



# LAWS OF ALASKA

2014

**Source**  
CSSB 110(JUD)

**Chapter No.**  
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## AN ACT

Relating to the authority of the victims' advocate to request a hearing for the release to a crime victim under certain conditions of certain property in the custody of a law enforcement agency.

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**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

THE ACT FOLLOWS ON PAGE 1



**AN ACT**

1 Relating to the authority of the victims' advocate to request a hearing for the release to a crime  
2 victim under certain conditions of certain property in the custody of a law enforcement  
3 agency.

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5 \* **Section 1.** AS 12.36.070 is amended by adding a new subsection to read:

6 (f) If the agency fails to act on a request under (a) of this section within the  
7 deadline set in (b) of this section, the victims' advocate may request a hearing under  
8 (b) of this section. If the victims' advocate requests a hearing under this subsection, the  
9 role of the victims' advocate in the hearing is limited to advocating for the return of the  
10 victim's property. The victims' advocate may not participate in the case as a party or an  
11 intervenor unless the court orders otherwise.

12 \* **Sec. 2.** AS 24.65.115 is amended to read:

13 **Sec. 24.65.115. Authority to request return of property on behalf of**  
14 **certain persons.** (a) Notwithstanding another provision of this chapter, the victims'

1 advocate may

2 **(1)** file a request under AS 12.36.070 with a law enforcement agency  
3 for the return of property to a crime victim after having conducted an investigation and  
4 determining that the crime victim is entitled to the return of the property under the  
5 factors listed in AS 12.36.070(c);

6 **(2) request a hearing under AS 12.36.070(f).**

7 **(b)** In fulfilling the requirements of this section, the victims' advocate may use  
8 any of the powers granted to the advocate under this chapter.