

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 AND THE DAMAGE OR DESTRUCTION OF ONE'S OWN PROPERTY TO OBTAIN A PECUNIARY
 6 OR OTHER GAIN THROUGH FRAUD OR DECEPTION; AND AMENDING SECTION 45-6-103, MCA."
 7

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 9

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

11 "**45-6-103. Arson.** (1) A person commits the offense of arson when, by means of fire or
 12 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

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

20 (2) A person convicted of the offense of arson shall be imprisoned in the state prison for ~~any~~ a term
 21 not to exceed 20 years or be fined an amount not to exceed \$50,000, or both."
 22

-END-

STATE OF MONTANA - FISCAL NOTE

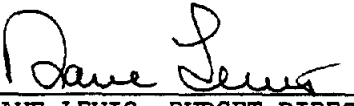
Fiscal Note for HB0046, as introduced


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.

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


BRUCE SIMON, PRIMARY SPONSOR DATE
Fiscal Note for HB0046, as introduced

HB 46

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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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14 explosives, ~~he~~ the person knowingly or purposely:15 (a) damages or destroys ~~an occupied~~ a structure, vehicle, PERSONAL PROPERTY (OTHER THAN
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; or21 (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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