

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

10 Section 1. Section 45-6-103, MCA, is amended to read:

"45-6-103. **Arson.** (1) A person commits the offense of arson when, by means of fire or explosives, he the person knowingly or purposely:

13 (a) damages or destroys ~~an occupied~~ a structure, vehicle, crop, pasture, forest, or other property
14 which that is property of another without consent; or

15 (b) damages or destroys a structure, vehicle, crop, pasture, forest, or other property that the
16 person owns or has a possessory interest in, with the purpose of obtaining a pecuniary or other gain
17 through fraud or deception; or

{b} (c) places another person in danger of death or bodily injury, including a firefighter responding to or at the scene of a fire or explosion.

(2) A person convicted of the offense of arson shall be imprisoned in the state prison for any a term not to exceed 20 years or be fined an amount not to exceed \$50,000, or both."

-END-



STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0046, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act expanding the crime of arson to include all property and the damage or destruction of one's own property to obtain a pecuniary or other gain through fraud or deception.

FISCAL IMPACT:

Passage of HB0046 would have an immaterial fiscal impact on state government.

Dave Lewis 1-5-95
DAVE LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

Bruce Simon
BRUCE SIMON, PRIMARY SPONSOR DATE
Fiscal Note for HB0046, as introduced
HB 46

1

HOUSE BILL NO. 46

2

INTRODUCED BY SIMON

3

4 A BILL FOR AN ACT ENTITLED: "AN ACT EXPANDING THE CRIME OF ARSON TO INCLUDE ALL
5 PROPERTY NOT CURRENTLY INCLUDED AND TO INCLUDE THE DAMAGE OR DESTRUCTION OF ONE'S
6 OWN PROPERTY TO OBTAIN A PECUNIARY OR OTHER GAIN THROUGH FRAUD OR DECEPTION;
7 PROVIDING THAT ONLY PERSONAL PROPERTY OF ANOTHER, EXCEPT A VEHICLE, THAT EXCEEDS \$500
8 IN VALUE MAY BE THE SUBJECT OF ARSON; AND AMENDING SECTION 45-6-103, MCA."

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16 A VEHICLE) THAT EXCEEDS \$500 IN VALUE, crop, pasture, forest, or other REAL property ~~which~~ that is
17 property of another without consent; or

18 (b) damages or destroys a structure, vehicle, crop, pasture, forest, or other property that the
19 person owns or has a possessory interest in, with the purpose of obtaining a pecuniary or other gain
20 through fraud or deception; or

21 (b) (c) places another person in danger of death or bodily injury, including a firefighter responding
22 to or at the scene of a fire or explosion.

23 (2) A person convicted of the offense of arson shall be imprisoned in the state prison for ~~any~~ a term
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