



PUBLIC NOTICE & AGENDA

Multistate Tax Commission Executive Committee Meeting

Perdido Beach Resort
27200 Perdido Beach Blvd.
Orange Beach, Alabama 36561

Thursday, December 3, 2009
8:30 a.m. to 5:00 p.m. Central Time

Note: Participation in the open sessions of this Executive Committee meeting via teleconferencing will be available by using the following dial-in number: 1-866-381-9862, conference code 8917135

I. Welcome and Introductions

II. Public Comment Period

In accordance with its Public Participation Policy, the Commission provides this opportunity for members of the public to address the Commission directly on this agenda. The Chair may also provide for public comment before or during the committee's discussion of specific agenda items.

III. Approval of Minutes of the July 30, 2009, Executive Committee Meeting

IV. Report of the Chair

V. Report of the Treasurer

- A. Financial Report for the Period July 1, 2009 – October 31, 2009
- B. Approval of audited financial statements as reported in the independent auditor report for fiscal year July 1, 2008 – June 30, 2009

VI. Report of the Executive Director

*If you would like additional information about this meeting, contact Greg Matson, Multistate Tax Commission, 444 North Capitol Street, N.W., Suite 425, Washington, D.C. 20001
Telephone (202) 624-8699, Facsimile (202) 624-8819, e-mail gmatson@mtc.gov*

VII. Committee & Program Reports

A. Reports

1. Audit Committee
2. Litigation Committee
3. Nexus Committee
4. Technology Committee
5. Uniformity Committee
6. Training Program

B. Other Committee & Program Business (if any)

VIII. Other Reports

Joint Audit Program Audit Procedures Manuals Revision Project

IX. Uniformity

A. Uniformity Proposals before the Executive Committee

1. Uniformity Recommendations for Review

a. Uniform Principles Governing State Transactional Taxation of Telecommunications – Vendor and Vendee Versions: Recommendation for Public Hearing on Proposed Repeal

b. Model Regulation IV.18 (Distortion Relief): Recommendation for Public Hearing on Proposed Amendments

2. Hearing Officer Recommendations for Consideration

Model Statute on Tax Collection Responsibilities of Accommodations Intermediaries

B. Other Uniformity Matters (none anticipated)

X. Establishment of Resolutions Committee

XI. Federal Issues with State Tax Implications

A. Mobile Workforce State Income Tax Fairness and Simplification Act

B. Business Activity Tax Simplification Act

C. Main Street Fairness Act (sales tax simplification)

- D. Cell Tax Fairness Act
- E. Hotel Intermediaries
- F. Other Federal Legislative Activity

XII. Review of Upcoming Meetings & Events Schedule

----- **CLOSED SESSION** -----

- I. Nexus Committee & National Nexus Program
 - A. Approval of Minutes of Closed Session on July 30, 2009
 - B. Report on Confidential Matters

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (c), this item is scheduled for a closed session because it involves confidential taxpayer information, the disclosure of which is prohibited by law. Pursuant to the Commission's Public Participation Policy, Section 16, consideration of minutes is scheduled for a confidential session because that policy requires that the minute book of a closed session be kept confidential.
- II. Audit Committee & Joint Audit Program
 - A. Approval of Minutes of Closed Session on July 30, 2009
 - B. Report on Confidential Matters

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (c), this item is scheduled for a closed session because it involves confidential taxpayer information, the disclosure of which is prohibited by law. Pursuant to the Commission's Public Participation Policy, Section 16, consideration of minutes is scheduled for a confidential session because that policy requires that the minute book of a closed session be kept confidential.
- III. Items Related to Pending Litigation & Commission Personnel Matters (if any)
 - A. Approval of Minutes of Closed Session on July 30, 2009
 - B. Other Confidential Matters

Pursuant to the Commission's Public Participation Policy, section 15, subsection (f), an item relating to pending litigation may be scheduled for a closed session if it involves a current adjudicatory proceeding to which the Commission or a member State is a party; if it involves significant exposure to litigation against the Commission or a member State, if this body needs to decide if a significant

exposure to litigation exists; or if the Commission or a member State is initiating or making a decision to initiate litigation. Pursuant to section 15, subsection (a) and (e), an item may be scheduled for a confidential session because it involves confidential personnel information or the discharging of responsibilities related to salaries, salary schedules, or compensation paid in the form of fringe benefits.

----- **PUBLIC SESSION RECONVENED** -----

XIII. Resumption of Public Session and Reports from Closed Session (if any)

XIV. Adjournment