



LAWS OF ALASKA

2000

Source
CSHB 318(JUD)

Chapter No.
26

AN ACT

Relating to property disposal by law enforcement agencies.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 4, 2000
Actual Effective Date: August 2, 2000

AN ACT

1 Relating to property disposal by law enforcement agencies.

2

3 * Section 1. AS 12.36.040(a) is amended to read:

4 (a) When the owner of property is unknown and the property comes into the
5 possession of a law enforcement agency as suspected evidence of a crime but is not
6 used in a criminal proceeding or a children's court proceeding, or when the property
7 comes into the possession of a law enforcement agency by other means, the property
8 shall be held for one year [TWO YEARS]. If the property is not claimed within one
9 year [TWO YEARS] of the date it comes into the possession of a law enforcement
10 agency, the property shall be disposed of as provided in AS 12.36.030(b).

11 * Sec. 2. AS 12.36 is amended by adding a new section to read:

12 **Sec. 12.36.045. When finder of property is considered the owner.** (a)
13 When a private individual obtains property of another that is lost, mislaid, or delivered
14 to the individual by mistake, the individual delivers that property to a law enforcement
15 agency, and the true owner of the property remains unknown for a period of one year

Chapter 26

1 or does not claim the property within one year, the individual delivering the property
2 shall be considered the owner of the property under this chapter if possession of the
3 property by the individual is otherwise legal. If, after the one-year period, the private
4 individual who delivered the property to the law enforcement agency cannot be found
5 or does not want the property, the property shall be disposed of by the agency as if the
6 owner is unknown.

7 (b) This section does not apply to property that comes into the custody of a
8 law enforcement agency of a municipality that has adopted an ordinance providing for
9 the custody and disposition of property that meets the requirements specified in
10 AS 12.36.030(c).