

Sixty-first
Legislative Assembly
of North Dakota

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.