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House BILL NO. 208

INTRODUCED BY

Lester, Vincent

McLellan, Dilligan

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 94-6-102, R.C.M. 1947, TO INCLUDE DAMAGE TO PUBLIC PROPERTY IN THE CRIMINAL MISCHIEF PROVISIONS."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 94-6-102, R.C.M. 1947, is amended to read as follows:

"94-6-102. Criminal mischief. (1) A person commits the offense of criminal mischief if he knowingly or purposely:

(a) injures, damages or destroys any property of another or public property without consent; or

(b) without consent tampers with property of another or public property so as to endanger or interfere with persons or property or its use; or

(c) damages or destroys property with the purpose to defraud an insurer; or

(d) fails to close a gate previously unopened which he has opened, leading in or out of any inclosed premises. This does not apply to gates located in cities or towns.

(2) A person convicted of the offense of criminal mischief shall be fined not to exceed five hundred dollars (\$500) or be imprisoned in the county jail for any term not

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to exceed six (6) months, or both. If the offender commits the offense of criminal mischief and causes pecuniary loss in excess of one hundred fifty dollars (\$150), or injures or kills a commonly domesticated hoofed animal, or causes a substantial interruption or impairment of public communication, transportation, supply of water, gas, or power, or other public services, he shall be imprisoned in the state prison for any term not to exceed ten (10) years."

-End-

Approved by Committee
on Judiciary

1 *House* BILL NO. *208*
2 INTRODUCED BY *Luete, George Vincent*
3 *McTigue, Dilligan*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
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2 INTRODUCED BY LESTER, JAMES MOORE, VINCENT,

3 MCKITTRICK, GILLIGAN

4
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