

HOUSE BILL NO. 1393

Introduced by

Representatives Kasper, Dosch, Ruby, Thoreson, Weiler

Senator Fischer

1 A BILL for an Act to amend and reenact section 12.1-21-05 of the North Dakota Century Code,
2 relating to criminal mischief; 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 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 B felony if the actor intentionally causes pecuniary loss in excess of
 - 13 ten thousand dollars.
 - 14 b. A class C felony if the actor intentionally causes pecuniary loss in excess of
 - 15 two thousand dollars but not in excess of ten thousand dollars or damages
 - 16 tangible property of another by means of an explosive or a destructive device.
 - 17 c. A class A misdemeanor if ~~the~~:
 - 18 (1) The actor recklessly causes pecuniary loss in excess of two thousand
 - 19 dollars ~~or if the~~;
 - 20 (2) The actor is a tenant or a guest of the tenant and recklessly causes
 - 21 pecuniary loss in excess of one thousand dollars to the property of the
 - 22 tenant's landlord; or
 - 23 (3) The actor intentionally causes pecuniary loss of from one hundred
 - 24 dollars through two thousand dollars.

1 d. Otherwise the offense is a class B misdemeanor.