

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 172

(Third Reading File Bill)

AMENDMENT NO. 1

In line 2, strike “Felony”; in line 3, strike “altering the maximum fine for persons convicted of felony theft” and substitute “increasing the maximum fines for felony and misdemeanor theft; establishing certain penalties for a third or subsequent conviction of theft where the property or services that were the subject of each theft has a value of less than \$500; establishing a certain fine for a third or subsequent conviction of certain thefts”; and in line 7, strike “342(f)(1)” and substitute “342(f)”.

AMENDMENT NO. 2

After line 18, insert:

“(2) [A] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A person convicted of theft where the property or services that was the subject of the theft has a value of less than \$500 is guilty of a misdemeanor and shall restore the property taken to the owner or pay him the value of the property or services, and be fined not more than [\$500] \$5,000, or be imprisoned for not more than 18 months, or be both fined and imprisoned in the discretion of the court; however, all actions or prosecutions for theft where the property or services that was the subject of the theft has a value of less than \$500 shall be commenced within 2 years after the commission of the offense.

(3) UPON A THIRD OR SUBSEQUENT CONVICTION FOR THEFT WHERE THE PROPERTY OR SERVICES THAT WAS THE SUBJECT OF EACH THEFT HAS A VALUE OF LESS THAN \$500, THE PERSON CONVICTED SHALL:

(I) RESTORE THE PROPERTY TAKEN TO THE OWNER OR PAY THE OWNER THE VALUE OF THE PROPERTY OR SERVICES;

(Over)

- (II) BE SUBJECT TO A FINE NOT EXCEEDING \$5,000; AND
- (III) BE SENTENCED TO IMPRISONMENT NOT EXCEEDING 5

YEARS.”.