609.5641 WILDFIRE ARSON.

Subdivision 1. Setting wildfires. A person is guilty of a felony who intentionally sets a fire

to burn out of control on land of another containing timber, underbrush, grass, or other vegetative

combustible material.

Subd. 2. Possession of flammables to set wildfires. A person is guilty of a gross

misdemeanor who possesses a flammable, explosive, or incendiary device, substance, or material

with intent to use the device, substance, or material to violate subdivision 1.

Subd. 3. **Penalty**; restitution. (a) A person who violates subdivision 1 may be sentenced to

imprisonment for not more than five years or to payment of a fine of not more than \$10,000, or

both.

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(b) A person who violates subdivision 2 may be sentenced to imprisonment for not more

than one year or to payment of a fine of not more than \$3,000, or both.

(c) In addition to the sentence otherwise authorized, the court may order a person who is

convicted of violating this section to pay fire suppression costs and damages to the owner of the

damaged land.

**History:** 1990 c 478 s 2