

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

STATE OF ALASKA

Plaintiff,

vs.

Defendant.

CASE NO. _____ CR

DOB: _____

ORDER AND CONDITIONS OF RELEASE

ATN: _____ APSIN: _____ DL/ID: _____ ST: _____ ☐ CDL

IT IS ORDERED that the defendant be released on the condition that the defendant appears at all scheduled hearings as required. The defendant may request readmission to any jail without further order of the court.

CONDITIONS OF RELEASE.

The court finds that the following conditions of release are necessary to reasonably assure the defendant's appearance and/or to protect the victim(s), or other persons, and the community.

☐ **RELEASE ON OWN RECOGNIZANCE.**

☐ **BONDS.** Defendant to get the following bonds:

- ☐ Appearance Bond of \$ _____ ☐ unsecured ☐ 10% cash ☐ Other: _____
- ☐ Performance Bond of \$ _____ 100% cash
- ☐ Bail Bond of \$ _____ with sufficient solvent sureties or cash
- ☐ Other: _____

☐ **PRETRIAL ENFORCEMENT SUPERVISION.** The defendant is ordered to supervision by a Pretrial Enforcement Division (PED) officer during the pretrial period as provided by AS 33.07. The defendant must maintain contact with the PED officer and follow all instructions. The defendant shall provide notice of the defendant's residence address, phone number, and email address to PED, shall not change residences without prior notice to PED, and shall notify PED of any change in phone number or email address.

☐ Report to PED office, 1648 South Cushman Street, Suite 300, Fairbanks, AK 99701 immediately upon release. If PED is closed, defendant must call 1-833-500-5090 within 24 hours of release for instructions.

☐ Report to PED office, 1648 South Cushman Street, Suite 300, Fairbanks, AK 99701 for equipment install by _____.

☐ Remain in custody until monitor is attached.

☐ Electronic monitoring ordered. ☐ PED may enter the defendant's residence to verify and maintain EM equipment.

☐ GPS Location monitoring.

☐ 24/7 House arrest. ☐ Curfew from _____ to _____.

☐ House arrest or curfew address: _____

☐ House arrest or curfew exceptions with PED approval and no travel deviations: ☐ medical ☐ attorney/court ☐ treatment ☐ employment ☐ essential shopping ☐ PED discretion ☐ Other: _____

- ☐ Exclusion zones. The defendant shall stay away from:
- ☐ alleged victim's residence/workplace/school
 - ☐ location of the offense
 - ☐ the following location(s): _____
 - ☐ not to go within _____ feet of the above.
- ☐ Alcohol monitoring ordered:
- ☐ breath monitoring or alcohol UAs at PED discretion
 - ☐ other: _____
- ☐ Controlled substance monitoring ordered:
- ☐ scheduled or random UAs at PED discretion
 - ☐ other: _____
- ☐ The defendant is required to provide proof of employment and a work schedule to PED in advance of working, per PED instructions.
- ☐ Other: _____

OTHER CONDITIONS OF RELEASE.

Effective immediately, it is ordered that the following conditions of release are also imposed:

- ☒ The defendant shall obey all court orders and all federal, state, and local laws.
- ☒ The defendant shall appear in court when ordered.
- ☒ If represented by an attorney, the defendant shall maintain contact with the attorney, provide the attorney with residence address, phone number, and email, and notify the attorney of any changes within one business day. The attorney shall notify the court and the prosecuting authority of any change of address within 24 hours of the change.
- ☒ If not represented by an attorney, the defendant shall provide the court with residence address, phone number, and email, and notify the court of any changes within one business day.
- ☐ The defendant shall not leave, without order of the court:
 - ☐ State of Alaska ☐ Fairbanks North Star Borough ☐ _____
- ☐ The defendant shall not associate with or contact, directly or indirectly, except through an attorney, the following person(s): _____
- ☐ The defendant shall not consume or possess:
 - ☐ alcohol ☐ illegal drugs or drug paraphernalia.
- ☐ The defendant shall submit to an alcohol breath test by a peace officer who has reasonable suspicion that the defendant has consumed alcohol.
- ☐ The defendant shall submit to a warrantless search of the defendant's person, personal property, residence, or any vehicle or other property over which the defendant has control, for the presence of ☐ alcohol, ☐ illegal drugs, ☐ drug paraphernalia, by a peace officer who has reasonable suspicion that the defendant is violating the conditions of release by possessing the prohibited item(s).
- ☐ The defendant shall not drive any motor vehicle.
- ☐ The defendant shall not use or possess a deadly weapon.
- ☐ The defendant shall comply with all conditions of probation imposed in this and any other case.
- ☐ Other: _____

☐ **DOMESTIC VIOLENCE CONDITIONS.**

The court finds that the defendant is charged with a crime involving domestic violence. To protect the alleged victim, household members, and the community, it is ordered that:

- ☐ The defendant shall not threaten to commit or commit domestic violence, stalking, harassment, or sexual assault.
- ☐ The defendant shall not telephone, contact, or otherwise communicate with, directly or indirectly, except through an attorney, the following person(s): _____
 - ☐ The defendant shall not enter any residence of the person(s) named above, or any structure occupied by the person(s) named above.
 - ☐ The defendant shall stay at least _____ feet away from the residence, school, and place of employment of the person(s) named above, and from the following additional places frequented by the person(s) named above: _____
 - ☐ The defendant shall not enter, interfere with, or follow a vehicle in the possession of, or occupied by, the person(s) named above.
- ☐ The defendant shall not return to the residence or place of employment of _____ until at least 20 days after the date of arrest.
- ☐ The defendant may have contact with the following person(s): _____
 - ☐ The defendant shall not discuss the case with the person(s) named above.
 - ☐ If at any time the person(s) named above ask(s) the defendant to leave their presence, the defendant shall do so immediately.
- ☐ Other: _____

☐ **TREATMENT CONDITIONS.**

- ☐ The defendant shall reside in the following treatment facility and shall participate in and comply with the conditions of the facility's treatment program:
Facility/Program: _____
Location: _____
 1. The defendant shall follow the rules of the treatment program and the facility.
 2. The defendant shall follow the provider's treatment recommendations.
 3. The defendant shall remain confined at all times to the grounds of the treatment facility or be in the physical custody of an employee of the facility. The only exceptions are for court appearances, meetings with attorney, and work required by the treatment program and approved in advance by the court or PED.
 4. The defendant is subject to disciplinary sanctions by the program if the program or facility rules are violated. The sanctions must be in writing and be made available for review by the court upon request.
 - ☐ The defendant shall remand back to jail if the defendant leaves the treatment facility without permission or upon successful or unsuccessful discharge.
 - ☐ The defendant is subject to immediate arrest, without a warrant, if the defendant leaves the treatment facility without permission.
 - ☐ The defendant shall take the first available bed at the treatment facility named above.
- ☐ Other: _____

☐ **THIRD PARTY CUSTODIAN (TPC).**

☐ The defendant is placed in the custody of the following third party custodian(s):

The third party custodian has the following duties:

a. Keep the defendant within sight and/or sound 24 hours per day, except:

b. Make every effort to assure that the defendant appears at all scheduled hearings and complies with all conditions of release, and

c. Immediately report if the defendant violates any condition of release. Report violations to: ☐ District Attorney. ☐ Local Police or Alaska State Troopers.

☐ _____.

The third party custodian may return the defendant to jail for any reason.

If the third party custodian fails to report any violation of a condition of release, the third party custodian may be punished for contempt of court under AS 09.50.010 and may also be charged with a crime under AS 11.56.758.

☐ The third party custodian or the defendant shall provide advance notice to PED and obtain the approval of PED prior to the defendant leaving the residence, when allowed.

☐ The defendant and third party custodian must immediately respond to any contact, in person or by telephone, by a peace officer or PED.

☐ The following are not allowed in the third party custodian's residence while the defendant resides there: ☐ alcohol. ☐ illegal drugs or drug paraphernalia. ☐ firearms.

☐ The defendant may be released to the approved third party custodian following the posting of any required bond.

☐ Other: _____

Date

Judicial Officer

Type or Print Name

I certify that on _____ a copy of this order was sent or given to: ☐ Def/Def Atty ☐ Pros.

☐ PED ☐ FCC ☐ DOC ☐ Other: _____ Clerk: _____