

LEGISLATURE OF PENNSYLVANIA.

FILE OF THE HOUSE OF REPRESENTATIVES.

No. **708** Session of
1919.

INTRODUCED BY MR. WILLERT, MARCH 3, 1919.

REFERRED TO COMMITTEE ON WAYS AND MEANS,
MARCH 4, 1919.

AN ACT

Relating to repairs to or alterations of articles of personal property creating a lien for the value of services providing a method of collection escheating certain moneys to the Commonwealth providing for a refund thereof to the owners and prescribing penalties for violations

1 Section 1 *Be it enacted by the Senate and House of Repre-*
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*
3 *met and it is hereby enacted by the authority of the same That*
4 *from and after the passage of this act every person co-*
5 *partnership association or corporation to whom or which*
6 *any article of personal property has been delivered for*
7 *repairs or alterations shall have a lien upon such ar-*
8 *ticle of personal property for the value of the repairs*
9 *and alterations so performed and shall have the right to*
10 *detain such personal property until the indebtedness is*
11 *paid*

1 Section 2 If any article of personal property remains
2 in the hands or possession of any such person co-part-
3 nership association or corporation for a period of one
4 year after the performance, and completion of the altera-
5 tions or repairs without payment being made for such
6 alterations or repairs it shall be lawful for such person
7 co-partnership association or corporation to cause such ar-
8 ticle of personal property to be sold at public sale Be-
9 fore making the sale due notice by registered letter shall
10 be mailed to the address of the owner if known at
11 least ten days before the sale

12 Section 3 If the address of the owner is unknown
13 due notice of the sale shall be given by advertisement
14 printed in at least one newspaper of general circulation
15 within the county printed in the English language once
16 a week for two weeks immediately prior thereto Any
17 number of such articles of personal property may be in-
18 cluded in the same advertisement

19 The notice shall contain the name and his last known
20 place of residence if known a brief description of the
21 property and the amount of the charges due for altera-
22 tions and repairs

23 Section 4 The owner of the property at any time
24 previous to the sale may redeem the same upon payment
25 of the charge and the costs of advertising incurred

26 Section 5 After the sale of any article of personal
27 property as herein provided it shall be the duty of said
28 person co-partnership association or corporation within ten
29 days thereafter to make a return to the Auditor Gen-

1 eral giving the name and last known address of the
2 owner a brief description of the property the sum realized
3 from the sale the amount of the charges due for altera-
4 tions and repairs and the costs incurred for the sale
5 thereof

6 Section 6 The proceeds of the sale after the deduc-
7 tion of the charges and costs as aforesaid shall be paid
8 to the owner thereof if known and if unknown the same
9 shall escheat to the Commonwealth and shall be trans-
10 mitted with the return to the Auditor General who shall
11 pay the same into the State Treasury

12 Section 7 Whenever any moneys are escheated to the
13 Commonwealth under the provisions of this act and the
14 proceeds thereof are in the State Treasury in money the
15 same shall be refunded to the owner thereof his her or
16 their legal representatives upon producing to the Auditor
17 General and State Treasurer satisfactory proof that he she
18 or they are the person or persons or the legal repre-
19 sentatives of the person or persons whose money has been
20 so escheated

21 The money so escheated shall be paid to the person
22 or persons entitled thereto under the provisions of this sec-
23 tion by warrant of the Auditor General on the State
24 Treasurer

25 Section 8 Any person or any member of a co-part-
26 nership association or any officer or director of any cor-
27 poration selling any article of personal property under the
28 provisions of this act and failinig to make return there-
29 of and to pay over the proceeds of the sale as re-

1 quired by this act shall be guilty of a misdemeanor
2 and upon conviction shall be sentenced to pay a fine
3 not exceeding one hundred dollars or undergo imprisonment
4 for a period not exceeding ninety days or both at the
5 discretion of the court