

(I) THE QUESTIONS TO BE ASKED ARE REVIEWED WITH THE CORRECTIONAL OFFICER OR THE COUNSEL OR REPRESENTATIVE BEFORE THE ADMINISTRATION OF THE EXAMINATION;

(II) THE COUNSEL OR REPRESENTATIVE IS ALLOWED TO OBSERVE THE ADMINISTRATION OF THE EXAMINATION; AND

(III) A COPY OF THE FINAL REPORT OF THE EXAMINATION BY THE CERTIFIED POLYGRAPHER IS MADE AVAILABLE TO THE CORRECTIONAL OFFICER OR THE COUNSEL OR REPRESENTATIVE WITHIN A REASONABLE TIME, NOT EXCEEDING 10 DAYS, AFTER COMPLETION OF THE EXAMINATION.

(N) (1) ON COMPLETION OF AN INVESTIGATION AND AT LEAST 10 DAYS BEFORE A HEARING, THE CORRECTIONAL OFFICER UNDER INVESTIGATION SHALL BE:

(I) NOTIFIED OF THE NAME OF EACH WITNESS AND OF EACH CHARGE AND SPECIFICATION AGAINST THE CORRECTIONAL OFFICER; AND

(II) PROVIDED WITH A COPY OF THE INVESTIGATORY FILE AND ANY EXCULPATORY INFORMATION, IF THE CORRECTIONAL OFFICER AND THE CORRECTIONAL OFFICER'S REPRESENTATIVE AGREE TO:

1. EXECUTE A CONFIDENTIALITY AGREEMENT WITH THE INTERNAL INVESTIGATION UNIT NOT TO DISCLOSE ANY MATERIAL CONTAINED IN THE INVESTIGATORY FILE AND EXCULPATORY INFORMATION FOR ANY PURPOSE OTHER THAN TO DEFEND THE CORRECTIONAL OFFICER; AND

2. PAY A REASONABLE CHARGE FOR THE COST OF REPRODUCING THE MATERIAL.

(2) THE INTERNAL INVESTIGATION UNIT MAY EXCLUDE FROM THE EXCULPATORY INFORMATION PROVIDED TO A CORRECTIONAL OFFICER UNDER THIS SUBSECTION:

(I) THE IDENTITY OF CONFIDENTIAL SOURCES;

(II) NONEXCULPATORY INFORMATION; AND

(III) RECOMMENDATIONS AS TO CHARGES, DISPOSITION, OR PUNISHMENT.