

## CHAPTER 9A. LIBRARY MATERIALS

(Amended 01/1984)

### SECTION 9A.01 THEFT OF LIBRARY MATERIAL

- (1) In this chapter:
  - (a) “Archives” means a place in which public or institutional records are systematically preserved.
  - (b) “Library” means any public library; library of an educational, historical, or eleemosynary institution, organization or society; archives; or museum.
  - (c) “Library material” includes any book, plate, picture, photograph, engraving, painting, drawing, map, newspaper, magazine, pamphlet, broadside, manuscript, document, letter, public record, microform, sound recording, audiovisual materials in any format, magnetic or other tapes, electronic data processing records, artifacts or other documentary, written or printed materials, regardless of physical form or characteristics, belonging to, on loan to or otherwise in the custody of a library.
- (2) Whoever intentionally takes and carries away, transfers, conceals or retains possession of any library material without the consent of a library official, agent, or employee and with intent to deprive the library of possession of the material may be penalized as provided in Section 9A.04.
- (3) The concealment of library material beyond the last station for borrowing library material in a library is evidence of intent to deprive the library of possession of the material. The discovery of library material which has not been borrowed in accordance with the library’s procedures or taken without consent of a library official, agent or employee and which is concealed upon the person or among the belongings of the person or concealed by a person upon the person or among the belongings of another is evidence of intentional concealment on the part of the person so concealing the material.

### SECTION 9A.02 FAILURE TO RETURN LIBRARY MATERIALS; REMOVAL OF MATERIALS

- (1) No person shall fail, on demand, to return any library material belonging to or in the charge of the Mondovi Public Library (hereinafter referred to as library), or in any of its branches according to the rules and regulations duly made and adopted by the library board, and no person shall remove from the library or any of its branches any library material without first having it charged as provided by such rules and regulations.
- (2) No person shall mar, deface, or in any other way damage or mutilate any library material belong to or in the charge of the library, or any of its branches.

#### SECTION 9A.03 UNAUTHORIZED OR FRAUDULENT ACCESS TO LIBRARY SERVICES

Any person who is ineligible for a library card shall be prohibited from fraudulently using the library card of another person for the purpose of borrowing any library material or utilizing any library service, and no person possessing a valid library card shall permit its use for any such purpose. No person shall make or file any false statement or information for the purpose of fraudulently obtaining a library card.

#### SECTION 9A.04 PENALTY

Any person convicted of a violation of the provisions of this chapter shall forfeit not more than \$300.00 and the costs of prosecution. Where there is more than one book, periodical, pamphlet, picture or other article or property involved in any violation, each such item shall constitute a separate offense.