

2013 -- S 0860

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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 -- FIREARM VIOLATIONS

Introduced By: Senators Satchell, Archambault, Raptakis, Lombardi, and Lombardo

Date Introduced: April 11, 2013

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-47-3.1 of the General Laws in Chapter 11-47 entitled
2 "Weapons" is hereby amended to read as follows:

3 **11-47-3.1. Carrying a stolen firearm when committing a crime of violence.** -- No
4 person shall commit a crime of violence when armed with or having available a stolen firearm.
5 Every person violating the provisions of this section shall be punished: (1) for the first conviction
6 by imprisonment for not less than five (5) nor more than ~~ten (10)~~ fifteen (15) years; (2) for a
7 second conviction under this section by imprisonment for not less than fifteen (15) nor more than
8 twenty (20) years; and (3) for a third or subsequent conviction under this section by imprisonment
9 for not less than twenty (20) years and may be imprisoned for life. The sentence imposed shall be
10 consecutive to the underlying sentence for the crime of violence.

11 SECTION 2. Chapter 11-47 of the General Laws entitled "Weapons" is hereby amended
12 by adding thereto the following section:

13 **11-47-5.2. Possession of a stolen firearm.** -- It shall be unlawful for any person to
14 possess a stolen firearm. Any person in violation of this section shall be guilty of a felony and
15 subject to imprisonment for not less than three (3) years nor more than fifteen (15) years.

16 SECTION 3. Section 11-47-23 of the General Laws in Chapter 11-47 entitled "Weapons"
17 is hereby amended to read as follows:

18 **11-47-23. ~~False information in securing firearm or license~~ False statements or**
19 **representations.** -- No person shall, ~~in purchasing or otherwise securing delivery of a shotgun,~~

1 ~~rifle, pistol, or revolver, or in applying for a license to carry it.~~ with respect to the requirements of
2 this chapter, give false ~~information~~ statements or representations or offer false evidence of his or
3 her identity. Violation of the provisions of this section may be punished by a fine of not more
4 than five thousand dollars (\$5,000), imprisonment for not more than five (5) years, or both.

5 SECTION 4. 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 -- FIREARM VIOLATIONS

1 This act would increase the criminal penalties for carrying a stolen firearm while
2 committing a violent crime, and would add a new section to the general laws relating to the
3 possession of a stolen firearm.

4 This act would take effect upon passage.

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