

2014 -- H 7310

LC003117

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2014

A N A C T

RELATING TO CRIMINAL OFFENSES - WEAPONS

Introduced By: Representatives Amore, Kazarian, Blazejewski, Valencia, and Finn

Date Introduced: January 30, 2014

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

SECTION 1. Section 11-47-5 of the General Laws in Chapter 11-47 entitled "Weapons" is hereby amended to read as follows:

11-47-5. Possession of arms by person convicted of crime of violence or who is a fugitive from justice. -- (a) No person who has been convicted in this state or elsewhere of a crime of violence, convicted of an offense under section 12-29-2 and punishable as a misdemeanor offense under section 12-29-5, or who is a fugitive from justice shall purchase, own, carry, transport, or have in his or her possession any firearm.

~~(b) Notwithstanding the provisions of subsection (a) of this section, no person convicted of an offense punishable as a felony offense under section 12-29-5 shall purchase, own, carry, transport, or have in his or her possession any firearm, for a period of two (2) years following the date of that conviction.~~

~~(b)~~(c) No person who is in community confinement pursuant to the provisions of section 42-56-20.2 or who is otherwise subject to electronic surveillance or monitoring devices as a condition of parole shall purchase, carry, transport, or have in his or her possession any firearm. This subsection shall not apply to any person who has not been convicted of (or pleaded guilty or nolo contendere to) a crime of violence in a court of competent jurisdiction.

~~(d)~~(c) Every person violating the provisions of this section shall, upon conviction, be punished by imprisonment for not less than ~~two (2)~~ three (3) nor more than ~~ten (10)~~ fifteen (15) years; and for penalties provided in this section he or she shall not be afforded the benefit of

1 suspension or deferment of sentence nor of probation.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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- 1 This act would prohibit the possession and/or ownership of a firearm by a person who has
- 2 been convicted of a misdemeanor under the domestic violence statute.
- 3 This act would take effect upon passage.

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