

COUNTY LOCAL LAWS

THE EVIDENCE OF RECORD, THAT THE PERSON COMPLAINED AGAINST HAS VIOLATED THIS ARTICLE, THE COMMISSION PANEL SHALL, AFTER CONSULTATION WITH THE COUNTY ATTORNEY, IN EXECUTIVE SESSION, STATE ITS FINDINGS TO AND CAUSE THE COUNTY ATTORNEY TO PREPARE AN ORDER FOR ISSUANCE BY THE COMMISSION PANEL REQUIRING THE PERSON COMPLAINED AGAINST TO CEASE AND DESIST FROM UNLAWFUL CONDUCT AND TO TAKE SUCH AFFIRMATIVE ACTION, INCLUDING, BUT NOT LIMITED TO, REINSTATEMENT OR HIRING OF EMPLOYEES, WITH OR WITHOUT BACK PAY, AS WILL EFFECTUATE THE PURPOSES OF THIS ARTICLE, WITH NOTICE THAT IF THE COMMISSION PANEL DETERMINES THAT THE PERSON COMPLAINED AGAINST HAS NOT, AFTER FIFTEEN (15) CALENDAR DAYS FOLLOWING SERVICE OF THE COMMISSION PANEL'S ORDER, COMPLIED WITH THE ORDER, THE COMMISSION PANEL WILL RECERTIFY THE MATTER TO THE COUNTY ATTORNEY FOR ENFORCEMENT. THE COUNTY ATTORNEY SHALL PROMPTLY INSTITUTE CIVIL PROCEEDINGS, INCLUDING THE SEEKING OF SUCH RESTRAINING ORDERS AND TEMPORARY OR PERMANENT INJUNCTIONS, AS IS NECESSARY AND POSSIBLE TO OBTAIN COMPLETE COMPLIANCE WITH THE COMMISSION PANEL'S ORDER.

(H) IF AT ANY TIME AFTER A COMPLAINT HAS BEEN FILED, THE COMMISSION PANEL BELIEVES THAT APPROPRIATE CIVIL ACTION TO PRESERVE THE STATUS QUO OR TO PREVENT IMMEDIATE, SUBSTANTIAL AND IRREPARABLE INJURY APPEARS ADVISABLE, THE COMMISSION PANEL MAY, AFTER CONSULTATION WITH THE COUNTY ATTORNEY OR A DULY AUTHORIZED DESIGNEE, CERTIFY THE MATTER TO THE COUNTY ATTORNEY TO BRING ANY ACTION NECESSARY TO PRESERVE SUCH STATUS QUO OR TO PREVENT SUCH IRREPARABLE HARM, INCLUDING BUT NOT LIMITED TO TEMPORARY RESTRAINING ORDERS AND PRELIMINARY INJUNCTIONS.

(I) IF ANY MATTER HAS BEEN CERTIFIED UNDER THIS ARTICLE, FOR WHICH ADDITIONAL INFORMATION OR ACTION BY THE COMMISSION PANEL IS DEEMED NECESSARY TO SUPPORT A DECISION TO TAKE PROPER ACTION AS REQUIRED UNDER THIS ARTICLE, THE COUNTY ATTORNEY MAY REFER THE MATTER BACK TO THE COMMISSION PANEL FOR SUCH CONSIDERATION AND ACTION AS THE COMMISSION PANEL DEEMS APPROPRIATE.

(J) IF, AT THE CONCLUSION OF THE HEARING, THE COMMISSION PANEL SHALL DETERMINE, UPON A PREPONDERANCE OF THE EVIDENCE OF RECORD, THAT THE PERSON COMPLAINED AGAINST HAS NOT VIOLATED THIS ARTICLE, THE COMMISSION PANEL SHALL STATE AND PUBLISH ITS FINDINGS AND ISSUE ITS ORDER DISMISSING THE COMPLAINT.

(K) NOTHING HEREIN SHALL PREVENT THE EXERCISING OF ANY RIGHT OR THE SEEKING OF ANY REMEDY TO WHICH A PERSON MIGHT OTHERWISE BE ENTITLED, OR THE FILING OF ANY COMPLAINT WITH ANY OTHER AGENCY OR COURT.