MSG Decision Matrix and Stakeholder Objectives (Written Report Only).	IX.D.2.
IV. Analysis and Guidance From the MSG Regarding NASBA's Guiding Principles of Enforcement (Matthew Stanley, Manager, Examination and Practice Privilege Units).	IX.D.3.
V. Discussion About the Timeline for Activities Regarding Determinations to be Made Pursuant to Business and Professions Code Section 5096.21 (Matthew Stanley).	IX.D.4.
VI. Discussion Regarding NASBA's Activities and CPAVerify (Matthew Stanley).	IX.D.5.

VII. Discussion Regarding Proposed Agenda Items for the Next MSG Meeting (**Matthew Stanley**).

IX.D.6.

VIII. Public Comments.*

Adjournment

Action may be taken on any item on the agenda. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the MSG are open to the public.

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CBA members who are not members of the MSG may be attending the meeting. However, if a majority of members of the full CBA are present at the MSG meeting, members who are not MSG members may attend the meeting only as observers.



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**CALIFORNIA BOARD OF ACCOUNTANCY (CBA)
 COMMITTEE ON PROFESSIONAL CONDUCT (CPC)**

**CPC MEETING
 AGENDA**

**Thursday, May 28, 2015
 11:00 a.m.**

Or Upon Adjournment of the Mobility Stakeholder Group Meeting

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All times indicated, other than those identified as "time certain," are approximate and subject to change. Agenda items may be discussed and action taken out of order at the discretion of the CPC Chair. The meeting may be cancelled without notice. For verification of the meeting, call (916) 561-1716 or access the CBA's website at <http://www.cba.ca.gov>.

	<u>CBA Item #</u>
Call to Order, Roll Call, and Establishment of Quorum (Leslie LaManna, Chair).	
I. Approve Minutes of the March 19, 2015 CPC Meeting.	XI.C.
II. Discussion Regarding Possible Changes to California Code of Regulations (CCR) Section 9.1 – Foreign Credentials Evaluation Services Approval Criteria (Matthew Stanley, Manager, Examination and Practice Privilege Units).	IX.A.2.
III. Discussion and Possible Action to Initiate a Rulemaking to Amend Title 16, California Code of Regulations (CCR) Section 42 – Peer Review Exclusions (Dominic Franzella, Enforcement Chief).	IX.A.3.
IV. Public Comments.*	
V. Agenda Items for Next Meeting.	
Adjournment	

Action may be taken on any item on the agenda. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the CPC are open to the public.

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CBA members who are not members of the CPC may be attending the meeting. However, if a majority of members of the full board are present at the CPC meeting, members who are not CPC members may attend the meeting only as observers.



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**CALIFORNIA BOARD OF ACCOUNTANCY (CBA)
 LEGISLATIVE COMMITTEE (LC)**

**LC MEETING
 AGENDA**

**Thursday, May 28, 2015
 11:15 a.m.**

Or Upon Adjournment of the Committee on Professional Conduct Meeting

**Hilton Los Angeles Airport
 5711 West Century Boulevard
 Los Angeles, CA 90045
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Important Notice to the Public

All times indicated, other than those identified as "time certain," are approximate and subject to change. Agenda items may be discussed and action taken out of order at the discretion of the LC Chair. The meeting may be cancelled without notice. For verification of the meeting, call (916) 561-1716 or access the CBA's website at <http://www.cba.ca.gov>.

	<u>CBA Item #</u>
Call to Order, Roll Call, and Establishment of Quorum (Mark Silverman, Chair).	
I. Approve Minutes of the March 19, 2015 LC Meeting.	XI.D.
II. Update on Legislation on Which the CBA Has Taken a Position and Discussion Regarding Possible Action (AB 85, SB 8, SB 467, and SB 799) (Kathryn Kay, Legislation Analyst).	IX.B.2.
III. Consideration of Positions on Newly Introduced Legislation (Kathryn Kay).	IX.B.3.
A. AB 1060 – Professions and vocations: licensure.	IX.B.3.a.
B. AB 750 – Business and professions: retired category: licenses.	IX.B.3.b.
C. AB 507 – Department of Consumer Affairs: BreZE: annual report.	IX.B.3.c.
IV. Additional Legislation Impacting the CBA Identified by Staff After the Posting of the Meeting Notice (Kathryn Kay).	IX.B.4.

V. Discussion and Possible Action to Recommend a Legislative Proposal to Amend Business and Professions Code Section 5055 Relating to the Title of Certified Public Accountant (**Kathryn Kay**).

IX.B.5.

VI. Public Comments.*

VII. Agenda Items for Next Meeting.

Adjournment

Action may be taken on any item on the agenda. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the LC are open to the public.

*Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the LC prior to the LC taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the LC. Individuals may appear before the LC to discuss items not on the agenda; however, the LC can take no official action on these items at the time of the same meeting. (Government Code section 11125.7(a))

CBA members who are not members of the LC may be attending the meeting. However, if a majority of members of the full board are present at the LC meeting, members who are not LC members may attend the meeting only as observers.



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**CALIFORNIA BOARD OF ACCOUNTANCY (CBA)
 ENFORCEMENT PROGRAM OVERSIGHT COMMITTEE (EPOC)**

**EPOC MEETING
 AGENDA**

**Thursday, May 28, 2015
 11:45 a.m.**

Or Upon Adjournment of the Legislative Committee Meeting

**Hilton Los Angeles Airport
 5711 West Century Boulevard
 Los Angeles, CA 90045
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Important Notice to the Public

All times indicated, other than those identified as "time certain," are approximate and subject to change. Agenda items may be discussed and action taken out of order at the discretion of the EPOC Chair. The meeting may be cancelled without notice. For verification of the meeting, call (916) 561-1716 or access the CBA's website at <http://www.cba.ca.gov>.

Call to Order, Roll Call, and Establishment of Quorum
 (Kay Ko, Chair).

CBA Item #

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|--|---------|
| I. Approve Minutes of the March 19, 2015 EPOC Meeting. | XI.E. |
| II. Discussion Regarding Compelling Physical or Mental Health Evaluations of Licensees or Applicants (Dominic Franzella, Enforcement Chief). | IX.C.2. |
| III. Public Comments.* | |
| IV. Agenda Items for Next Meeting. | |

Adjournment

Action may be taken on any item on the agenda. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the EPOC are open to the public.

*Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the EPOC prior to the EPOC taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the EPOC. Individuals may appear before the EPOC to discuss items not on the agenda; however, the EPOC can take no official action on these items at the time of the same meeting. (Government Code section 11125.7(a))

CBA members who are not members of the EPOC may be attending the meeting. However, if a majority of members of the full board are present at the EPOC meeting, members who are not EPOC members may attend the meeting only as observers.



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**DEPARTMENT OF CONSUMER AFFAIRS (DCA)
 CALIFORNIA BOARD OF ACCOUNTANCY (CBA)**

**CBA MEETING
 AMENDED AGENDA**

**May 28, 2015
 1:30 p.m. – 5:00 p.m.**

**May 29, 2015
 9:00 a.m. – 11:00 a.m.**

**Hilton Los Angeles Airport
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 Los Angeles, CA 90045
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**Time Certain
 Thursday,
 May 28, 2015**

**1:30 p.m. –
 1:40 p.m.**

Call to Order, Roll Call, and Establishment of Quorum
 (**Jose Campos, President**).

I. Regulations (Pat Billingsley, Regulation Analyst**).**

A. Regulation Hearing Regarding Title 16, California Code of Regulations (CCR) Section 70 – Fees.

B. Discussion and Possible Action to Amend Title 16, CCR Section 70 – Fees.

**1:40 p.m. –
 2:25 p.m.**

II. Report of the President (Jose Campos**).**

A. Introduction of New CBA Member, Jian Ou-Yang, CPA.

- B. Update Regarding Sunset Review Activities.
- C. Presentation Regarding Bagley-Keene Open Meeting Act Specific to Attendance at Conferences or Similar Gatherings Open to the Public (**Kristy Schieldge, Legal Counsel, Department of Consumer Affairs**).
- D. Discussion Regarding CBA Committee Liaison Roles (**Corey Riordan, Board Relations Analyst**).
- E. Discussion Regarding the Mentoring of New Members (**Deanne Pearce, Assistant Executive Officer**).
- F. Delegation of Adjournment of the CBA Meetings to the CBA President and Adjournment of the Committee Meetings to the Respective Committee Chairs (**Corey Riordan**).
- G. Mandatory Training for Board Members within the Department of Consumer Affairs (**Corey Riordan**).
- H. Discussion and Approval of the CBA's Preliminary Determinations Report Required Pursuant to Business and Professions Code Section 5096.21 (**Matthew Stanley, Manager, Examination and Practice Privilege Units**).
- I. Announcement of New Committee and Liaison Appointments (Written Report Only).
- J. DCA Directors Report (**DCA Representative**).

2:25 p.m. –
2:30 p.m.

- III. Report of the Vice President (**Katrina Salazar**).
 - A. Recommendations for Appointment(s)/Reappointment(s) to the Enforcement Advisory Committee (EAC).
 - B. Recommendations for Appointment(s)/Reappointment(s) to the Qualifications Committee (QC).
 - C. Recommendations for Appointment(s)/Reappointment(s) to the Peer Review Oversight Committee (PROC).

2:30 p.m. –
2:40 p.m.

- IV. Report of the Secretary/Treasurer (**Alicia Berhow**).
 - A. Fiscal Year 2014-15 Third Quarter Financial Statement and Governor's Budget.

- 2:40 p.m. –
2:50 p.m.
- V. Report of the Executive Officer (EO) (**Patti Bowers**).
- A. Update on the Relocation of the CBA’s Office.
 - B. Update on Staffing.
 - C. Update on the CBA 2013-2015 Communications and Outreach Plan (Written Report Only).
- 2:50 p.m. –
3:00 p.m.
- VI. Report on the Enforcement Advisory Committee, Qualifications Committee and Peer Review Oversight Committee.
- A. Enforcement Advisory Committee (EAC) (**Jeffrey De Lyser, Chair**).
 - A. Report of the April 30, 2015 EAC Meeting.
 - B. Qualifications Committee (QC) (**Robert Ruehl, Chair**).
 - 1. Report of the April 22, 2015 QC Meeting.
 - C. Peer Review Oversight Committee (PROC) (**Robert Lee, Chair**).
 - 1. Report of the May 1, 2015 PROC Meeting.
- 3:00 p.m. –
3:15 p.m.
- VII. Report of the Enforcement Chief (**Dominic Franzella**).
- A. Enforcement Activity Report.
- 3:15 p.m. –
3:25 p.m.
- VIII. Report of the Licensing Chief (**Gina Sanchez**).
- A. Licensing Activity Report.
- 3:25 p.m. –
4:45 p.m.
- IX. Committee Reports.
- A. Committee on Professional Conduct (CPC) (**Leslie LaManna**).
 - 1. Report of the May 28, 2015 CPC Meeting.
 - 2. Discussion Regarding Possible Changes to California Code of Regulations (CCR) Section 9.1 – Foreign Credentials Evaluation Services Approval Criteria.
 - 3. Discussion and Possible Action to Initiate a Rulemaking to Amend Title 16, California Code of Regulations (CCR) Section 42 – Peer Review Exclusions.

B. Legislative Committee (LC) (**Mark Silverman**).

1. Report of the May 28, 2015 LC Meeting.
2. Update on Legislation on Which the CBA Has Taken a Position and Discussion Regarding Possible Action (AB 85, SB 8, SB 467, and SB 799).
3. Consideration of Positions on Newly Introduced Legislation.
 - a. AB 1060 – Professions and vocations: licensure.
 - b. AB 750 – Business and professions: retired category: licenses.
 - c. AB 507 – Department of Consumer Affairs: BreEZe: annual report.
4. Additional Legislation Impacting the CBA Identified by Staff After the Posting of the Meeting Notice.
5. Discussion and Possible Action to Recommend a Legislative Proposal to Amend Business and Professions Code Section 5055 Relating to the Title of Certified Public Accountant.

C. Enforcement Program Oversight Committee (EPOC) (**Kay Ko**).

1. Report of the May 28, 2015 EPOC Meeting.
2. Discussion Regarding Compelling Physical or Mental Health Evaluations of Licensees or Applicants.

D. Mobility Stakeholder Group (MSG) (**Katrina Salazar**).

1. Report of the May 28, 2015 MSG Meeting.
2. The MSG Decision Matrix and Stakeholder Objectives (Written Report Only).
3. Analysis and Guidance From the MSG Regarding NASBA's Guiding Principles of Enforcement.
4. Discussion About the Timeline for Activities Regarding Determinations to be Made Pursuant to Business and Professions Code Section 5096.21.

- 5. Discussion Regarding NASBA's Activities and CPAVerify.
- 6. Discussion Regarding Proposed Agenda Items for the Next MSG Meeting.
- X. Public Hearing and Possible Finding as to Whether NASBA's Guiding Principles of Enforcement Meet or Exceed the CBA's Enforcement Practices Made Pursuant to Business and Professions Code Section 5096.21(c)(2) (**Matthew Stanley**).

4:45 p.m. –
4:50 p.m.

- XI. Acceptance of Minutes.
 - A. Draft Minutes of the March 19-20, 2015 CBA Meeting.
 - B. Minutes of March 19, 2015 MSG Meeting.
 - C. Minutes of the March 19, 2015 CPC Meeting.
 - D. Minutes of the March 19, 2015 LC Meeting.
 - E. Minutes of the March 19, 2015 EPOC Meeting.
 - F. Minutes of the January 29, 2015 EAC Meeting.
 - G. Minutes of the January 30, 2015 PROC Meeting.
 - H. Minutes of the January 21, 2015 QC Meeting.

4:50 p.m. –
4:55 p.m.

- XII. Other Business.
 - A. American Institute of Certified Public Accountants (AICPA).
 - B. National Association of State Boards of Accountancy (NASBA).
 - 1. Report on Strategic Planning Task Force (**Michael Savoy**).

4:55 p.m. –
5:00 p.m.

- XIII. Closing Business.
 - A. Public Comments.*
 - B. Agenda Items for Future CBA Meetings.
 - C. Press Release Focus (**Deanne Pearce**).

**Friday,
May 29, 2015
9:00 a.m. –
11:00 a.m.**

XIV. Closed Session.**

- A. Pursuant to Government Code Section 11126(c)(3), the CBA Will Convene Into Closed Session to Deliberate on Disciplinary Matters (Stipulated Settlements, Default Decisions, and Proposed Decisions).
- B. Pursuant to Government Code Section 11126(e), the CBA Will Meet In Closed Session to Receive Advice from Legal Counsel on Litigation (David Greenberg v. California Board of Accountancy, Orange County Superior Court, Case No. 30-2014-00751855-CU-BT-CJC; David Greenberg v. California Board of Accountancy, Los Angeles County Superior Court, Case No. BS155045; and David Greenberg v. Erin Sunseri, et al., U.S. District Court, Southern District of Florida, Case No. 15-CV-80624.).

Adjournment

**Action may be taken on any item on the agenda. The time and order of agenda items, including closed session, are subject to change at the discretion of the CBA President and may be taken out of order.

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