

COMMISSION MAY ~~CONTRACT WITH AN OUTSIDE EXPERT~~ OBTAIN ASSISTANCE FROM SOURCES WITH EXPERTISE IN THE SPECIFIC STANDARD.

(II) IF THE COMMISSION NEEDS TO ~~CONTRACT WITH AN OUTSIDE EXPERT OBTAIN ASSISTANCE~~, THE CORRECTIONAL FACILITY THAT IS BEING AUDITED SHALL REIMBURSE THE COMMISSION FOR ~~THE ANY COST OF OBTAINING THE EXPERT~~ INCURRED.

(5) (I) AFTER COMPLETING A FULL STANDARDS AND PERFORMANCE AUDIT, THE COMMISSION SHALL SEND A LETTER TO THE CORRECTIONAL FACILITY.

(II) THE LETTER SHALL CONTAIN:

1. A COPY OF THE AUDIT FINDINGS, INCLUDING DETAILS ON ALL AREAS WHERE THE CORRECTIONAL FACILITY FAILS TO COMPLY WITH THE MINIMUM MANDATORY STANDARDS;

2. A STATEMENT OF WHAT ACTIONS THE CORRECTIONAL FACILITY MUST TAKE IN ORDER TO COMPLY WITH THE AUDIT FINDINGS;

3. A DATE WHEN THE CORRECTIONAL FACILITY MUST COMPLY WITH THE AUDIT FINDINGS; AND

4. A STATEMENT THAT THE COMMISSION WILL CONDUCT AN UNANNOUNCED INSPECTION OF THE CORRECTIONAL FACILITY WITHIN A REASONABLE AMOUNT OF TIME AFTER THE DATE ~~OF~~ SPECIFIED FOR COMPLIANCE AND THAT IF THE CORRECTIONAL FACILITY FAILS TO COMPLY, THE COMMISSION ~~CAN~~ MAY SEEK A COURT ORDER REQUIRING COMPLIANCE OR ORDER ALL OR PART OF THE CORRECTIONAL FACILITY TO CEASE OPERATIONS.

(III) THE COMMISSION SHALL SEND A COPY OF THE LETTER TO THE EXECUTIVE AND LEGISLATIVE BODY RESPONSIBLE FOR THE CORRECTIONAL FACILITY.

(6) WITHIN A REASONABLE TIME AFTER THE DATE ~~OF~~ SPECIFIED FOR COMPLIANCE, THE COMMISSION SHALL CONDUCT AN UNANNOUNCED INSPECTION TO VERIFY THAT THE CORRECTIONAL FACILITY HAS COMPLIED WITH THE AUDIT FINDINGS.

[(a)](D) (1) If, after PERFORMING AN AUDIT AND UNANNOUNCED INSPECTION UNDER SUBSECTION (C) OF THIS SECTION AND holding a hearing on the issue, the Commission determines that a correctional facility [is in violation of the minimum mandatory standards] HAS NOT COMPLIED WITH THE AUDIT FINDINGS, the Commission [may] SHALL:

(I) PETITION A CIRCUIT COURT WITH VENUE OVER THE PROCEEDING FOR A COURT ORDER REQUIRING THE CORRECTIONAL FACILITY TO COMPLY WITH THE AUDIT FINDINGS; OR

(II) issue an order to cease operation of the correctional facility or any of its correctional elements, procedures, or functions.