

**512.040 Criminal mischief in the third degree.**

- (1) A person is guilty of criminal mischief in the third degree when:
  - (a) Having no right to do so or any reasonable ground to believe that he or she has such right, he or she intentionally or wantonly defaces, destroys, or damages any property causing pecuniary loss of less than five hundred dollars (\$500);
  - (b) He or she tampers with property so as knowingly to endanger the person or property of another; or
  - (c) He or she as a tenant, and having no right to do so or any reasonable grounds to believe that he or she has such right, intentionally or wantonly defaces, destroys, or damages residential rental property causing pecuniary loss of less than five hundred dollars (\$500).
- (2) Criminal mischief in the third degree is a Class B misdemeanor, unless the offense occurs during a declared emergency as defined by KRS 39A.020 arising from a natural or man-made disaster, within the area covered by the emergency declaration, and within the area impacted by the disaster, in which case it is a Class A misdemeanor.

**Effective:** July 14, 2022

**History:** Amended 2022 Ky. Acts ch. 151, sec. 11, effective July 14, 2022. -- Amended 2021 Ky. Acts ch. 164, sec. 4, effective June 29, 2021. -- Amended 1976 Ky. Acts ch. 183, sec. 4, effective June 19, 1976. -- Created 1974 Ky. Acts ch. 406, sec. 108, effective January 1, 1975.