

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1350

Introduced by

Representatives Nichols, Mahoney, Maragos, Carlisle

Senators Nalewaja, Robinson

1 A BILL for an Act to amend and reenact section 12.1-21-05 of the North Dakota Century Code,
2 relating to classification of criminal mischief offenses; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 12.1-21-05 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-21-05. Criminal mischief.**

- 7 1. A person is guilty of an offense if ~~he~~ that person:
- 8 a. Willfully tampers with tangible property of another so as to endanger person
9 or property; or
- 10 b. Willfully damages tangible property of another.
- 11 2. The offense is:
- 12 a. A class ~~G~~ B felony if the actor intentionally causes pecuniary loss in excess of
13 ~~two ten~~ two thousand dollars ~~or damages tangible property of another by means~~
14 ~~of an explosive or a destructive device.~~
- 15 b. A class C felony if the actor intentionally causes pecuniary loss in excess of
16 two thousand dollars but not in excess of ten thousand dollars or damages
17 tangible property of another by means of an explosive or a destructive device.
- 18 c. A class A misdemeanor if the actor recklessly causes pecuniary loss in
19 excess of two thousand dollars or if the actor intentionally causes pecuniary
20 loss of from one hundred dollars through two thousand dollars.
- 21 Otherwise the offense is a class B misdemeanor.