

## (B) THE COMMISSION SHALL:

(1) EVALUATE INFORMATION ON THE ACTIVITIES OF PAROLEES AS REPORTED BY THE DIVISION OF PAROLE AND PROBATION;

(2) ISSUE WARRANTS OR DELEGATE TO THE DIRECTOR OF THE DIVISION OF PAROLE AND PROBATION THE AUTHORITY TO ISSUE WARRANTS FOR THE RETAKING OF PAROLEES WHO ARE CHARGED WITH HAVING VIOLATED THE CONDITIONS OF PAROLE OR HAVING COMMITTED A NEW OFFENSE AGAINST THE LAW;

(3) REVIEW AND MAKE RECOMMENDATIONS TO THE GOVERNOR CONCERNING APPLICATIONS FOR PARDON, PAROLE OF A PERSON UNDER A SENTENCE OF LIFE IMPRISONMENT, COMMUTATION OF SENTENCE, OR CLEMENCY;

(4) ESTABLISH AND MODIFY FROM TIME TO TIME GENERAL POLICY GOVERNING THE CONDUCT OF PAROLEES; AND

(5) ARRANGE FOR PSYCHIATRIC OR PSYCHOLOGICAL EXAMINATION OF APPLICANTS FOR PAROLE WHEN THE COMMISSION FEELS THAT AN EXAMINATION WILL BETTER ENABLE IT TO DECIDE ON THE ADVISABILITY OF PAROLE AND INCLUDE THE EXPENSE FOR THE EXAMINATION IN ITS ANNUAL BUDGET.

(C) A HEARING EXAMINER OR A COMMISSION MEMBER ACTING AS A HEARING EXAMINER HAS THE POWER TO HEAR CASES FOR PAROLE RELEASE THAT ARE NOT REQUIRED TO BE HEARD BY THE COMMISSION UNDER SUBSECTION (A) (3) OF THIS SECTION.

111.

(A) BEFORE ANY HEARING ON PAROLE RELEASE, THE COMMISSION SHALL GIVE TO THE INMATE ADEQUATE AND TIMELY WRITTEN NOTICE OF THE DATE, TIME, AND PLACE OF THE HEARING AND OF THE FACTORS THAT THE COMMISSION OR HEARING EXAMINER WILL CONSIDER IN THE DETERMINATION.

(B) THE NOTICE ALSO SHALL INDICATE THAT, BEFORE THE HEARING, THE PRISONER OR HIS REPRESENTATIVE SHALL BE ALLOWED, ON REQUEST, TO EXAMINE ANY DOCUMENT THAT THE COMMISSION OR HEARING EXAMINER WILL USE IN MAKING THE DETERMINATION. HOWEVER, IF THE COMMISSION DETERMINES THAT ANY PORTION OF THE DOCUMENT IS A DIAGNOSTIC OPINION OR THAT THE DOCUMENT, IF MADE KNOWN TO THE INMATE, WOULD DISRUPT SERIOUSLY A PROGRAM OF REHABILITATION, CONTAINS SOURCES OF INFORMATION OBTAINED ON A PROMISE OF CONFIDENTIALITY, OR IS OTHERWISE PRIVILEGED, THE COMMISSION SHALL NOTIFY THE INMATE THAT THE DOCUMENT, OR ANY PORTION OF IT, IS NOT AVAILABLE FOR EXAMINATION AND, ON REQUEST AND IF APPROPRIATE, SHALL PROVIDE THE INMATE OR HIS REPRESENTATIVE WITH THE SUBSTANCE OF ANY INFORMATION CONTAINED IN THE DOCUMENT.

112.

EACH HEARING EXAMINER AND COMMISSION MEMBER