

- 1 (e) *Enforcement.*
- 2 (1) The issuance of a private ticket or immobilization device in violation of this
- 3 section is hereby declared to be transient in nature and constitutes
- 4 irreparable harm.
- 5 (2) Complaints regarding violations of this section may be filed with the
- 6 Division. The complaint should include the name and address of the
- 7 complainant, a copy of the private ticket, where applicable, the date, time,
- 8 location of the action(s) in violation of this section, and identity of the private
- 9 parking facility operator or agent at issue, if known.
- 10 (3) Enforcement procedures shall be as provided in Chapter 8½ of this Code.
- 11 For purposes of Chapter 8½, personnel designated by the Division are
- 12 “code inspectors,” and a code inspector’s examination of the complaint and
- 13 any other documentation provided by the complainant constitutes “personal
- 14 investigation.”
- 15 (4) If a code inspector determines that the complaint fails to allege a violation
- 16 of this section, the code inspector shall notify the complainant, specifying
- 17 the defects in the complaint. If a code inspector determines the complainant
- 18 has sufficiently alleged a violation of this section, the code inspector shall
- 19 issue a citation as provided in Section 8½-10 of the Code to the private
- 20 parking facility and/or agent at issue.
- 21 (5) Upon hearing of a citation by a hearing officer, if a violation is found, the
- 22 hearing officer shall assess the fines stated in Section 8½-16. In addition,
- 23 the hearing office may assess additional civil penalties in the amount of any
- 24 unrefunded costs collected by the private parking facility or agent, which

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in underscored type are additions.