

are due on or after the effective date of these rules.

The previous and current civil money penalty schedules for late filers have two components: A base amount that increases with the level of activity reflected in a report and an additional charge for each day a report is late. The previous and current schedules for nonfilers consist of a base amount that increases with the level of activity. Both late and nonfilers are subject to a recidivist escalator that increases the penalty by 25% for each previous violation.

The reduction in civil money penalties for committees with levels of activity below \$50,000 is being accomplished in two ways. First, the bracket previously covering levels of activity of under \$25,000 is now divided

into three brackets covering levels of activity of \$1-\$4,999.99, \$5,000-\$9,999.99 and \$10,000-\$24,999.99, respectively. This subdivision makes more refined distinctions in penalties for committees at the lowest levels of financial activity. Second, the base amount and/or the per day charge is being reduced in each level of activity bracket below \$50,000. The civil money penalty reductions at these levels are identical to the reductions proposed in the NPRM. The civil money penalty schedules for committees with levels of activity of \$50,000 and above are unchanged from former 11 CFR 111.43(a) and (b).

For late-filed non-election sensitive reports with levels of activity of \$1-\$4,999.99, the per day charge is being reduced from \$25 to \$5 and the base

penalty is being reduced from \$100 to \$25; for reports with levels of activity of \$5,000-\$9,999.99, the per day charge is being reduced from \$25 to \$5 and the base penalty is being reduced from \$100 to \$50; for reports with levels of activity of \$10,000-\$24,999.99, the per day charge is being reduced from \$25 to \$5 and the base penalty remains at \$100; and for reports with levels of activity of \$25,000-\$49,999.99, the per day charge is being reduced from \$50 to \$20 and the base penalty remains at \$200. Reductions in the civil money penalties for late-filed non-election sensitive reports with less than \$50,000 of activity range between 12% and 79.4%. A chart illustrating the penalty reductions for late-filed non-election sensitive reports follows:

Level of activity in report	Civil money penalty for late-filed non-election sensitive reports due before April 16, 2003.	Civil money penalty for late filed non-election sensitive reports due on or after April 16, 2003.
\$1-4,999.99 ^a	$[\$100 + (\$25 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.	$[\$25 + (\$5 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.
\$5,000-\$9,999.99	$[\$100 + (\$25 \times \text{Number of days late})] \times (.25 \times \text{Number of previous violations})]$.	$[\$50 + (\$5 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.
\$10,000-\$24,999.99	$[\$100 + (\$25 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.	$[\$100 + (\$5 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.
\$25,000-\$49,999.99	$[\$200 + (\$50 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.	$[\$200 + (\$20 \times \text{Number of days late})] \times [1 + (.25 \times \text{Number of previous violations})]$.

Non-election sensitive reports are deemed not filed if they are filed more than 30 days late or not filed at all. The final rule at 11 CFR 111.43(a)(2)(iii) reduces the base penalty for reports with levels of activity of \$1-\$4,999.99 from \$900 to \$250; for reports with

levels of activity of \$5,000-\$9,999.99 from \$900 to \$300; for reports with levels of activity of \$10,000-\$24,999.99 from \$900 to \$500; and for reports with levels of activity of \$25,000-\$49,999.99 from \$1800 to \$900. Reductions in the civil money penalties for non-filed non-

election sensitive reports with less than \$50,000 in activity range between 50% and 72%. A chart illustrating the penalty reductions for non-filed non-election sensitive reports follows:

Level of activity in report	Civil money penalty for non-election sensitive non-filed reports due before April 16, 2003.	Civil money penalty for non-election sensitive non-filed reports due on or after April 16, 2003.
\$1-4,999.99	$\$900 \times [1 + (.25 \times \text{Number of previous violations})]$.	$\$250 \times [1 + (.25 \times \text{Number of previous violations})]$.
\$5,000-\$9,999.99	$\$900 \times [1 + (.25 \times \text{Number of previous violations})]$.	$\$300 \times [1 + (.25 \times \text{Number of previous violations})]$.
\$10,000-\$24,999.99	$\$900 \times [1 + (.25 \times \text{Number of previous violations})]$.	$\$500 \times [1 + (.25 \times \text{Number of previous violations})]$.
\$25,000-\$49,999.99	$\$1800 \times [1 + (.25 \times \text{Number of previous violations})]$.	$\$900 \times [1 + (.25 \times \text{Number of previous violations})]$.

For late-filed election sensitive reports with levels of activity of \$1-\$4,999.99, the per day charge is being reduced from \$25 to \$10 and the base penalty is being reduced from \$150 to \$50; for reports with levels of activity of \$5,000-\$9,999.99, the per day charge is being reduced from \$25 to \$10 and the base penalty is being reduced from \$150

to \$100; for reports with levels of activity of \$10,000-\$24,999.99, the per day charge is being reduced from \$25 to \$10 and the base penalty remains at \$150; and for reports with levels of activity of \$25,000-\$49,999.99, the per day charge is being reduced from \$50 to \$25 and the base charge remains at \$300. Reductions in the civil money

penalties for late-filed election sensitive reports with less than \$50,000 of activity range between 7.1% and 65.7%. A chart illustrating the penalty reductions for late-filed election sensitive reports follows: