

INTERSTATE PROBABLE CAUSE HEARING

When the recommended EBRV response is revocation and the client does not have any active Wisconsin cases, the agent of record shall initiate a Probable Cause Hearing prior to submission of a Violation Report Requiring Retaking. The agent shall notify the client of the hearing through the DOC-415A (Notice of Probable Cause Hearing) within two business days of the staffing the response to the violation. The client must be afforded the opportunity to confront witnesses against them and present evidence and witnesses in their defense. The probable cause hearing shall be held within 15 business days of the date of custody. Consistent with ICAOS Rule 5.108 (f), if the Hearing Magistrate determines probable cause exists, Wisconsin shall hold the client in custody, and the sending state shall, within 15 business days of receipt of the hearing officer's report, notify the receiving state of the decision to retake or other action to be taken. Within 2 business days of the hearing, the Magistrate shall provide a written decision confirming the verbal decision rendered at the hearing. Following receipt of the written decision the Agent of Record shall submit a Violation Report Requiring Retaking within 5 business days. As noted above following receipt of a Violation Report Requiring Retaking, the sending state shall respond within 15 business days.