

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

An Independent Agency of the Executive Branch

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BOARD MEMBERS:
James Albert, Chair
Janet Carl, Vice Chair
Gerald Sullivan
Betsy Roe
John Walsh
Patricia Harper

December 26, 2006

Nick Lantinga
Northwest Iowa Republicans
206 – 3rd Street NE
Sioux City, IA 51250

ORDER FOR DENIAL OF CIVIL PENALTY ASSESSMENT WAIVER

On December 21, 2006, the Iowa Ethics and Campaign Disclosure Board reviewed your committee's request for waiver of the \$50 civil penalty assessed for the late filing of the May 19, 2006 disclosure report. Pursuant to rule 351 IAC 4.60 the Board voted to deny the request and uphold the penalty as originally assessed.

The purpose of disclosure reports is to inform the public concerning financial activities of persons who have become involved in the political process. The laws of Iowa require the disclosure of this information for the public's benefit. In order to ensure compliance with these laws, the General Assembly directed the Board to adopt rules imposing civil penalties. In reviewing your waiver request, the Board did not believe that the rationale set out was sufficient justification for the report in question to be late and for the applicable penalty to be waived. Therefore, the civil penalty is now due and owing.

Pursuant to rule 351 IAC 4.61 you may accept resolution of this matter by paying the assessed penalty or you may request a contested case proceeding. Such a request must be filed within 30 days of service of the notice of denial. The failure to request a contested case proceeding is a failure to exhaust administrative remedies for purposes of judicial review of an agency action.

BY DIRECTION AND VOTE OF THE BOARD

James Albert, Board Chair
Janet Carl, Vice-Chair
Gerald Sullivan
Betsy Roe
John Walsh
Patricia Harper