
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 54 by Senator Martiny

1 AMENDMENT NO. 1

2 On page 1, line 9, after "**property**," delete the remainder of the line and delete lines 10
3 through 16 and insert:

4 **"under either of the following circumstances:**

5 **(1) The offender's criminal negligence causes the fire or the explosion.**

6 **(2) The offender's conduct, whether or not amounting to criminal**
7 **negligence, causes the fire or the explosion and the offender fails to report the**
8 **fire or the explosion, as soon as reasonably possible, to the proper authorities,**
9 **including any law enforcement agency, fire department, or emergency services**
10 **agency within the jurisdiction in which the property is located.**

11 **B. If the offender knows or should have known that he has no possessory**
12 **right to the property or other interest therein, or has not previously established**
13 **a right of entry into or onto the property, it may be inferred that the setting of**
14 **the fire or the causing of the explosion was without consent of the owner or**
15 **custodian of the property.**

16 **C. Whoever commits the crime of negligent arson where it is not**
17 **foreseeable that human life might be endangered shall be subject to the**
18 **following:"**

19 AMENDMENT NO. 2

20 On page 2, line 4, delete "**five hundred**"

21 AMENDMENT NO. 3

22 On page 2, line 5, delete "**less than six months nor**"

23 AMENDMENT NO. 4

24 On page 2, delete lines 7 through 18 and insert:

25 **"D. Whoever commits the crime of negligent arson where it is**
26 **foreseeable that human life might be endangered shall be fined not more than**
27 **three thousand dollars and imprisoned, with or without hard labor, for not**
28 **more than three years. In addition, the offender shall be ordered to pay**
29 **restitution for damages sustained.**

30 **E. Whoever commits the crime of negligent arson resulting in death or**
31 **serious bodily injury to a human being shall be fined not more than five**
32 **thousand dollars and imprisoned, with or without hard labor, for not more than**
33 **five years. In addition, the offender shall be ordered to pay restitution for**
34 **damages sustained. For the purposes of this Subsection, "serious bodily injury"**
35 **means bodily injury that involves unconsciousness, extreme physical pain or**
36 **protracted and obvious disfigurement, or protracted loss or impairment of the**
37 **function of a bodily member, organ, or mental faculty, or a substantial risk of**
38 **death."**

39 AMENDMENT NO. 5

40 On page 2, line 19, change "**C.**" to "**F.**"

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