**Section 5040.360 Use and Condition Review**

a) CMS reserves the right to periodically audit use and condition of State vehicles (e.g., for suspected abuse or improper use). Any vehicle that is being used improperly or inefficiently, is not being maintained, is in poor condition, or is not in compliance with this Part will be brought to the attention of the Agency Vehicle Coordinator/Vehicle Use Officer. The notice will be communicated to the agency in writing, detailing the problems, suggesting action by the using agency, and informing the agency of the penalty for non-compliance.

b) It shall then be the responsibility of the agency head to remedy the deficiencies or justify non-compliance. Failure to do so may result in repairs at CMS discretion, replacement of the vehicle with a more suitable vehicle, or recall of the vehicle, as the situation warrants. No such action will be taken without full opportunity for affected agency input.

(Source: Amended at 38 Ill. Reg. 16839, effective July 25, 2014)