

AND TO BE REPRESENTED BY AN ATTORNEY OR ANY OTHER QUALIFIED PERSON. THE PAROLEE SHALL BE AFFORDED THE OPPORTUNITY AT THE PAROLE REVOCATION HEARING TO SHOW THAT, IN FACT, THERE WAS NOT A VIOLATION OF THE CONDITIONS OF PAROLE, OR THAT IF THERE WAS A VIOLATION OF THE CONDITIONS OF PAROLE, THERE ARE CIRCUMSTANCES IN MITIGATION WHICH SUGGEST THAT THE VIOLATION DOES NOT WARRANT THE REVOCATION OF PAROLE. THE BOARD MAY EXCLUDE INCOMPETENT, IRRELEVANT, IMMATERIAL AND UNDULY REPETITIOUS EVIDENCE. ALL EVIDENCE, INCLUDING RECORDS AND DOCUMENTS IN THE POSSESSION OF THE BOARD NOT OTHERWISE PRIVILEGED, OF WHICH IT DESIRES TO AVAIL ITSELF, SHALL BE OFFERED AND MADE A PART OF THE RECORD IN THE CASE, AND NO OTHER FACTUAL INFORMATION OR EVIDENCE SHALL BE CONSIDERED IN THE DETERMINATION OF THE CASE. A FULL AND COMPLETE RECORD OF THE PAROLE REVOCATION HEARING SHALL BE MAINTAINED. THE BOARD SHALL ISSUE A DECISION PROMPTLY AFTER THE PAROLE REVOCATION HEARING. IF THE BOARD DETERMINES, BASED ON THE EVIDENCE PRESENTED AT THE PAROLE REVOCATION HEARING, THAT THE PAROLEE DID NOT VIOLATE A CONDITION OF PAROLE, THE PAROLEE SHALL BE IMMEDIATELY RELEASED FROM CUSTODY AND REINSTATED ON PAROLE. IF THE BOARD DETERMINES, BASED ON THE EVIDENCE, THAT THE PAROLEE DID VIOLATE A CONDITION OF PAROLE, THE PAROLEE SHALL BE NOTIFIED IN WRITING OF THE DISPOSITION. IN SUCH A CASE, THE BOARD SHALL ORDER ANY ONE OR A COMBINATION OF THE FOLLOWING DISPOSITIONS: (1) THAT THE PAROLEE RECEIVE A REPRIMAND AND A WARNING; (2) THAT PAROLE SUPERVISION AND REPORTING BE INTENSIFIED; (3) THAT ADDITIONAL CONDITIONS OF PAROLE BE IMPOSED IN ACCORDANCE WITH SECTION 110 OF THIS ARTICLE; (4) THAT THE PAROLEE BE ASSIGNED TO RESIDE IN OR PARTICIPATE IN THE PROGRAM OF A COMMUNITY TREATMENT OR RESOURCE CENTER, OR SIMILAR FACILITY, IF SUCH A FACILITY IS AVAILABLE. IF THE BOARD DETERMINES THAT THE PROTECTION OF THE COMMUNITY AND THE REINTEGRATION OF THE PAROLEE INTO THE COMMUNITY IS NOT LIKELY TO BE ACCOMPLISHED THROUGH ANY ONE OR A COMBINATION OF THESE OR OTHER AVAILABLE ALTERNATIVES, THE BOARD MAY ORDER THAT THE PAROLE BE REVOKED, THE CONDITIONS OF PAROLE BE TERMINATED AND THE PAROLEE BE REIMPRISONED FOR A TERM COMPUTED IN THE FOLLOWING MANNER: THE PERIOD OF RECOMMITMENT SHALL BE FOR THAT PORTION OF THE IMPOSED, MAXIMUM SENTENCE WHICH HAD NOT BEEN SERVED AT THE TIME OF RELEASE ON PAROLE LESS THE TIME ELAPSED BETWEEN RELEASE ON PAROLE AND COMMISSION OF THE VIOLATION OF THE CONDITIONS OF PAROLE FOR WHICH PAROLE WAS REVOKED, AND IN ADDITION, THE BOARD SHALL GIVE CREDIT FOR TIME SPENT IN CUSTODY AFTER RELEASE ON PAROLE IF SUCH TIME HAS NOT BEEN CREDITED AGAINST ANOTHER SENTENCE, AND FURTHER, THE BOARD MAY, IN ITS DISCRETION, GIVE CREDIT FOR TIME ELAPSED BETWEEN COMMISSION OF THE VIOLATION AND REVOCATION OF PAROLE. THE BOARD MAY AT ANY TIME REPAROLE A PERSON WHOSE PAROLE HAS BEEN REVOKED.