

FIRST REGULAR SESSION

# SENATE BILL NO. 49

92ND GENERAL ASSEMBLY

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INTRODUCED BY SENATOR COLEMAN.

Pre-filed December 1, 2002, and 1,000 copies ordered printed.

0087S.011

TERRY L. SPIELER, Secretary.

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## AN ACT

To repeal section 569.100, RSMo, relating to property damage of a motor vehicle, and to enact in lieu thereof one new section relating to the same subject, with penalty provisions.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 569.100, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 569.100, to read as follows:

569.100. 1. A person commits the crime of property damage in the first degree if:

(1) He knowingly damages property of another to an extent exceeding seven hundred and fifty dollars; or

(2) He damages property to an extent exceeding one thousand dollars for the purpose of defrauding an insurer; or

**(3) He or she knowingly damages a motor vehicle of another and the damage occurred while he or she was breaking into that motor vehicle for the purpose of committing the crime of stealing therein or the damage occurred while he or she was committing the crime of stealing within that motor vehicle.**

2. Property damage in the first degree **committed pursuant to subdivision (1) or (2) of subsection 1 of this section** is a class D felony. **Property damage in the first degree committed pursuant to subdivision (3) of subsection 1 of this section** is a class C felony unless committed as a second or subsequent violation of subdivision (3) of subsection 1 of this section in which case it is a class B felony.

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