

**Title 8—DEPARTMENT OF
LABOR AND INDUSTRIAL RELATIONS
Division 20—Labor and Industrial
Relations Commission
Chapter 2—General Rules**

PROPOSED AMENDMENT

8 CSR 20-2.010 Governing Rules. The Labor and Industrial Relations Commission (LIRC) is amending sections (1), (2), (3), (4), and (5).

PURPOSE: This amendment corrects inaccurate statements of the law with regard to timely filing, eases filing burdens for parties by removing the requirement to file three copies, and clarifies a litigant's obligation to serve other parties when filing with the LIRC via facsimile.

(1) The following rules *[shall]* govern practice and procedures in any proceeding before the commission.

(2) These rules are subject to amendment at any time *[and shall become effective under]* **pursuant to** the terms and provisions of Chapter 536, RSMo.

(3) The commission will transact business at its office at 3315 West Truman Boulevard, Jefferson City, Missouri (mailing address: PO Box 599, Jefferson City, MO 65102) every day of the year except Saturdays, Sundays and legal holidays. The commission, at its discretion, from time-to-time may hold public sessions at any time or place within Missouri *[as may be required]*.

(4) Any notice of appeal, application or other paper required under the law to be filed with the commission, when mailed and received by the commission, shall be filed as of the date endorsed by the United States Post Office on the envelope or container in which the paper is received, or the date received if filed by facsimile. *[In instances where the last day for the filing of any such paper falls on a Saturday, Sunday or legal holiday, the filing shall be deemed timely if accomplished on the next day which is not a Saturday, a Sunday or legal holiday.]*

(5) Any notice of appeal, Application for Review filed in a workers' compensation claim or other paper required by law to be filed with the commission may be filed by facsimile, provided the pages do not exceed five (5) pages including any supporting documents, **and provided a copy of the filing is also concurrently sent to the opposing parties via facsimile transmission, such service to be certified in the filing sent to the commission.** The parties shall send by United States mail the original *[and two (2) copies]* to the commission and one (1) copy to the opposing parties on the same day as the facsimile transmission. *[Only one (1) copy shall be transmitted by facsimile.]* Date and time of receipt will be determined by the commission's facsimile machine. Persons filing by facsimile must retain their receipt with the original copy for reference by the commission if requested. Applications for Review filed in employment security claims are governed by 8 CSR 20-4.010.

AUTHORITY: section 286.060, RSMo [2000] Supp. 2018. Original rule filed Dec. 18, 1975, effective Dec. 28, 1975. For intervening history, please consult the Code of State Regulations. Amended: Filed April 11, 2019.

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.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Labor and Industrial Relations Commission, Attn: Robert Cornejo, Chairman, PO Box 599, Jefferson City, MO 65102-0599. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*