

19-363.

(A) THE FUNDS IN THE ESCROW ACCOUNT SHALL BE USED ONLY FOR THE PURPOSES OF REMEDYING THE HAZARDOUS CONDITION.

(B) THE AMOUNT OF THE ESCROW ACCOUNT SHALL BE THE ESTIMATED COST OF CORRECTING THE HAZARDOUS CONDITION OR \$5,000 WHICHEVER IS GREATER.

(C) THE ESCROW ACCOUNT IS TO BE ESTABLISHED BY THE RELATED INSTITUTION AT AN AUTHORIZED FINANCIAL INSTITUTION SELECTED BY THE RELATED INSTITUTION.

(D) CURRENT OPERATING FUNDS MAY NOT BE USED TO ESTABLISH THE ESCROW ACCOUNT.

19-364.

(A) THE RELATED INSTITUTION SHALL HAVE THE RIGHT TO APPEAL FROM THE ORDER WITHIN 5 WORKING DAYS FROM THE RECEIPT OF THE ORDER.

(B) THE APPEAL SHALL BE HEARD BY THE HEARINGS OFFICE OF THE DEPARTMENT, WHICH SHALL RENDER THE FINAL AGENCY DECISION FOR PURPOSES OF JUDICIAL REVIEW.

(C) IMPOSITION OF THE SANCTION SHALL BE STAYED UNTIL THE FINAL DECISION IS ISSUED PURSUANT TO PARAGRAPH (M) OF THIS SECTION.

(D) A HEARING ON THE SANCTION SHALL BE HELD WITHIN 10 WORKING DAYS OF THE REQUEST FOR HEARING.

(E) THE PARTIES TO THE HEARING SHALL BE THE AGGRIEVED RELATED INSTITUTION AND THE SECRETARY.

(F) THE PARTIES ARE ENTITLED TO BE REPRESENTED BY COUNSEL.

(G) THE HEARINGS OFFICE MAY PERMIT, MODIFY, OR DENY A TIMELY REQUEST BY THE RELATED INSTITUTION FOR PREHEARING DISCOVERY.

(H) THE HEARINGS OFFICE, UPON ITS OWN MOTION OR UPON MOTION OF EITHER PARTY, MAY SUBPOENA ANY PERSON OR EVIDENCE, ADMINISTER OATHS, AND TAKE DEPOSITIONS AND OTHER TESTIMONY.

(I) THE HEARING SHALL INQUIRE FULLY INTO ALL OF THE MATTERS AT ISSUE AND SHALL RECEIVE INTO EVIDENCE THE TESTIMONY OF WITNESSES AND ANY DOCUMENTS WHICH ARE RELEVANT AND MATERIAL TO SUCH MATTERS.

(J) THE PARTIES SHALL HAVE THE RIGHT TO PRESENT EVIDENCE AND TESTIMONY AND TO CROSS-EXAMINE THAT PRESENTED BY THE OPPOSING PARTY.