



**STATE BOARD OF EQUALIZATION**

BOARD PROCEEDINGS DIVISION (MIC: 81)  
450 N STREET, SACRAMENTO, CALIFORNIA  
(P. O. BOX 942879, SACRAMENTO, CA 94279-0001)  
TELEPHONE (916) 445-6479  
FAX (916) 324-3984  
www.boe.ca.gov

JOHAN KLEHS  
First District, Hayward  
  
DEAN ANDAL  
Second District, Stockton  
  
CLAUDE PARRISH  
Third District, Torrance  
  
JOHN CHIANG  
Fourth District, Los Angeles  
  
KATHLEEN CONNELL  
Controller, Sacramento

**PUBLIC AGENDA NOTICE**  
**STATE BOARD OF EQUALIZATION MEETING**  
**JULY 25-26, 2000**  
**450 N STREET, CAPITOL SQUARE, SACRAMENTO**

JAMES E. SPEED  
Executive Director

**TUESDAY, JULY 25, 2000 - BOARD COMMITTEE MEETINGS\***

**Board Committees Convene at 9:30 a.m.**

\*Legislative Committee -- Mr. Klehs, Chair - **ROOM 122**

Ms. Margaret Shedd, Staff - (916) 322-2376

Pending and Proposed Legislation Affecting Board Programs

\*Customer Services & Administrative Efficiency Committee -- Mr. Parrish, Chair- **Room 121**

Ms. Delena Bratton, Staff - (916) 445-6188

The Board of Equalization's Translation Program: Proposed Methodology

\*Business Taxes Committee -- Mr. Chiang, Chair – **Room 121**

Mr. Ramon Hirsig, Staff - (916) 445-1441

Proposed Regulatory Changes to Clarify the Application of Tax to Sales Requiring a Seller's Permit (Regulation 1595, Occasional Sales-Sale of a Business-Business Reorganization); Proposed Regulatory Changes to Incorporate Provisions of the Lemon Law and to Clarify Application of Tax to Repairs Under Warranty Contracts (Regulation 1655, Returns, Defects and Replacements); Proposed Revisions to Audit Manual Chapter 6 (Vehicle, Vessel and Aircraft Dealers)

**Board Convenes Upon Adjournment of Business Taxes Committee**

- Business Taxes Appeals Hearings

**Board Committee Convenes at 1:30 p.m.**

\*Property Tax Committee – Dr. Connell, Chair - **ROOM 121**

Mr. Richard Johnson, Staff - (916) 445-1517

Proposed Rule 180, Assessors' Contracts for Appraisal Work

**Convenes at 1:30 p.m. - BOARD MEETING\*\***

- Business Taxes Appeals Hearings

**WEDNESDAY, JULY 26, 2000- BOARD MEETING\*\*****Convenes at 9:30 a.m. - ROOM 121**

- CLOSURE SESSION: Pending Litigation: Behr Process Corporation v. State Board of Equalization, et al (Govt. Code § 11126 (e)); Settlements (R & T Code § 7093.5 and 50156.11); Personnel Matters (Govt. Code § 11126 (a))
- Administrative Session: Multistate Tax Commission's Annual Meeting; Board Committee Reports; **CONSENT:** Retirement Resolutions; Adoption of Board Meeting Minutes; Extensions of Time to Complete and Submit Local Assessment Rolls; Private Railroad Car Tax Rate; Adoption of the 2000 State-Assessed Property Roll; Adoption of the 2000 Private Railroad Car Roll
- Chief Counsel Matters: Applications for Review, Equalization and Adjustments of Assessments
- Business Taxes Non-Appearance Matters: Action on Matters Previously Heard or Submitted for Decision Without Hearing; Petitions for Rehearing; Redeterminations; Relief of Penalty; Credits, Cancellations or Claims for Refunds
- Corporate Franchise and Personal Income Tax Non-Appearance Matters: Action on Matters Previously Heard or Submitted for Decision Without Hearing; Petitions for Rehearing
- Property Tax Hearing – Welfare Exemption Claim
- Corporate Franchise and Personal Income Tax Hearings

**Convenes at 1:30 p.m. - BOARD MEETING\*\***

- Public Hearings  
Proposed Adoption of Sales and Use Tax Regulation 1702.6, Suspended Corporations - The regulation is proposed to implement existing Board practices and constructions regarding personal liability for sales tax on the part of responsible persons in the case of suspended corporations that continue to make sales after suspension and extend such practices to similar use tax liabilities.

Proposed Amendment to Emergency Telephone Users' Regulation 2401(a), Service Supplier; Proposed Adoption of Emergency Telephone Users' Surcharge Regulation 2401(e), Prepaid Telephone Calling Cards; Proposed Adoption of Emergency Telephone Users' Surcharge Regulation 2403, Prepaid Telephone Calling Cards; Proposed Adoption of Emergency Telephone Users' Surcharge Regulation 2432, Relief From Liability

The proposed amendment to Regulation 2401(a) clarifies that a "service supplier" includes the person that provides access to its lines and switches for telephone services to a person that uses a prepaid telephone calling card.

The proposed addition of Regulation 2401(e) to define "prepaid telephone calling card", which is a means of advance payment for telephone service, to mean any card, or other identifier such as an authorization number or access code, which is purchased in advance of use of telephone services and which entitles the card holder to a specified dollar amount or numbers of minutes of telephone service.

The proposed addition of Regulation 2403 describes how the 911 Surcharge applies to prepaid telephone calling cards, and authorizes a service supplier to estimate its prepaid telephone calling card charges for intrastate services based on call information that the providing service supplier reasonably believes demonstrates the approximate amount of such intrastate telephone communication service charges subject to the 911 Surcharge.

The proposed addition of Regulation 2432 is to clarify how a service supplier may be relieved of liability when the liability resulted from reasonable reliance on written advice given by the Board, including advice that appeared in a prior audit.

- Business Taxes Appeals Hearings

Judy Newton, Chief  
Board Proceedings Division

\*Public comment on any committee agenda item will be accepted at the beginning of the committee meeting.

\*\*Public comment on any agenda item, other than a Closed Session item or an item which has already been considered by a Board Committee, will be accepted at that meeting.

If substantial revisions to the published text of the regulations are approved at the hearing, the regulations will be re-published for a new hearing date. If only revisions sufficiently related to the published text of the regulations are approved, a notice containing these revisions will be mailed to those persons that commented orally or in writing or that asked to be informed of such revisions. The notice will be mailed at least 15 days prior to the scheduled Board adoption of the regulations to allow them time for additional comments.

Agenda items occur sequentially. When circumstances warrant, the Chairman may modify the order of items as they appear on the agenda. Any committee agenda item may be brought to the Board at its next meeting. The hearing location is accessible to the disabled. If you require special assistance, please contact Judy Newton at (916) 445-6479 to make special arrangements.