

2022 -- H 7694

LC005008

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO CRIMINAL OFFENSES -- THEFT, EMBEZZLEMENT, FALSE  
PRETENSES, AND MISAPPROPRIATION

Introduced By: Representative Robert E. Craven

Date Introduced: March 02, 2022

Referred To: House Judiciary

(Judiciary)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-41-12 of the General Laws in Chapter 11-41 entitled "Theft,  
2 Embezzlement, False Pretenses, and Misappropriation" is hereby amended to read as follows:

3 **11-41-12. Fraudulent conversion by agent or factor.**

4 Every agent or factor who shall deposit or pledge any goods, wares, or merchandise or any  
5 bill of lading, receipt, or certificate of a warehouse keeper or inspector, or any warrant or order for  
6 the delivery of goods with which he or she shall have been entrusted, or which shall have been  
7 consigned to him or her as a security for any money or other property borrowed or received by the  
8 agent or factor, and shall apply or dispose of the proceeds to his or her own use, in violation of  
9 good faith, and with intent to defraud any owner of the goods, shall be deemed and taken to be  
10 guilty of a ~~misdemeanor~~ [felony](#) and shall be fined not exceeding one thousand dollars (\$1,000) or  
11 be imprisoned not exceeding five (5) years.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO CRIMINAL OFFENSES -- THEFT, EMBEZZLEMENT, FALSE  
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- 1           This act would correct the erroneous misdemeanor classification of the criminal offense of
- 2   fraudulent conversion by agent or factor.
- 3           This act would take effect upon passage.

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