

AS 33.07.010 directs the commissioner to establish and administer a pretrial services program.

AS 33.07.020 directs the commissioner to approve a risk assessment instrument that is objective, standardized, and developed based on analysis of empirical data and risk factors relevant to pretrial failure, that evaluates the likelihood of failure to appear in court and the likelihood of re-arrest during the pretrial period, and that is validated on the state's pretrial population.

## **22 AAC 07.020 Pretrial Risk Assessment**

**Upon notification of a defendant's need for a pretrial risk assessment, a pretrial officer or designee shall complete a risk assessment using the risk assessment tool approved by the Commissioner. When completing the assessment, pretrial officers shall use the risk assessment tool to calculate a risk score for failure to appear and a risk score for new criminal activity. When providing the court with recommendations, the pretrial officer shall rely on the higher assessed risk between failure to appear and new criminal activity.**

**Statutory authority:** AS 33.30.011; AS 33.30.021; AS 44.28.030; AS 33.07.020