



---

---

**Rules of**  
**Office of Administration**  
**Division 50—Missouri Ethics Commission**  
**Chapter 3—Late Fee**

<b>Title</b>	<b>Page</b>
1 CSR 50-3.010 Late Fee .....	3

**Title 1—OFFICE OF  
ADMINISTRATION****Division 50—Missouri Ethics Commission  
Chapter 3—Late Fee****1 CSR 50-3.010 Late Fee**

*PURPOSE: This rule establishes a procedure by which a campaign finance late fee may be appealed per section 105.963.7, RSMo.*

(1) As provided by section 105.963.7, RSMo, candidates, committee treasurers, lobbyists, or individuals required to file a personal financial disclosure statement with the commission may make a written appeal of late filing fees assessed by the executive director of the Missouri Ethics Commission (commission) for failure to file a report or statement in a timely manner.

(2) The written appeal must be filed with the commission within ten (10) days of the receipt of notice of the assessment of the late filing fee from the executive director and shall set forth in writing the reasons for the appeal, including the facts which are alleged to constitute good cause for the failure to file the report or statement in a timely manner.

(3) Failure to timely file an appeal under the requirements of section (2) of this rule shall waive the right to appeal the late fee assessment in question before the commission.

(4) The sole issue of the appeal shall be whether the individual's failure to file a report or statement in a timely manner was due to good cause as determined by the commission.

(5) Appeals may be scheduled and conducted as a written appeal, by telephone, or in person before the executive director. The executive director shall review the appeal no later than twenty-five (25) days after receipt of the notice of appeal or as soon as agreed to by both parties. The commission shall consider the written appeal unless a request for an in-person or telephonic appeal is included in the written appeal filed under section (2). Appeals conducted in person shall be held at the offices of the Missouri Ethics Commission or at a location determined by the executive director.

(6) The party requesting an appeal of a late fee assessment may be represented by an attorney during any appeal.

(7) Notice of the appeal, including place, date, and time, shall be sent concurrently to the person requesting an appeal of a late fee

assessment and to the attorney of record, if applicable.

(8) A continuance may be granted at the discretion of the executive director.

(9) After the appeal, the executive director shall forward to the commission a recommendation on the appeal and place the appeal on the agenda for the next regularly-scheduled commission meeting. The commission shall render a final decision, separately stating their findings. The executive director shall send a copy of the commission's decision to the individual requesting the appeal and a copy of the commission's decision to the attorney of record.

*AUTHORITY: section 105.955.14(8), RSMo Supp. 2010. \* Original rule filed Oct. 4, 2001, effective April 30, 2002. Emergency amendment filed Aug. 30, 2010, effective Sept. 9, 2010, expired March 7, 2011. Amended: Filed Aug. 30, 2010, effective March 30, 2011.*

*\*Original authority: 105.955, RSMo 1991, amended 1994, 1995, 1996, 1997, 1999, 2010.*