

TITLE 6: CRIMES AND CRIMINAL PROCEDURE
DIVISION 1: CRIMES AGAINST THE PERSON

§ 1801. Burglary.

(a) A person commits the offense of burglary if he or she enters a building or occupied structure, or separately occupied or secured portion thereof, or a vehicle with the purpose to commit any felony or crime against property or person, unless the premises are at the time open to the public or the person is licensed, authorized or privileged to enter. It is an affirmative defense to prosecution for burglary that the building or structure was abandoned.

(b) A person convicted under this section may be punished:

(1) By imprisonment for not more than five years; or

(2) By imprisonment for not more than 10 years if:

(A) The dwelling is entered during the period between 30 minutes past sunset and 30 minutes before sunrise; or

(B) If the defendant or an accomplice inflicts bodily injury on anyone or is armed with a dangerous weapon.

Source: PL 3-71, § 1 (§ 451); subsection (a) amended by PL 18-3, § 10 (March 11, 2013).