

**West Virginia
Board of Accountancy**

405 Capitol Street, Suite 908
Charleston, West Virginia 25301-1744



Board Members:
Robin M. Baylous, CPA - President
Horace W. Emery, CPA - Vice President
Richard A. Riley, Jr. CPA, PhD, CFE, CFF - Secretary
Theodore A. Lopez, CPA - Assistant Secretary
Joseph T. Holley, CPA
Harold B. Davis, CPA
Jean A. Bailey, Public Member

Jim Justice, Governor

Brenda S. Turley, Executive Director

Wednesday, September 25, 2019 10:00 a.m. Board Meeting Minutes Page 1 of 2

The Board of Accountancy met via teleconference on Wednesday, September 25, 2019 at 10:00 a.m.

Board Members in Attendance were:

Robin M. Baylous, CPA - President
Horace W. Emery, CPA
Richard A. Riley, Jr., CPA
Theodore A. Lopez, CPA
Joseph T. Holley, CPA
Harold B. Davis, CPA
Jean A. Bailey, Public Member

Others in Attendance were:

Keith D. Fisher, Assistant Attorney General
Brenda S. Turley, Executive Director

The meeting was called to order at 10:00 a.m. by Board President Robin Baylous and the following actions were made part of the record.

1. Review and Consider Comments to the Proposed Rules Received During the 30-Day Public Comment Period

The Board reviewed three comments received as a result of proposed rules filed on August 22, 2019 for a 30-Day Public Comment Period ending September 22, 2019. The following determinations and responses were made part of the record:

- A. Board members reviewed and discussed the ‘vagueness’ of the language included in the proposed rules regarding the “seriousness of the crime” as submitted in Ms. G. Loor’s comments. Upon motion by Harold Davis and second by Joe Holley, the Board determined that the new rules were proposed pursuant to a mandate by House Bill 118 which passed the legislature on June 17, 2019. Since the board incorporated the appropriate language, as written from within H.B.118, to the relevant sections of *Board Rules and Rules of Professional Conduct*, the Board decided not to make additional changes to the rules. The Executive Director will reply to the licensee’s comment.
- B. Board members reviewed and discussed the reasonableness of the proposed \$150 fee to petition the Board for a determination of whether the individual’s criminal record would disqualify the individual from obtaining a license as submitted in Mr. J. Rowan’s comments. Upon motion by Harold Davis and second by Joe Holley, board members agreed that the

fee is reasonable and decided not to change the \$150 fee as published during the comment period. Motion carried. The Executive Director will reply to the licensee’s comment.

C. Mr. G. Swingle commented that the proposed rules makes sense as written. The Executive Director will reply that the Board thanks him for taking time to respond.

A copy of all comments with the Board’s replies is attached to these Minutes.

Upon motion by Horace Emery and second by Jean Bailey, Board members agreed that the Proposed Rules should be filed as published in the 30-Day Public Comment Period. Motion carried.

2. Review the Circumstances Surrounding a Reciprocal Application

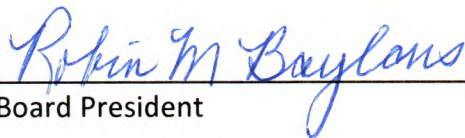
Upon motion by Joe Holley and second by Horace Emery, the Board went into Executive Session at 10:45 a.m. to consider a reciprocal application pursuant to W. Va. Code § 6-9A-4. Motion carried.

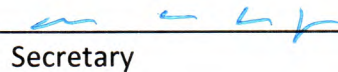
Upon motion by Horace Emery and second by Jean Bailey, the Board came out of Executive Session at 11:14 a.m. and made the following action part of the record:

A. Upon motion by Joe Holley and second by Horace Emery, the Board determined that this applicant must first become active in his originating state before the Board will consider approving his application for a reciprocal certificate. Motion carried. The Executive Director will notify the applicant.

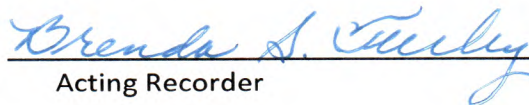
With no further business to come before the Board, upon motion by Harold Davis and second by Jean Bailey, the meeting was adjourned at 11:18 a.m. Motion carried.

We certify that this is a true copy of the Minutes of the West Virginia Board of Accountancy for Wednesday, September 25, 2019.


Board President


Secretary

Assistant Secretary


Acting Recorder