

September 6, 2024

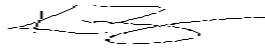
Anna Dourdourekas, CPA
Chair, Professional Ethics Executive Committee
American Institute of Certified Public Accountants
Professional Ethics Division
220 Leigh Farm Road
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By e-mail: ethics-exposedraft@aicpa.org

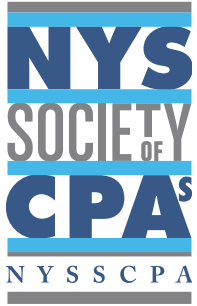
Re: Invitation to Comment—Exposure draft: Proposed revised interpretation Tax Services (ET sec. 1.295.160)

The New York State Society of Certified Public Accountants (NYSSCPA), representing more than 19,000 CPAs in public practice, industry, government and education, welcomes the opportunity to comment on the above-captioned invitation to comment (ITC).

The NYSSCPA's Professional Ethics Committee deliberated the document and prepared the attached comments. If you would like additional discussion with us, please contact Nicole Booth, Professional Ethics Committee Chair, at 585-766-3713, or Keith Lazarus, NYSSCPA Staff, at 212-719-8378.

Sincerely,
NYSSCPA

NYSSCPA
Kevin O'Leary
President

Attachment



**NEW YORK STATE SOCIETY OF
CERTIFIED PUBLIC ACCOUNTANTS**

COMMENTS ON

**INVITATION TO COMMENT—EXPOSURE DRAFT: PROPOSED REVISED
INTERPRETATION TAX SERVICES (ET SEC. 1.295.160)**

September 6, 2024

Principal Drafter

Nicole A. Booth

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New York State Society of Certified Public Accountants

Comments On

Invitation to Comment—Exposure draft: Proposed revised interpretation Tax Services (ET sec. 1.295.160)

The New York State Society of Certified Public Accountants Professional Ethics Committee (“NYSSCPA PEC”) welcomes the opportunity to offer our comments on the AICPA Professional Ethics Division Exposure Draft Proposed revised interpretation – Tax Services.

General Comments

Overall, we are supportive of the proposed revisions to the interpretations of this exposure draft.

Request for Comments

Question 1: What are your thoughts on providing attest clients tax advisory or tax planning services and, specifically, on those services that may involve a higher level of uncertainty (as opposed to general tax advisory or tax planning services)?

Response: Most tax services professionals want to provide their clients with a full suite of services and want to give the best possible opportunities for their clients for favorable outcomes.

Question 2: Do you agree with the proposal to revise the existing “Tax Services” interpretation to include tax advisory and tax planning services rather than to create a new interpretation? If you disagree, please explain why.

Response: Yes, we agree.

Question 3: Do you agree with the addition of the advocacy threat when evaluating tax services for independence? If you disagree, please explain why.

Response: We have one comment regarding the advocacy threat when evaluating tax services for independence. The example given when “another tax advisor, with which the member has a formal agreement or other arrangement related to the promotion of such transactions, recommends engaging in the transaction” is a widespread practice among CPAs and as such is unclear as to when independence is threatened. More detailed or specific examples would be helpful.

Question 4: Do you agree with the proposal to use the more-likely-than-not threshold for

independence? If you disagree, please explain why.

Response: Yes, we agree.

Question 5: Do you agree that the effective date provides adequate time to implement the proposals? If you disagree, please explain why.

Response: We believe the effective date provides adequate time to implement the proposals.