

**713.6A Burglary in the third degree.**

1. All burglary which is not burglary in the first degree or burglary in the second degree is burglary in the third degree. Burglary in the third degree is a class “D” felony, except as provided in [subsection 2](#).

2. Burglary in the third degree involving a burglary of an unoccupied motor vehicle or motor truck as defined in [section 321.1](#), or a vessel defined in [section 462A.2](#), is an aggravated misdemeanor for a first offense. A second or subsequent conviction under [this subsection](#) is punishable under [subsection 1](#).

3. For purposes of determining whether the person should register as a sex offender pursuant to the provisions of [chapter 692A](#), the fact finder shall make a determination as provided in [section 692A.126](#).

[92 Acts, ch 1231, §61; 2001 Acts, ch 165, §1; 2002 Acts, ch 1050, §53; 2010 Acts, ch 1104, §20, 23](#)

Referred to in [§692A.102, §692A.126](#)