

**West Virginia  
Board of Accountancy**

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



*Board Members:*  
*Louis J. Costanzo, III, CPA – President*  
*Reed J. Tanner, CPA – Vice-President*  
*Jon W. Cain, Sr., CPA - Secretary*  
*David D. Hill, CPA – Assistant Secretary*  
*Donald B. Nestor, CPA*  
*Barry L. Burgess, CPA*

Earl Ray Tomblin, Governor

Brenda S. Turley, Executive Director

Board Meeting – Tuesday, February 2, 2016 - Minutes

The Board met on Tuesday, February 2, 2016 at 3:30 p.m. via teleconference. Board members present were: Louis J. Costanzo, Reed Tanner, Jon Cain, David Hill, Barry Burgess, and Donald Nestor. Also present were Brenda Turley, Board staff; John Johnson, NASBA Director of Legislative and Governmental Affairs, and Nathan Standley, Legal Counsel for NASBA.

The meeting was called to order by Board President, Lou Costanzo at 3:31 p.m.

The Board President turned the floor over to David Hill, who advised Board members about the sequence of events that have unfolded to date on HB 4312.

Upon motion by Barry Burgess and second by Reed Tanner, the Board authorized David Hill to compose a letter for House Government Organization Chair, Delegate Gary Howell to recommend several other options available instead of changing the composition of the Board. The options mentioned were:

1. Immediate training for all Chapter 30 Board members and staff regarding anti-trust rules;
2. Working with large groups to discuss the “active supervision” clause in the FTC ruling;
3. Indemnification of state board members instead of adding another layer of bureaucracy (such as an oversight agency), and
4. Requesting the Attorney General’s Office to review the last twelve months of Chapter 30 boards’ disciplinary cases to determine the state’s risk regarding possible violations of anti-trust laws.

Mr. Hill was also authorized to set up a meeting with Chairman Howell to discuss the Board’s recommendations.

Motion carried.

Upon motion by Jon Cain and second by David Hill, the meeting adjourned at 4:30 p.m.

We certify that this is a true copy of the Minutes of the teleconference meeting of the West Virginia Board of Accountancy held on February 2, 2016.

Louis J. Costanzo, III, Board President

Jon W. Cain, Sr., Secretary

David Hill-Donald B. Nestor, Assistant Secretary

Brenda S. Turley, Acting Recorder