

**39-14-301. Arson.**

(a) A person commits an offense who knowingly **damages** any **structure** or **farm equipment** by means of a **fire or explosion**:

- (1) **Without** the **consent** of all persons who have a possessory, proprietary or security interest therein; or
- (2) With intent to destroy or damage any structure to collect **insurance** for the damage or destruction **or for any unlawful purpose**.

(b)

- (1) Arson is a Class **C felony**.
- (2) Arson of a **place of worship** is a Class **B felony**.

(c) As used in this section:

- (1) "Farm equipment" means any farm tractor as defined in § 55-1-104(a), farm implement designed to be operated with a farm tractor, and motorized farm machinery used in the commercial production of farm products or nursery stock; and
- (2) "**Place of worship**" means any structure that is:
  - (A) Approved, or qualified to be approved, by the state board of equalization for property tax exemption pursuant to § 67-5-212, based on ownership and use of the structure by a religious institution; **and**
  - (B) **Utilized on a regular basis** by such religious institution as the site of congregational services, rites, or activities communally undertaken for the purpose of worship.

**39-14-302. Aggravated arson.**

(a) A person commits aggravated arson who commits **arson** as defined in § 39-14-301 or § 39-14-303:

- (1) When one (1) or more **persons are present therein**; **or**
- (2) When any person, including firefighters and law enforcement officials, **suffers serious bodily injury** as a result of the fire or explosion.

(b) Aggravated arson is a Class **A felony**.