

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1284

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5 By: Representative Harris
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For An Act To Be Entitled

8
9 AN ACT TO EXPAND THE CRIMINAL OFFENSE OF ARSON TO
10 INCLUDE FIRES OR EXPLOSIONS CAUSED IN THE COURSE
11 OF AND IN FURTHERANCE OF A FELONY; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14
15 AN ACT TO EXPAND THE CRIMINAL OFFENSE OF
16 ARSON TO INCLUDE FIRES OR EXPLOSIONS
17 CAUSED IN THE COURSE OF AND IN
18 FURTHERANCE OF A FELONY.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 5-38-301(a), concerning the criminal
24 offense of arson, is amended to read as follows:

25 (a) A person commits arson if he or she:

26 (1) ~~starts~~ Starts a fire or causes an explosion with the purpose
27 of destroying or otherwise damaging:

28 ~~(1)(A)~~ An occupiable structure or motor vehicle that is
29 the property of another person; or

30 ~~(2)(B)~~ Any property, whether his or her own or that of
31 another person, for the purpose of collecting any insurance therefor; or

32 ~~(3)(C)~~ Any property, whether his or her own or that of
33 another person, if the act thereby negligently creates a risk of death or
34 serious physical injury to any person; or

35 ~~(4)(D)~~ A vital public facility; or

36 ~~(5)(E)~~ Any dedicated church property used as a place of



1 worship exempt from taxes pursuant to § 26-3-301; or

2 ~~(6)(F)~~ Any public building or occupiable structure that is
3 either owned or leased by the state or any of its political subdivisions; or

4 (2) Recklessly or negligently starts a fire or causes an
5 explosion in the course of and in furtherance of a felony or in immediate
6 flight after committing a felony which results in destroying or otherwise
7 damaging:

8 (A) Any occupiable structure or motor vehicle;

9 (B) Any property, if the fire or explosion creates a risk
10 of death or serious physical injury to any person;

11 (C) A vital public facility;

12 (D) Any dedicated church property used as a place of
13 worship exempt from taxes pursuant to § 26-3-301; or

14 (E) Any public building or occupiable structure that is
15 either owned or leased by the state or any if its political subdivisions.

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