

**Title 1—OFFICE OF
ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction,
Except Cases [Under Section 621.040, RSMo]
Where Procedure Is Otherwise Provided For By Law**

1 CSR 15-3.425 Sanctions

PURPOSE: This amendment permits the commission to dismiss a case under certain circumstances.

(1) The commission may impose a sanction on any party for conduct including, without limitation, such party's failure to:

- (A) Comply with any order or rule of the commission, including failure to file an answer;
- (B) Appear at any hearing; or
- (C) Apprise the commission of a current mailing address.

(2) Sanctions available under this rule include without limitation:

- (A) Striking all or any part of the party's pleading;
- (B) Deeming all or any part of an opposing party's pleading admitted; *[or]*
- (C) Barring or striking all or any evidence on any issue[.]; **or**
- (D) Dismissing the case.**

(3) The commission shall determine whether to impose any sanction, and the appropriate degree of such sanction, based on the facts of each case.

AUTHORITY: section 621.198, RSMo Supp. 2013.* Original rule filed June 3, 2002, effective Nov. 30, 2002. Amended: Filed _____, 2016, effective _____, _____.

**Original authority:* 621.198, RSMo 1965, amended 1978, 2001.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.