AGENDA

OKLAHOMA TAX COMMISSION REGULAR MEETING

February 13, 2018
1:30 P.M.


2. Approval of minutes of the commission meeting dated February 8, 2018.

3. Executive Directors Report.

4. Proposed Executive Session to consider confidential taxpayer matters and proceedings. Executive Session authorized by 25 O.S. § 307 (B)(7).
   a. Waiver of Penalty and Interest; Abatement Requests; Requests for Spousal Relief; Other Taxpayer and Division Request:
      17-942432  17-892783  18-954696  17-980738
      18-875934  17-906935  18-960865  18-1002119
      18-878954  18-954653  18-967276  17-1013253
   b. Administrative Law Judges Recommendations:
      P-09-195-H

5. Reconvene in Open Session – Recommendations and votes on matters considered in Executive Session.

6. Discussion and possible approval of notification to Secretary Preston Doerflinger of proposed agency expenses.

7. Discussion and possible approval of tag agent appointment for Ms. Kayla Wells, to replace Ms. Susan Howard, Vian, Oklahoma.

8. Discussion and possible action on request for waiver of assessed penalty against MLA Joey Scherler for filing late semi-monthly report.

9. Discussion and possible action on request for waiver of assessed penalty against MLA Carolyn Henderson for filing late semi-monthly report.
10. Discussion and possible action on request for waiver of assessed penalty against MLA Holly Calhoon for filing late semi-monthly report.

11. Discussion and possible action on request for waiver of assessed penalty against MLA Leslie Robertson for filing late semi-monthly report.

12. Discussion and possible action on reconsideration of request for waiver of assessed penalty against MLA Dennis Goldsby for filing late semi-monthly report.

13. Discussion and review of agency Strategic Plan.


15. Other division reports.


17. Adjournment.
1. The regularly scheduled meeting of the Oklahoma Tax Commission convened at 1:30 p.m., on the above date, in the Oklahoma City office. Notice of said meeting and the agenda therefor were posted in prominent public view at the Commission’s principal office in Oklahoma City from and after 1:30 p.m., on February 12, 2018.

Chairman Burrage called the meeting to order. Other members present were Vice-Chairman Jolley and Secretary-Member Kemp. Also present were Lee Pugh, General Counsel and Ernest Short, Counsel to the Commissioners.

2. Chairman Burrage moved to approve the minutes of the regular commission meeting of February 8, 2018. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

3. There was no report from the Executive Director.

4. Chairman Burrage moved that the Commission resolve into Executive Session for the purpose of discussing confidential taxpayer matters and proceedings. Vice-Chairman Jolley seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

An executive session was held, after which the Commission returned to open meeting.

5. Recommendations from Executive Session:

1) Vice-Chairman Jolley moved that the Commission grant a waiver of $203,995.02 of interest and penalty, upon payment of remaining interest, tax warrant penalty and applicable collection fees, as recommended by the Division, in Case No. 17-942432. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

2) Chairman Burrage moved that the Commission grant a waiver of remaining interest in the amount of $9288.45, upon payment of one-half delinquent interest, under estimation interest, delinquent penalty, tax warrant penalty, filing fees, and applicable collection fees, as recommended by the Division, in Case No. 18-875934. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.
3) Vice-Chairman Jolley moved that the Commission grant a waiver of penalty in the amount of $14,263.15, upon payment of interest, as recommended by the Division, in Case No. 18-878954. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

4) Vice-Chairman Jolley moved that the Commission grant a waiver of remaining interest and delinquent penalty in the amount of $1440.81, upon payment of one-half delinquent interest, tax warrant penalty, filing fees and applicable collection fees, as recommended by the Division, in Case No. 17-892783. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

5) Vice-Chairman Jolley moved that the Commission grant a waiver of penalty in the amount of $15,808.40, upon payment of interest, as recommended by the Division, in Case No. 17-906935. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

6) Chairman Burrage moved that the Commission grant a waiver of remaining interest in the amount of $1639.49, upon payment of one-half interest, delinquent penalty, tax warrant penalty, filing fees and applicable collection fees, as recommended by the Division, in Case No. 18-954653. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

7) Vice-Chairman Jolley moved that the Commission grant a waiver of remaining delinquent penalty and interest in the amount of $3675.18, as recommended by the Division, in Case No. 18-954696. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

8) Vice-Chairman Jolley moved that the Commission grant a waiver of remaining interest in the amount of $863.98, upon payment of one-half interest and delinquent penalty, as recommended by the Division, in Case No. 18-960865. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

9) Vice-Chairman Jolley moved that the Commission grant a waiver of penalty in the amount of $1668.72, upon payment of interest, as recommended by the Division, in Case No. 18-967276. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.
10) Vice-Chairman Jolley moved that the Commission grant a waiver of remaining interest in the amount of $2838.97, upon payment of one-half interest, delinquent penalty, tax warrant penalty, filing fees and applicable collection fees, as recommended by the Division, in Case No. 17-980738. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

11) Vice-Chairman Jolley moved that the Commission grant a waiver of remaining interest in the amount of $13,555.93, upon payment of one-half interest and delinquent penalty, as recommended by the Division, in Case No. 18-1002119. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

12) Vice-Chairman Jolley moved that the Commission grant a waiver of delinquent penalty and one-half interest in the amount of $1700.12, as recommended by the Division, in Case No. 17-1013253. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

13) Case No. P-09-195-H was continued at the request of the Commission.

6. Chairman Burrage moved that the Commission approve the notification to Secretary Preston Doerflinger of proposed agency expenses. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

7. Vice-Chairman Jolley moved that the Commission approve the tag agent appointment for Ms. Kayla Wells, to replace Ms. Susan Howard, Vian, Oklahoma, subject to qualifying under the law. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

8. Vice-Chairman Jolley moved that the Commission grant the waiver of assessed penalty against MLA Joey Scherler for filing late semi-monthly report. Secretary-Member Kemp seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

9. Vice-Chairman Jolley moved that the Commission grant the waiver of assessed penalty against MLA Carolyn Henderson for filing late semi-monthly report. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.
10. Vice-Chairman Jolley moved that the Commission grant the waiver of assessed penalty against MLA Holly Calhoon for filing late semi-monthly report. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

11. Vice-Chairman Jolley moved that the Commission grant the waiver of assessed penalty against MLA Leslie Robertson for filing late semi-monthly report. Chairman Burrage seconded the motion. Chairman, aye; Vice-Chairman, aye; Secretary-Member, aye. The motion was declared adopted.

12. The reconsideration of request for waiver of assessed penalty against MLA Dennis Goldsby for filing late semi-monthly report, was continued at the request of the Commission.

13. The discussion and review of agency Strategic Plan was continued at the request of the Commission.

14. There was no report from the Tax Policy and Research Division.

15. There were no other division reports.

16. There was no new business.

17. The meeting was adjourned.

APPROVED:

[Signatures]

Steve Burrage, Chairman

Clark Jolley, Vice-Chairman

Thomas E. Kemp, Jr., Secretary-Member

/kt