

§ 240-20. Theft of library material.

A. Definitions. For the purposes of this section, certain words and terms are defined as follows:

ARCHIVES- A place in which public or institutional records are systematically preserved.

LIBRARY- Any public library or library of an educational or historical organization or society or museum, and specifically the public libraries within the Village of Hustisford and school libraries.

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, or other tapes, artifacts or other documents, written or printed materials, regardless of physical form or characteristics, belonging to, on loan to or otherwise in the custody of a library.

B. Possession without consent prohibited. 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 subject to a forfeiture as provided by Chapter 1, § 1-3 of this Code.

The failure to return library material after its proper return date, after written notice from the library and ~~Village Attorney~~ **Village of Hustisford Police Department**, shall be deemed to be theft. Notice shall be considered given when written notice is mailed to the last known address of the person with the overdue material; the notice date shall be the date of mailing.

C. Concealment. 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 with consent of a library official, agent or employee and which is concealed upon the person or among the belongings of another