

2013 -- H 5688

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO CRIMINAL OFFENSES -- WEAPONS

Introduced By: Representatives Chippendale, Costa, Trillo, Walsh, and Martin

Date Introduced: February 27, 2013

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-47-11 of the General Laws in Chapter 11-47 entitled "Weapons"
2 is hereby amended to read as follows:
3 **11-47-11. License or permit to carry concealed pistol or revolver.** -- (a) The licensing
4 authorities of any city or town shall, upon application of any person twenty-one (21) years of age
5 or over having a bona fide residence or place of business within the city or town, or of any person
6 twenty-one (21) years of age or over having a bona fide residence within the United States and a
7 license or permit to carry a pistol or revolver concealed upon his or her person issued by the
8 authorities of any other state or subdivision of the United States, issue a license or permit to the
9 person to carry concealed upon his or her person a pistol or revolver everywhere within this state
10 for four (4) years from date of issue, if it appears that the applicant has good reason to fear an
11 injury to his or her person or property or has any other proper reason for carrying a pistol or
12 revolver, and that he or she is a suitable person to be so licensed. The license or permit shall be in
13 triplicate in form to be prescribed by the attorney general and shall bear the fingerprint,
14 photograph, name, address, description, and signature of the licensee and the reason given for
15 desiring a license or permit and in no case shall it contain the serial number of any firearm. The
16 original shall be delivered to the licensee. Any member of the licensing authority, its agents,
17 servants, and employees shall be immune from suit in any action, civil or criminal, based upon
18 any official act or decision, performed or made in good faith in issuing a license or permit under
19 this chapter.

1 (b) Notwithstanding any other chapter or section of the general laws of the state of
2 Rhode Island, the licensing authority of any city or town shall not provide or release to any
3 individual, firm, association or corporation the name, address, or date of birth of any person who
4 has held or currently holds a license or permit to carry a concealed pistol or revolver. This section
5 shall not be construed to prohibit the release of any statistical data of a general nature relative to
6 age, gender and racial or ethnic background nor shall it be construed to prevent the release of
7 information to parties involved in any prosecution of section 11-47-8 or in response to a lawful
8 subpoena in any criminal or civil action which the person is a party to that action.

9 (c) Notwithstanding any other chapter or section of the general laws of the state of Rhode
10 Island, the licensing authority of any city or town shall not provide or release to any individual,
11 firm, association or corporation the name, address or date of birth of any person who has applied
12 for a license or permit to carry a concealed pistol or revolver; provided however, the licensing
13 authority may release this information to other law enforcement agencies as necessary to perform
14 a background check upon the applicant in determining if the requirements of this section are met.
15 This section shall not be construed to prohibit the release of any statistical data of a general nature
16 relative to age, gender and racial or ethnic background nor shall it be construed to prevent the
17 release of information to parties in response to a lawful subpoena in any criminal or civil action in
18 which the person is a party.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO CRIMINAL OFFENSES -- WEAPONS

1 This act would prohibit cities and towns from providing the name, address or date of birth
2 of any person who has applied for a license or permit to carry a concealed pistol or revolver
3 except to other law enforcement agencies when necessary to perform background checks on said
4 applicant.

5 This act would take effect upon passage.

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