

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Wyrick**

A Bill

HOUSE BILL 1210

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 5-38-301 TO EXPAND THE
9 OFFENSE OF ARSON TO INCLUDE THE STARTING OF A FIRE OR
10 CAUSING OF AN EXPLOSION WITH THE PURPOSE OF DESTROYING OR
11 DAMAGING A MOTOR VEHICLE; AND FOR OTHER PURPOSES."

12
13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

14
15 SECTION 1. Arkansas Code 5-38-301 is hereby amended to read as follows:

16 "5-38-301. Arson.

17 (a) A person commits arson if he starts a fire or causes an explosion
18 with the purpose of destroying or otherwise damaging:

19 (1) An occupiable structure or motor vehicle that is the property of
20 another person; or

21 (2) Any property, whether his own or that of another person, for the
22 purpose of collecting any insurance therefor; or

23 (3) Any property, whether his own or that of another person, if the act
24 thereby negligently creates a risk of death or serious physical injury to any
25 person; or

26 (4) A vital public facility.

27 (b) Arson is a Class B felony if any property sustains less than twenty
28 thousand dollars (\$20,000) worth of damage; a Class A felony if any property
29 sustains no less than twenty thousand dollars (\$20,000) nor more than one
30 hundred thousand dollars (\$100,000) worth of damage; and a Class Y felony if
31 any property sustains damage in excess of one hundred thousand dollars
32 (\$100,000).

33 (c) *For purposes of this section, 'motor vehicle' means every self-*
34 *propelled device in, upon, or by which any person or property is, or may be,*
35 *transported or drawn upon a street or highway."*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

/s/P. Wyrick