

**UTAH STATE TAX COMMISSION
MEETING MINUTES**

9:00 a.m., Thursday, April 14, 2011

Commission Hearing Room 1025, 210 North 1950 West, Salt Lake City, Utah

Participating:

R. Bruce Johnson - Commission Chair
Marc B. Johnson - Commissioner
D'Arcy Dixon Pignanelli - Commissioner
Michael J. Cragun - Commissioner
Barry Conover - Interim Executive Director

Commission Staff Present:

Lynn Solarczyk, Legislative, and Government Affairs Director
Brad Simpson, Motor Vehicle Director
Kevin Park, Motor Vehicle Assistant Division Director
Christa Johnson, Commission Executive Assistant
Charlie Roberts, Public Information Officer

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be obtained from the Office of the Commission at 801-297-3901.

I. Call to Order

Commission Chair B. Johnson called the meeting to order at 9:04 a.m.

II. Public Comment (members of the public wishing to address the Commissioners for up to three minutes on matters not related to a pending or reasonably imminent appeal to the Tax Commission)

Commission Chair B. Johnson noted that no one wished to address the Tax Commissioners.

III. Approve Minutes of March 24, 2011

MOTION: Commissioner Cragun moved approval of the March 24, 2011 opened and closed Commission meetings minutes as presented. The motion passed unanimously.

IV. Approve submission of proposed rule amendments to Division of Administrative Rules for publication in Utah Register

Commissioner Cragun presented the following rule amendments for the commission to consider:

- a. R865-19S-78. Service Plan Changes for Labor and Repair
- b. R873-22M-27. Issuance of Special Group License Plates
- c. R861-1A-43. Electronic Meetings

Commissioner Chair B. Johnson inquired about R873-22M-27 Issuance of Special Group License Plates. He asked the Division how the registration would take place if an individual no longer qualified for the particular group license plate.

Mr. Brad Simpson, Motor Vehicle Director explained that the Motor Vehicle Division sends out a letter to the individual who no longer is qualified for the particular group license plate. These include the Firefighters and Search and Rescue group plates. The individual then is required to come to the Utah State Tax Commission and pay the \$5 plate replacement fee. The DMV then reinstates the current registration period. If the individual waits until his or her renewal lapses, then that individual will pay full renewal fees at that time.

Ms. Lynn Solarczyk stated that once the individual no longer qualified for the particular group license plate the license plate is recorded as revoked which notifies all law enforcement agencies.

MOTION: Commissioner Cragun moved to submit the rule amendments as listed on the agenda. The motion passed unanimously.

Commissioner Chair B. Johnson noted that Mr. Kevin Park, Motor Vehicle Assistant Division Director also provided information indirectly to the Commissioners.

V. Interim Executive Director's Report

Mr. Barry Conover reported on the Legislative Implementation of the bills that have been passed and signed by the Governor. He stated that the Divisions have assigned project directors to update the new returns, modify existing returns and provide web instruction. He also stated that the Divisions plan to meet the sales tax implementation deadline of July 1, 2011.

Commissioner M. Johnson asked Mr. Conover to send him a typical sample of a formal implantation plan.

Mr. Conover also reported that the hardware for room 1026 has been ordered and that the room should be ready to be used by the middle of May. It will be a portable audio recording system.

VI. Commissioners' Reports

Commissioner Cragun reported that he will be sending letters to external stakeholders for the Business Regulation Review that was announced by the Governor in his State-of-the State address.

Commission Chair B. Johnson asked the Commissioners to review Commissioners Cragun's mailing list.

Commissioner Cragun also reported on SB188 Tax Commission Amendments. He stated that the procedure for Utah Code Section 59-1-405 requires minutes to be taken for offers-in-compromise, and waiver request and that the Commission will need a procedure in place by May

9, 2011. He asked the Commissioners if they had any suggestion on how the minutes could be taken.

Commission Chair B. Johnson suggested using a checklist of the cases and those who were present. Commissioner Dixon agreed.

Commissioner Dixon also suggested they could follow the procedures similar to the redaction log making each Commissioner's position.

VII. Adjourn

MOTION: Commissioner Cragun moved to adjourn. The motion passed unanimously.

Commission Chair B. Johnson adjourned the meeting at 9:36 a.m.

Approved on: Thursday, April 28, 2011

Attested: Christa Johnson
Executive Assistant
Utah State Tax Commission