

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

**A BILL ACT 299 OF 1991**  
**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."

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

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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."*

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

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

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12 hereby repealed.

13 /s/P. Wyrick

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15 APPROVED: 3-1-91

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