

NFIB

The Voice of Small Business.®

ALASKA

January 21, 2014

The Honorable Fred Dyson
State Capitol Building
Juneau, Alaska 99801-1182

RE: Senate Bill 110

Dear Senator Dyson:

On behalf of the National Federation of Independent Business/Alaska, I wish to respectfully share our support for Senate Bill 110. The National Federation of Independent Business is the largest small-business advocacy group in Alaska.

We appreciated your efforts in passing SB 30 that was signed into law as Chapter 3, SLA 2012. Establishing a process for business owners and other citizens to retrieve their property being held as evidence by the legal system was an important issue for NFIB members.

It is unfortunate, but necessary to amend that law to permit the Victims' Advocate to request a Court hearing if the law enforce agency will not release the property to its owner. The current law only allows the law enforcement agency to request a court hearing. This change will allow fairness in arbitrating the release of property held as evidence.

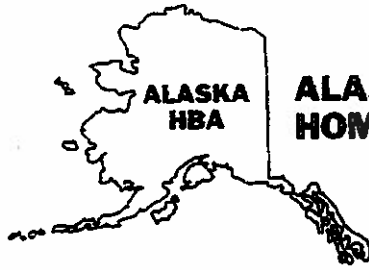
Businesses in Alaska are most appreciative of your continued focus and commitment to addressing this most important issue.

Sincerely yours,



Dennis L. DeWitt
Alaska State Director

Cc: NFIB/AK Leadership Council



**ALASKA STATE
HOMEBUILDERS ASSOCIATION**

February 22, 2011

Senator Fred Dyson
Alaska State Capitol
Juneau, Alaska 99801-1182

Re: SB 30 in support

Senator

We write you in support of SB-30 (An Act providing for the release of property in the custody of a law enforcement agency to the owner under certain conditions)

We agree to the supporting of SB-30 as representatives of the ASHBA (Alaska State Home Building Association), with a membership of 700 plus professionals operating and working in the construction industry. The organization views this form of legislation as beneficial to those individuals, or companies that are violated through theft, or the court systems as a means to acquire their property, and be able to utilize while the situation is resolved through the legal process.

This legislation will benefit all parties living in the state of Alaska, and will surly be well received through its passing.

If you are in need of any members being available to telephonically testify, or require any additional assistance please do not hesitate to ask.

Thank you for sponsoring SB-30

Dave Owens
President ASHBA

Alan Wilson
Co-Chair ASHBA
Legislative Committee

Paul Michelsohn Jr.
Co-Chair ASHBA
Legislative Committec



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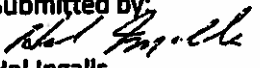
January 5, 2011 one of our employees was involved in a traffic accident on the Sterling Highway. Another driver lost control of her vehicle, crossed the road and ran into our vehicle. She was not wearing a seatbelt, was thrown from her vehicle, and consequently died on scene. The State Troopers confiscated our vehicle and trailer and have kept it in their impound yard in Soldotna since that time.

It has been 13 months since that accident with no police report or indication that we will be able to get our equipment back any time soon, nor are we able to make a settlement with the insurance company. If we were a smaller business than we are, we would be out of business by not having access to our equipment to continue to operate. Renting equipment to replace what is in impound until the case is settled would be a financial burden we would have to incur until the troopers complete their paperwork.

We would like to see this process improved with a timelier turnaround for the parties involved so that life and business can continue. It is just as hard on the deceased family to have to go through this again a year or more later with an insurance claim as it is for the injured parties.

If this is due to the legal system then it needs to change. If it is the political system this needs to change. We need decisions made right away when everything is fresh in people's minds, not six months or one to two years after and the file has sat on someone's desk.

Submitted by:


Hal Ingalls
CEO
Denali Drilling, Inc.
8240 Petersburg Street
Anchorage, AK 99507
907-562-2312

Chuck Kopp

From: Computer Renaissance Soldotna <comprensoldotna@gmail.com>
Sent: Monday, January 30, 2012 5:56 PM
To: Chuck Kopp
Subject: Re: FW: SB 30 - Release of Property to be heard in Senate Finance this Friday, January 20

Hello Chuck,

I was referred to you by Eric Derleth regarding the below mentioned senate bill 30. He said what is happening to me is exactly what this bill will protect against. I would be happy to testify if you think my testimony would make a difference. I know your a busy man so I will keep this as brief as possible.

I am the owner of the Computer Renaissance here in Soldotna. Almost 2 years ago we were defrauded out of a high end \$1200 Sony laptop via a fake business printed check. The same individual wrote almost \$12,000 in fake checks all over the Kenai peninsula. They caught him and his accomplices a week after the fake check was written to us. They would not release the laptop to me because it was evidence and there could be information pertaining to the case on it, so they told me I had to wait till the trial was complete. Here we are 2 years later and the trials still aren't complete. As a retail store that high end \$1200 laptop is now worth about 1/4 what I paid for it all because of the slow wheels of justice. I have contacted the DA pretty consistently every 6 months to get an update. I normally have to leave several messages for the DA handling the case then contact somebody else in the office before I can talk with her. The last time they told me that one of the 4 defendants still hadn't been convicted so they can't release my property yet. About a year ago I suggested they just remove the hard drive in the laptop because any evidence pertaining to the case would be on the hard drive. Then I could install a new hard drive and at least sell the laptop. Eric said they have some Incase software that they can use to copy the existing hard drive as well. The DA said she would look into it and get back to me, she never did. I even spoke with people at the Soldotna police department and the evidence room, none provided any assistance or usefull suggestions.

I don't think that the defendant should have to compensate me through restitution for the depreciation in value on the laptop, because it is the state and court system that has caused the 2 years of depreciation. The 6th amendment to the constitution for the right to a speedy trial was not just put in place to protect the defendants, but also the victims.

I hope my story may be able to help your case and possibly help me get my property back. If you have any questions please feel free to e-mail me here or contact me by phone at 907-420-0483 or on my cell at 907-223-8324. I don't know where your at, but if your local you can even stop into our store, we are on the Sterling Highway right next to Dairy Queen.

Thanks,

Andrew C. Walker - Manager

On Mon, Jan 30, 2012 at 5:31 PM, Eric Derleth <Eric@trialguy.com> wrote:

Computer Renaissance Soldotna

44661-B Sterling Hwy
Soldotna AK 99669

~~Eric Derleth~~

907 420-0483

907 223-8324 cell

ADN.com

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Parnell signs bill to help crime victims recover property

Associated Press March 22, 2012

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JUNEAU -- Gov. Sean Parnell has signed into law a bill intended to help crime victims recover property that was confiscated and held as evidence.

SB30, which passed the Senate and House unanimously, is aimed at speeding the return of property, which Parnell's office said can be held for months or even years at the discretion of prosecutors or defense attorneys.

The bill, sponsored by Sen. Fred Dyson, provides a means for crime victims to petition the court to get their property back.

Parnell calls SB30 important legislation. He says the state must protect crime victims and help them get closure.

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