Sixty-ninth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 7, 2025

HOUSE BILL NO. 1528 (Representatives M. Ruby, Nelson) (Senator Klein)

AN ACT to amend and reenact sections 12.1-21-01 and 12.1-21-02 of the North Dakota Century Code, relating to arson and endangering by fire or explosion; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 12.1-21-01 of the North Dakota Century Code is amended and reenacted as follows:

12.1-21-01. Arson.

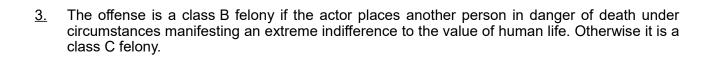
A person

- An individual is guilty of arson, a class B felony, if hethe individual starts or maintains a fire or causes an explosion with intent to destroy an:
 - <u>a.</u> An entire or any part of a building or inhabited structure of another or a vital public facility, or if he starts or maintains a fire or causes an explosion with intent to destroy or:
 - <u>b.</u> <u>Or</u> damage <u>histhe individual's</u> own real or personal property for the purpose of collecting insurance for the loss-;
 - c. Or damage the individual's own real property for the purpose of depriving another with a legal interest in the real property damaged or destroyed; or
 - d. Or damage the individual's own personal property for the purpose of depriving another with a legal interest in the personal property damaged or destroyed, and the value of the personal property damaged or destroyed has a value in excess of two thousand dollars.
- 2. For purposes of this section, "a legal interest" includes, a joint legal interest by joint ownership of the property, or an individual's own legal interest in property financed by another, such as a mortgage, contract, deed, or lien.

SECTION 2. AMENDMENT. Section 12.1-21-02 of the North Dakota Century Code is amended and reenacted as follows:

12.1-21-02. Endangering by fire or explosion.

- 1. A personAn individual is guilty of an offense if hethe individual intentionally starts or maintains a fire or causes an explosion and thereby recklessly:
 - a. Places another person in danger of death or bodily injury;
 - b. Places an entire or any part of a building or inhabited structure of another or a vital public facility in danger of destruction; or
 - c. Causes damage to property of another constituting pecuniary loss in excess of two thousand dollars.
- 2. <u>For purposes of this section, "person in danger" includes, fire department, law enforcement, and emergency medical personnel, a firefighter, and a volunteer firefighter while responding to a fire or during fire suppression efforts.</u>



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	Speaker of the House			President of the Senate	
	Chief C	Clerk of the House		Secretary of the Senate	
This certifies th Assembly of N	nat the within bil orth Dakota and	l originated in the l is known on the r	House of Represectords of that bo	sentatives of the Sixty ody as House Bill No.	r-ninth Legislative 1528.
House Vote:	Yeas 89	Nays 0	Absent 5		
Senate Vote:	Yeas 45	Nays 0	Absent 2		
				Chief Clerk of the H	louse
Received by the Governor atM. on					, 2025.
Approved atM. on					, 2025.
				Governor	
Filed in this office thisday of					, 2025,
at o'	'clock	_M.			
				Coordan, of Otat	
				Secretary of State	