

ACT 134

H.B. NO. 1434

A Bill for an Act Relating to Offenses Against Property Rights.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 312-3.5, Hawaii Revised Statutes, is amended to read as follows:

“§312-3.5 [Wilful detention] **Detention of books and other public library materials; penalty.** A person who [wilfully and knowingly] detains a book, newspaper, plate, picture, photograph, engraving, painting, drawing, map, magazine, document, letter, public record, microform, sound recording, audio visual materials in any format, magnetic or other tapes, artifacts, or other documentary (written or printed) materials belonging to any public library or similar institution controlled by the State for [seven days after the mailing date of a written notice forwarded to his last known address, from the librarian or designated representative, that such books or library materials are to be returned to the library or institution,] one day after the due date of the public library materials, shall be subject to a nominal charge established by the board of education.

A person detaining such books or public library materials thirty days after the [mailing of the written notice] due date shall be subject to a charge commensurate with the replacement value of the books or public library materials.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved May 27, 1983.)