

	<b>State of Alaska</b> <b>Department of Corrections</b> <b>Policies and Procedures</b>	<b>Index #:</b> 902.08	<b>Page 1 of 1</b>
		<b>Effective:</b>	<b>Reviewed:</b>
		<b>Distribution:</b>	<b>Due for Rev:</b>
	<b>Chapter:</b> Intake Classification and Supervision		
<b>Subject:</b> Conditions of Supervision			

Policy

Each offender subject to supervision will be informed of the conditions of supervision.

Procedures

- A. Notification to the offender. At the initial supervision interview or as set forth in this policy, the probation officer shall notify the offender of the conditions of supervision. The notification shall be as follows:
  - 1. Review a copy of the conditions of supervision with the offender within five (5) working days of the intake or change of conditions.
  - 2. Ensure the offender has a copy of the conditions of supervision and ensure a copy has been placed in the case file.
  - 3. In the absence of a judgment or parole order the probation officer shall:
    - a. Review the general conditions of supervision as established by the court or the Parole Board with the offender;
    - b. Obtain the formal copy of the court or parole order as soon as possible and review the conditions of supervision with the offender; and
    - c. Ensure the offender has a copy of all the conditions reviewed and ensure a copy is placed in the case file.
  - 4. In interstate cases the probation officer shall:
    - a. Review with the offender the conditions of supervision as established by the original jurisdiction;
    - b. Review with the offender as set of Alaska probation conditions as established by the court or a set of Alaska parole conditions as established by the board for interstate supervision cases.
    - c. If on parole, refer the case to the Parole Board for possible imposition of supplemental conditions of supervision; and
    - d. Ensure the offender has a copy of the conditions of supervision and ensure a copy of the conditions of supervision have been signed and dated by the offender and placed in the case file.
- B. Modification of conditions of supervision.
  - 1. Probation Cases
    - a. Modification of court-ordered conditions may be sought by the probation officer upon approval of the Probation Officer III. If approved, the probation officer will prepare a petition for modification of conditions and submit it to the District Attorney or directly with the court.
    - b. The probation officer may impose special instructions that are consistent with and will aid in the enforcement of the court ordered conditions. The probation officer imposed instructions are to be related to the instant offense, to aid in the offender’s rehabilitation or to protect the public. The probation officer cannot impose search conditions, including breath or urine testing, or conditions that require the offender to participate in residential treatment without the offender’s consent or the order of the court.
  - 2. Parole Cases.
    - a. The procedure for modification of Parole Board imposed conditions is set forth in 22 AAC 20.215.
    - b. The procedure for a parole officer (probation officer) to impose a supplemental condition of parole is set forth in 22 AAC 20.210.

3. In Writing- Probation officer imposed special conditions or instructions must be put into writing by the probation officer, a copy given to the offender as soon as practicable, and a copy placed in the case file.

September 16, 1998  
Date

Margaret M. Pugh  
Margaret M. Pugh, Commissioner  
Department of Corrections

Authority:

AS 44.28.030  
AS 33.05.020  
AS 33.05.040  
AS 33.16.160  
AS 33.16.180  
AS 33.30.021

Applicable Forms:

20-902.08A General Conditions of Probation  
20-902.14A Petition to Revoke Probation  
20-902.08C Special Probation Instructions

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