

WAC 381-100-170 Discovery. (1) The community corrections officer shall provide the department's AAG, the offender and/or the offender's defense attorney with a copy of the factual allegations, the violation report, and all evidence relating to the violations charged intended for introduction at the hearing, either as factual evidence or in support of a dispositional recommendation. Such documents, materials, and information should include, but not be limited to, copies of the community custody order and addenda, copies of prior violation reports submitted to the board, and copies of all board actions or hearing findings issued during the current community custody.

(2) The offender or defense counsel shall provide to all parties, including the board, such documents, materials, and information that may be introduced at the hearing.

(3) The community corrections officer and defense shall provide to all parties, including the board, a list of witnesses they may wish to call for testimony.

(4) In addition, the CCO must provide to the offender and/or offender's attorney any material or information within the CCO's knowledge or possession which tends to negate and/or mitigate the offender's guilt as to the violations charged.

[Statutory Authority: RCW 34.05.220 (1)(b). WSR 09-08-109, § 381-100-170, filed 3/31/09, effective 5/1/09.]