

# HOUSE . . . . . No. 5798

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## *The Commonwealth of Massachusetts*

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HOUSE OF REPRESENTATIVES, June 23, 1987.

The committee on Bills in the Third Reading, to whom was referred the Bill allowing Massachusetts public libraries to keep monies recovered through the collection of fines and fees (Senate, No. 953), reports recommending that the same be amended by the substitution of the accompanying bill (House, No. 5798).

For the committee,

DAVID B. COHEN.

## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Eighty-Seven.

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AN ACT ALLOWING MASSACHUSETTS PUBLIC LIBRARIES TO KEEP MONIES RECOVERED THROUGH THE COLLECTION OF FINES AND FEES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 44 of the General Laws is hereby amended by striking  
2 out section 53, as appearing in the 1984 Official Edition, and  
3 inserting in place thereof the following section: —

4 Section 53. All moneys received by any city, town or district  
5 officer or department, except as otherwise provided by special acts  
6 and except fees provided for by statute, shall be paid by such  
7 officers or department upon their receipt into the city, town or  
8 district treasury. Any sums so paid into the city, town or district  
9 treasury shall not later be used by such officer or department  
10 without specific appropriation thereof; provided, however, that  
11 (1) sums allotted by the commonwealth or a county to cities or  
12 towns for highway purposes and sums allotted by the  
13 commonwealth to cities, towns or districts for water pollution  
14 control purposes shall be available therefor without specific  
15 appropriation, but shall be used only for the purposes for which  
16 the allotment is made or to meet temporary loans issued in  
17 anticipation of such allotment as provided in section six or six  
18 A, (2) sums not in excess of ten thousand dollars recovered under  
19 the terms of fire or physical damage insurance policy and sums  
20 not in excess of ten thousand dollars received in restitution for  
21 damage done to such city, town or district property may be used  
22 by the officer or department having control of the city, town or  
23 district property for the restoration or replacement of such  
24 property without specific appropriation, (3) sums recovered from  
25 pupils in the public schools for loss of school books or paid by  
26 pupils for materials used in the industrial arts projects may be used  
27 by the school committee for the replacement of such books or  
28 materials without specific appropriation, and (4) sums recovered

29 through the collection of library fines and fees may be used by  
30 the board of trustees of the public library for the purchase of books  
31 or the payment of any library expenses without specific  
32 appropriation.

