



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

SHELLY EDGERTON
DIRECTOR

**MICHIGAN BOARD OF ACCOUNTANCY
May 25, 2018 MEETING**

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Accountancy met on May 25, 2018, at the Ottawa Building, Conference Room 3, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

James Bayson, Chairperson, called the meeting to order at 9:02 a.m.

ROLL CALL

Members Present: James Bayson, Chairperson, CPA
Matthew Howell, Vice Chairperson, CPA
Stephanie Bergeron, CPA
Robert Lee Clark, Public Member
Barbara Homier, Public Member (arrived 9:04 a.m.)
Jennifer Kluge, Public Member
Ola M. Smith, Ph.D., CPA (arrived 9:08 a.m.)
Michael Swartz, CPA

Members Absent: Kathleen Post, CPA

Staff: Jennifer Fitzgerald, Assistant Attorney General
Kiran Parag, Analyst, Compliance Section
Rick Roselle, Analyst, Boards and Committees Section
Stephanie Wysack, Board Support, Boards and Committees Section

APPROVAL OF AGENDA

MOTION by Bergeron, seconded by Howell, to approve the agenda as presented.

A voice vote followed.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Howell, seconded by Clark, to approve the minutes from January 26, 2018 as written.

Bergeron abstained from the vote.

A voice vote followed.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Daniel Mahalak – Petition for Reinstatement

MOTION by Swartz, seconded by Bergeron, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held with petitioner.

MOTION by Swartz, seconded by Smith, to grant the Petition for Reinstatement.

A roll call vote was taken: Yeas: Smith, Swartz, Bayson
Nays: Bergeron, Clark, Homier, Kluge, Howell

MOTION FAILED

Susan Jensen – Consent Order and Stipulation

MOTION by Bergeron, seconded by Howell, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote was taken: Yeas: Bergeron, Clark, Homier, Kluge, Smith, Swartz,
Howell, Bayson
Nays: None

MOTION PREVAILED

OLD BUSINESS

None

NEW BUSINESS

Resolution Presentation

Bayson presented Resolutions to Matthew Howell and Michael Swartz, honoring their time served as members of the Board of Accountancy.

Election of Vice Chairperson

MOTION by Howell, seconded by Bayson, to nominate Smith as Vice Chairperson.

A voice vote followed.

MOTION PREVAILED

Committee Assignments

Bayson appointed Homier to the Rules Committee.

Suggested Sanctions Discussion

MOTION by Swartz, seconded by Howell, to form a Minimum Sanctions Committee.

A voice vote followed.

MOTION PREVAILED

Bayson appointed himself, Clark, and Kluge to the Minimum Sanctions Committee.

Rules Discussion

Roselle presented the draft rules (attachment #1).

MOTION by Howell, seconded by Kluge, to approve the draft rules as presented.

A roll call vote was taken: Yeas: Bergeron, Clark, Homier, Kluge, Smith, Swartz,
Howell, Bayson
Nays: None

MOTION PREVAILED

Chair Report

Bayson thanked Kim Gaedeke for presenting at the MICPA board meeting.

Bayson indicated that the National Association of State Boards of Accountancy (NASBA) is holding their Eastern Regional Meeting June 5 – 7, 2018, in Orlando, Florida. The Western Regional Meeting will be held from June 26 – 28, 2018, in Lake Tahoe, California. Bayson plans to attend the Western Regional Meeting. The 111th NASBA Annual Meeting is October 28 – 31, 2018, in Scottsdale, Arizona. Bayson and Swartz indicated that there is a new member conference that is held and provides beneficial information.

Department Update

Roselle introduced Stephanie Wysack as the Board Support.

Roselle clarified that the 1-hour of Michigan-specific ethics will need to be completed before renewing in June 2019.

Fitzgerald requested that item 5A, Daniel Mahalak Petition for Reinstatement, be reopened to provide specific reasoning for the denial.

MOTION by Howell, seconded by Bergeron, to reopen item 5A.

A voice vote followed.

MOTION PREVAILED

Discussion was held to provide reasoning for the denial of the Petition for Reinstatement. The Board noted that there was concern regarding petitioner's history of non-compliance with the rules, lack of good moral character, and lack of competency to practice.

MOTION BY Homier, seconded by Swartz, to close item 5A.

A voice vote followed.

MOTION PREVAILED

Michigan Association of Certified Public Accountants (MICPA)

Peggy Dzierzawski offered copies of a handout that MICPA will provide to CPAs regarding offering training in ethics and asked for the Board's input. Shane Barry indicated that the continuing education tracker has been adjusted to accommodate the changes in how credit is awarded for continuing education.

Dzierzawski indicated that NASBA and the American Institute of Certified Public Accountants (AICPA) are continuing discussions on alternative pathways to licensure. The discussion is in the initial stages.

Dzierzawski thanked Kim Gaedeke and Bayson for attending the MICPA board meeting.

PUBLIC COMMENTS

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held July 27, 2018 at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Swartz, seconded by Howell, to adjourn the meeting at 10:04 a.m.

A voice vote was taken.

MOTION PREVAILED

Minutes approved by the Board on July 27, 2018.

Prepared by:
Stephanie Wysack, Board Support
Bureau of Professional Licensing

May 25, 2018