

SENATE BILL NO. 88

INTRODUCED BY VAN VALKENBURG, COHEN, MERCER, B. BROWN

IN THE SENATE

JANUARY 12, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON JUDICIARY.

JANUARY 21, 1987                   COMMITTEE RECOMMEND BILL  
DO PASS. REPORT ADOPTED.

JANUARY 22, 1987                   PRINTING REPORT.

JANUARY 24, 1987                   SECOND READING, DO PASS.

JANUARY 26, 1987                   ENGROSSING REPORT.

JANUARY 27, 1987                   THIRD READING, PASSED.  
AYES, 47; NOES, 3.

TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 4, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON JUDICIARY.

MARCH 5, 1987                   COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

MARCH 7, 1987                   SECOND READING, CONCURRED IN.

ON MOTION, TAKEN FROM THIRD READING  
AND REREFERRED TO COMMITTEE  
ON APPROPRIATIONS.

MARCH 25, 1987                   COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

MARCH 27, 1987                   SECOND READING, CONCURRED IN.

MARCH 28, 1987

THIRD READING, CONCURRED IN.  
AYES, 85; NOES, 7.

RETURNED TO SENATE.

IN THE SENATE

MARCH 30, 1987

RECEIVED FROM HOUSE.

SENT TO ENROLLING.







SENATE BILL NO. 88

INTRODUCED BY VAN VALKENBURG, COHEN, MERCER, B. BROWN

A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING THE PRISON TERM FOR BURGLARY; CHANGING THE DEFINITION OF AGGRAVATED BURGLARY; AND AMENDING SECTION 45-6-204, MCA."

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

Section 1. Section 45-6-204, MCA, is amended to read:

"45-6-204. Burglary. (1) A person commits the offense of burglary if he knowingly enters or remains unlawfully in an occupied structure with the purpose to commit an offense therein.

(2) A person commits the offense of aggravated burglary if he knowingly enters or remains unlawfully in an occupied structure with the purpose to commit a--felony an offense therein and:

(a) in effecting entry or in the course of committing the offense or in immediate flight thereafter, he or another participant in the offense is armed with explosives or a weapon; or

(b) in effecting entry or in the course of committing the offense or in immediate flight thereafter, he purposely, knowingly, or negligently inflicts or attempts to inflict bodily injury upon anyone.

(3) A person convicted of the offense of burglary shall be imprisoned in the state prison for any term not to exceed ~~10~~ 20 years or be fined an amount not to exceed \$50,000, or both. A person convicted of the offense of aggravated burglary shall be imprisoned in the state prison for any term not to exceed 40 years or be fined an amount not to exceed \$50,000, or both."

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