

~~TO REFUSE TO MAKE A STATEMENT, AND THE TIME NECESSARY TO EXAMINE EMPLOYEES AND RECORDS OF THE MERCANTILE ESTABLISHMENT RELATIVE TO THE OWNERSHIP OF THE MERCHANDISE.~~

(C) A MERCHANT, AGENT OR EMPLOYEE OF THE MERCHANT, WHO DETAINS OR CAUSES THE ARREST OF ANY PERSON SHALL NOT BE HELD CIVILLY LIABLE FOR DETENTION, SLANDER, MALICIOUS PROSECUTION, FALSE IMPRISONMENT OR FALSE ARREST OF THE PERSON SO DETAINED OR ARRESTED, WHETHER SUCH DETENTION OR ARREST TAKES PLACE BY SUCH MERCHANT, HIS AGENT OR EMPLOYEE, PROVIDED THAT IN DETAINING OR IN CAUSING THE ARREST OF SUCH PERSON, THE MERCHANT, AGENT OR EMPLOYEE OF THE MERCHANT, HAD AT THE TIME OF SUCH DETENTION OR ARREST PROBABLE CAUSE TO BELIEVE THAT THE PERSON COMMITTED THE CRIME OF SHOPLIFTING AS DEFINED IN SECTION 551A.

~~(E)~~ (D) EVERY PERSON CONVICTED OF THE CRIME OF SHOPLIFTING TO THE VALUE OF \$100.00 OR UPWARDS, OR AS ACCESSORY THERETO BEFORE THE FACT SHALL BE DEEMED GUILTY OF A FELONY AND SHALL RESTORE ANY GOODS, OR THINGS TAKEN, TO THE OWNER OR SHALL PAY HIM THE FULL VALUE THEREOF, AND SHALL BE FINED NOT MORE THAN \$1,000.00 OR BE IMPRISONED IN THE PENITENTIARY FOR NOT MORE THAN THREE YEARS. IF ANY PERSON SHALL BE CONVICTED OF THE CRIME OF SHOPLIFTING UNDER THE VALUE OF \$100.00 HE SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND SHALL RESTORE THE GOODS AND CHATTELS SO TAKEN, OR PAY THE FULL VALUE THEREOF TO THE OWNER THEREOF, AND BE FINED NOT MORE THAN \$100.00 OR IMPRISONED FOR NOT MORE THAN EIGHTEEN MONTHS IN THE HOUSE OF CORRECTION OR JAIL, OR BOTH FINED AND IMPRISONED.

~~(g)~~ ~~(F)~~ (E) *If any part, section, paragraph, clause, sentence, or provision of this section shall be held invalid for any reason, the remainder of this act, or other applications thereof, shall not be affected thereby, and to this end, the provisions of this act are declared severable.*

~~(h)~~ ~~(G)~~ (F) *This act is declared to be in addition to any other criminal provision heretofore existing in this State.*

~~(i)~~ ~~(H)~~ (G) *All laws, or parts of laws, inconsistent with the provisions of this act are hereby repealed to the extent of the inconsistency.*

~~(j)~~ ~~(I)~~ (H) *Nothing in this section shall affect any cause of action which has accrued prior to the effective date hereof.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1961.*

Approved April 24, 1961.