

(11) At least annually, a representative of the agency will visit the UST site of each grantee to verify adherence to contractual obligations.

[Statutory Authority: Chapter 70.148 RCW. 93-04-041 (Order 93-01), § 374-60-120, filed 1/27/93, effective 2/27/93; 91-24-048, § 374-60-120, filed 11/27/91, effective 12/28/91.]

## Title 381 WAC

### INDETERMINATE SENTENCE REVIEW BOARD

(Formerly: Prison Terms and Paroles, Board of)

#### Chapters

- 381-30 Fixing minimum terms/new minimum terms.
- 381-40 Procedures for administrative progress and parole reviews.
- 381-50 Procedures for conducting disciplinary hearings.
- 381-60 Procedures for conducting parolability hearings.
- 381-70 Procedures for conducting parole revocation hearings.
- 381-80 Procedures for conditional discharge—Final discharge—Clemency.

#### Chapter 381-30 WAC

##### FIXING MINIMUM TERMS/NEW MINIMUM TERMS

**Reviser's note:** The following chapter has **not** been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was filed in the code reviser's office and was published as 91-14-029 in the Washington State Register. It is published in the Washington Administrative Code exactly as filed by the agency with history notes added by the code reviser's office.

#### WAC

381-30-010 Purpose.

**WAC 381-30-010 Purpose.** The purpose of this chapter is to specify board practice pertaining to the fixing of minimum prison terms. The following regulations set forth procedural guidelines. They do not create procedural or substantive rights in any person, and should not be interpreted or applied in such a manner as to abridge rights already guaranteed by the United States Constitution. The regulations should be interpreted to have sufficient flexibility so as to be consistent with law and to permit the indeterminate sentence review board to accomplish its statutory purposes.

[93-23-077 § 381-30-010, filed 11/17/93, effective 8/23/93. 91-14-029, § 381-30-010, filed 6/26/91, effective 7/27/91.]

#### Chapter 381-40 WAC

##### PROCEDURES FOR ADMINISTRATIVE PROGRESS AND PAROLE REVIEWS

**Reviser's note:** The following chapter has **not** been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was filed in the code reviser's office and was published as 91-14-029 in the Washington State Register. It is published in the Washington Administrative Code exactly as filed by the agency with history notes added by the code reviser's office.

#### WAC

381-40-010 Purpose.  
381-40-120 Length of parole.

**WAC 381-40-010 Purpose.** The purpose of this chapter is to specify policies and procedures for the administrative review of an inmate's progress while incarcerated, as well as review of parole eligibility. The following regulations set forth procedural guidelines. They do not create procedural or substantive rights in any person, and should not be interpreted or applied in such a manner as to abridge rights already guaranteed by the United States Constitution. The regulations should be interpreted to have sufficient flexibility so as to be consistent with law and to permit the indeterminate sentence review board to accomplish its statutory purposes.

[93-23-077 § 381-40-010, filed 11/17/93, effective 8/23/93. 91-14-029, § 381-40-010, filed 6/26/91, effective 7/27/91.]

**WAC 381-40-120 Length of parole.** Unless specified in statute, the length of active parole supervision will not be established at the time of parole or reinstatement of parole. The board may grant a CDFS at the time of parole.

[93-23-077 § 381-40-120, filed 11/17/93, effective 10/18/93. 92-22-008 § 381-40-120, filed 10/21/92, effective 10/19/92. 91-14-029, § 381-40-120, filed 6/26/91, effective 7/27/91.]

#### Chapter 381-50 WAC

##### PROCEDURES FOR CONDUCTING DISCIPLINARY HEARINGS

**Reviser's note:** The following chapter has **not** been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was filed in the code reviser's office and was published as 91-14-029 in the Washington State Register. It is published in the Washington Administrative Code exactly as filed by the agency with history notes added by the code reviser's office.

#### WAC

381-50-010 Purpose.

**WAC 381-50-010 Purpose.** The purpose of this chapter is to specify policy and procedures relating to disciplinary hearings. The following regulations set forth procedural guidelines. They do not create procedural or substantive rights in any person, and should not be interpreted or applied in such a manner as to abridge rights already guaranteed by the United States Constitution. The regulations should be interpreted to have sufficient flexibility so as to be consistent with law and to permit the indeterminate sentence review board to accomplish its statutory purposes.

[93-23-077 § 381-50-010, filed 11/17/93, effective 8/23/93. 91-14-029, § 381-50-010, filed 6/26/91, effective 7/27/91.]

**Chapter 381-60 WAC**  
**PROCEDURES FOR CONDUCTING**  
**PAROLABILITY HEARINGS**

**Reviser's note:** The following chapter has not been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was filed in the code reviser's office and was published as 91-14-029 in the Washington State Register. It is published in the Washington Administrative Code exactly as filed by the agency with history notes added by the code reviser's office.

**WAC**  
 381-60-010 Purpose.

**WAC 381-60-010 Purpose.** The purpose of this chapter is to specify policies and procedures relating to hearings conducted to determine the parolability of certain offenders. The following regulations set forth procedural guidelines. They do not create procedural or substantive rights in any person, and should not be interpreted or applied in such a manner as to abridge rights already guaranteed by the United States Constitution. The regulations should be interpreted to have sufficient flexibility so as to be consistent with law and to permit the indeterminate sentence review board to accomplish its statutory purposes.

[93-23-077 § 381-60-010, filed 11/17/93, effective 8/23/93. 91-14-029, § 381-60-010, filed 6/26/91, effective 7/27/91.]

**Chapter 381-70 WAC**  
**PROCEDURES FOR CONDUCTING PAROLE**  
**REVOCATION HEARINGS**

**Reviser's note:** The following chapter has not been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was filed in the code reviser's office and was published as 91-14-029 in the Washington State Register. It is published in the Washington Administrative Code exactly as filed by the agency with history notes added by the code reviser's office.

**WAC**  
 381-70-010 Purpose.  
 381-70-050 Notice of suspension.

**WAC 381-70-010 Purpose.** The purpose of this chapter is to specify policies and procedures relating to parole revocation hearings. The following regulations set forth procedural guidelines. They do not create procedural or substantive rights in any person, and should not be interpreted or applied in such a manner as to abridge rights already guaranteed by the United States Constitution. The regulations should be interpreted to have sufficient flexibility so as to be consistent with law and to permit the indeterminate sentence review board to accomplish its statutory purposes.

[93-23-077 § 381-70-010, filed 11/17/93, effective 8/23/93. 91-14-029, § 381-70-010, filed 6/26/91, effective 7/27/91.]

**WAC 381-70-050 Notice of suspension.** The community corrections officer shall notify the board on-site

desk of the suspension of parole by telephone within twenty-four hours of service of the suspension order.

[93-23-077 § 381-70-050, filed 11/17/93, effective 11/15/93. 91-14-029, § 381-70-050, filed 6/26/91, effective 7/27/91.]

**Chapter 381-80 WAC**  
**PROCEDURES FOR CONDITIONAL DISCHARGE—**  
**FINAL DISCHARGE—CLEMENCY**

**Reviser's note:** The following chapter has not been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but was filed in the code reviser's office and was published as 91-14-029 in the Washington State Register. It is published in the Washington Administrative Code exactly as filed by the agency with history notes added by the code reviser's office.

**WAC**  
 381-80-010 Purpose.  
 381-80-050 Final discharge from parole supervision.

**WAC 381-80-010 Purpose.** The purpose of this chapter is to specify policies and procedures for granting conditional and final discharges from parole supervision and for matters of clemency (pardons, reprieves, commutations). The following regulations set forth procedural guidelines. They do not create procedural or substantive rights in any person, and should not be interpreted or applied in such a manner as to abridge rights already guaranteed by the United States Constitution. The regulations should be interpreted to have sufficient flexibility so as to be consistent with law and to permit the indeterminate sentence review board to accomplish its statutory purposes.

[93-23-077 § 381-80-010, filed 11/17/93, effective 8/23/93. 91-14-029, § 381-80-010, filed 6/26/91, effective 7/27/91.]

**WAC 381-80-050 Final discharge from parole supervision.** When a paroled offender has adequately performed the obligations of his or her release for a period of three years from the date of parole, the board shall grant a final discharge restoring civil rights, pursuant to chapter 140, Laws of 1993. If the board determines that a final discharge is compatible with the best interests of society and the welfare of the paroled individual, the board may grant a final discharge prior to three years from the date of parole.

Final discharge restoring civil rights is governed by statute (RCW 9.96.050). If granted earlier than three years from the date of parole, full board ratification is required on all cases where the individual was convicted of a crime which resulted in a loss of life.

The right to possess or control firearms is not restored. In cases where the maximum term has expired, the board is empowered to grant a final discharge restoring civil rights if it believes such action is in the best interests of society.

[93-23-077 § 381-80-050, filed 11/17/93, effective 10/18/93. 92-22-008 § 381-80-050, filed 10/21/92, effective 10/19/92. 91-14-029, § 381-80-050, filed 6/26/91, effective 7/27/91.]