

## No. 106

## AN ACT

## HB 970

Amending the act of June 14, 1961 (P.L.324), entitled "An act relating to the establishment, operation and maintenance of the State Library and public libraries in the Commonwealth; amending, revising, consolidating and changing the laws relating thereto; imposing duties upon public officers; providing for State and local cooperation and assistance in the establishment and maintenance of libraries; prescribing penalties; and repealing existing laws," further regulating notice to return property to libraries.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 426, act of June 14, 1961 (P.L.324), known as "The Library Code," is amended to read:

Section 426. Retention of Library Property after Notice to Return.—Whoever retains any book, pamphlet, magazine, newspaper, manuscript, map or other property belonging in or to or on deposit with the State Library or any local library which is established or maintained under any law of this Commonwealth or the library of any university, college or educational institution chartered by the Commonwealth or the library of any public school or any branch reading room, deposit station or agency operated in connection therewith, for a period exceeding thirty days after such library has given written notice to return the same, shall, upon conviction in summary proceedings, be sentenced to pay a fine of not more than twenty-five dollars (\$25) to be paid over by the magistrate imposing such fine to the library instituting the prosecution and costs of prosecution. Any person in default of payment of such fine and costs shall undergo imprisonment in the county jail for a period not exceeding ten days.

Such notice may be given by personal service upon the borrower or by the mailing of a **[registered or certified]** letter, **[with return receipt,]** *by first class mail*, to the borrower's address on file with said library. The notice shall refer to this act and shall contain a demand that the property be returned.

APPROVED—The 5th day of May, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly  
No. 106.



*Joseph P. Kelly II*  
Secretary of the Commonwealth.