

1 Section 1. Section 714.2, Code 1989, is amended to read as
2 follows:

3 714.2 DEGREES OF THEFT.

4 1. The theft of property exceeding five thousand dollars
5 in value, or the theft of property from the person of another,
6 or from a building which has been destroyed or left unoccupied
7 because of physical disaster, riot, bombing, or the proximity
8 of battle, or the theft of property which has been removed
9 from a building because of a physical disaster, riot, bombing,
10 or the proximity of battle, is theft in the first degree.

11 Theft in the first degree is a class "C" felony.

12 2. The Except as otherwise provided in subsection 6, the
13 theft of property exceeding five hundred dollars but not
14 exceeding five thousand dollars in value or theft of a motor
15 vehicle as defined in chapter 321 not exceeding five thousand
16 dollars in value, is theft in the second degree. Theft in the
17 second degree is a class "D" felony. However, for purposes of
18 this subsection, "motor vehicle" does not include a motorized
19 bicycle as defined in section 321.1, subsection 3, paragraph
20 "5".

21 3. The Except as otherwise provided in subsection 5, the
22 theft of property exceeding one hundred dollars but not
23 exceeding five hundred dollars in value, or the theft of any
24 property not exceeding one hundred dollars in value by one who
25 has before been twice convicted of theft, is theft in the
26 third degree. Theft in the third degree is an aggravated
27 misdemeanor.

28 4. The Except as otherwise provided in subsection 6, the
29 theft of property exceeding fifty dollars in value but not
30 exceeding one hundred dollars in value is theft in the fourth
31 degree. Theft in the fourth degree is a serious misdemeanor.

32 5. The Except as otherwise provided in subsection 6, the
33 theft of property not exceeding fifty dollars in value is
34 theft in the fifth degree. Theft in the fifth degree is a
35 simple misdemeanor.

