

**§802. Arson**

1. A person is guilty of arson if he starts, causes, or maintains a fire or explosion;
  - A. On the property of another with the intent to damage or destroy property thereon; or [PL 1975, c. 499, §1 (NEW).]
  - B. On his own property or the property of another
    - (1) with the intent to enable any person to collect insurance proceeds for the loss caused by the fire or explosion; or
    - (2) which recklessly endangers any person or the property of another. [PL 1983, c. 450, §4 (AMD).]

[PL 1983, c. 450, §4 (AMD).]

2. In a prosecution under subsection 1, paragraph B, the requirements of specificity in the charge and proof at the trial otherwise required by law do not include a requirement to allege or prove the ownership of the property. In a prosecution under subsection 1, paragraph A, it is a defense that the actor reasonably believed he had the permission of the property owner to engage in the conduct alleged. In a prosecution under subsection 1, paragraph A, "property of another" has the same meaning as in section 352, subsection 4.

[PL 1975, c. 740, §86 (AMD).]

3. Arson is a Class A crime.

[PL 1979, c. 322, §2 (AMD).]

**SECTION HISTORY**

PL 1975, c. 499, §1 (NEW). PL 1975, c. 740, §86 (AMD). PL 1979, c. 322, §2 (AMD). PL 1983, c. 450, §4 (AMD).

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