

RESOLUTION OF THE CITY COUNCIL

No. 187

Approved April 15, 1994

RESOLVED, that the City Council endorses and urges passage by the General Assembly of Senate Bill 94-S 2906 and House Bill 94-H 9223 Relating to Criminal Procedures - Weapons, in substantially the form attached.

IN CITY COUNCIL
APR 7 1994
READ AND PASSED
James J. Stinson
PRES.
Richard L. Clement
CLERK

APPROVED
APR 15 1994
Vincent A. Cianci
MAYOR

RECEIVED

COMMUNICATIONS

IN CITY COUNCIL
Mar. 17, 1994
FIRST READING
REFERRED TO COMMITTEE ON
~~FINANCE~~

Legislative Matters

Michael R. Clemen CLERK

THE COMMITTEE ON

Legislative Matters

Approves Passage of
The Within Resolution

As Amended

Richard J. Cicci
Chairman

3/31/94
Clem

Councilman Steven Lombardi and Sglerzi (By request)

RS1202

STATE OF RHODE ISLAND

94-S 2906

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1994

A N A C T

AN ACT RELATING TO CRIMINAL PROCEDURE -
WEAPONS

94 - S - 2906

Introduced By: Senators Ruggerio and
Goodwin

Date Introduced: February 17, 1994

Referred To: Senate Committee on
Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-47-8 of the General Laws in Chapter 11-47
2 entitled "Weapons" is hereby amended to read as follows:

3 11-47-8. License or permit required for carrying pistol -- Pos-
4 session of machine gun. -- (a) No person shall, without a license or
5 permit therefor, issued as provided in sections 11-47-11, 11-47-12 and
6 11-47-18, carry a pistol or revolver in any vehicle or conveyance or
7 on or about his or her person whether visible or concealed, except in
8 his or her dwelling house or place of business or on land possessed by
9 him or her or as provided in sections 11-47-9 and 11-47-10. The provi-
10 sions of the above section shall not apply to any person who is the
11 holder of a valid license or permit issued by the licensing authority
12 of another state, or territory of the United States, or political sub-
13 division thereof, allowing him or her to carry a pistol or revolver in
14 any vehicle or conveyance or on or about his or her person whether
15 visible or concealed, provided said person is merely transporting said
16 firearm through the state in a vehicle or other such conveyance with-
17 out any intent on the part of said person to detain himself or herself

1 or remain within the state of Rhode Island. No person shall manufac-
2 ture, sell, purchase or possess a machine gun except as otherwise pro-
3 vided in this chapter. Every person violating the provision of this
4 section shall, upon conviction, be punished by imprisonment for not
5 less than one nor more than ten (10) years or by a fine up to ten
6 thousand dollars (\$10,000), or both, and except for a first conviction
7 under this section shall not be afforded the provisions of suspension
8 or deferment of sentence, nor a probation.

9 (b) No person shall have in his or her possession or under his or
10 her control any sawed-off shotgun or sawed-off rifle as defined in
11 section 11-47-2. Any person convicted of violating this subsection
12 shall be punished by imprisonment for up to ten (10) years or by a
13 fine of up to five thousand dollars (\$5,000), or both, and for any
14 subsequent conviction.

15 (c) No person shall have in his or her possession or under his or
16 her control any firearm while said person delivers, possesses with
17 intent to deliver, or manufacture, a controlled substance. Any person
18 convicted of violating this subsection shall be punished by imprison-
19 ment for not less than two (2) years nor more than twenty (20) years
20 and further provided that said sentence shall be consecutive to any
21 sentence the person may receive for the delivery, possession with
22 intent to deliver or the manufacture of the controlled substance. It
23 shall not be a defense to a violation of this subsection that a person
24 has a license or permit to carry or possess a firearm.

25 Parole will not be afforded, except for an adjustment of not more
26 than fifteen (15) percent for good behavior, for sentences imposed
27 upon violation of this section.

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

RS1202

94-S 2906

EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

AN ACT RELATING TO CRIMINAL PROCEDURE -
WEAPONS

- 1 This act would prohibit parole for unlicensed carrying of a
- 2 firearm, or for possession of certain illegal weapons.
- 3 This act would take effect upon passage.

RS1202

DRS1202

STATE OF RHODE ISLAND

94-H 9223

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1994

A N A C T

AN ACT RELATING TO CRIMINAL PROCEDURE -
WEAPONS

94-H 9223

Introduced By: Reps. McCauley, Lima,
Ajello, S. Smith, Ginolfi
Date Introduced: February 17, 1994

Referred To: Committee on Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-47-8 of the General Laws in Chapter 11-47
2 entitled "Weapons" is hereby amended to read as follows:
3 11-47-8. License or permit required for carrying pistol -- Pos-
4 session of machine gun. -- (a) No person shall, without a license or
5 permit therefor, issued as provided in sections 11-47-11, 11-47-12 and
6 11-47-18, carry a pistol or revolver in any vehicle or conveyance or
7 on or about his or her person whether visible or concealed, except in
8 his or her dwelling house or place of business or on land possessed by
9 him or her or as provided in sections 11-47-9 and 11-47-10. The provi-
10 sions of the above section shall not apply to any person who is the
11 holder of a valid license or permit issued by the licensing authority
12 of another state, or territory of the United States, or political sub-
13 division thereof, allowing him or her to carry a pistol or revolver in
14 any vehicle or conveyance or on or about his or her person whether
15 visible or concealed, provided said person is merely transporting said
16 firearm through the state in a vehicle or other such conveyance with-
17 out any intent on the part of said person to detain himself or herself

1 or remain within the state of Rhode Island. No person shall manufac-
2 ture, sell, purchase or possess a machine gun except as otherwise pro-
3 vided in this chapter. Every person violating the provision of this
4 section shall, upon conviction, be punished by imprisonment for not
5 less than one nor more than ten (10) years or by a fine up to ten
6 thousand dollars (\$10,000), or both, and except for a first conviction
7 under this section shall not be afforded the provisions of suspension
8 or deferment of sentence, nor a probation.

9 (b) No person shall have in his or her possession or under his or
10 her control any sawed-off shotgun or sawed-off rifle as defined in
11 section 11-47-2. Any person convicted of violating this subsection
12 shall be punished by imprisonment for up to ten (10) years or by a
13 fine of up to five thousand dollars (\$5,000), or both, and for any
14 subsequent conviction.

15 (c) No person shall have in his or her possession or under his or
16 her control any firearm while said person delivers, possesses with
17 intent to deliver, or manufacture, a controlled substance. Any person
18 convicted of violating this subsection shall be punished by imprison-
19 ment for not less than two (2) years nor more than twenty (20) years
20 and further provided that said sentence shall be consecutive to any
21 sentence the person may receive for the delivery, possession with
22 intent to deliver or the manufacture of the controlled substance. It
23 shall not be a defense to a violation of this subsection that a person
24 has a license or permit to carry or possess a firearm.

25 Parole will not be afforded, except for an adjustment of not more
26 than fifteen (15) percent for good behavior, for sentences imposed
27 upon violation of this section.

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

DRS1202

94-H 9223

EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

AN ACT RELATING TO CRIMINAL PROCEDURE -
WEAPONS

- 1 This act would prohibit parole for unlicensed carrying of a
- 2 firearm, or for possession of certain illegal weapons.
- 3 This act would take effect upon passage.

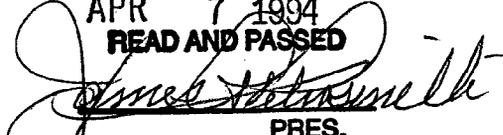
DRS1202

RESOLUTION OF THE CITY COUNCIL

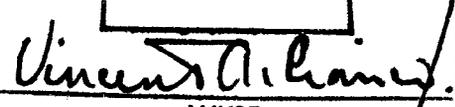
No. 188

Approved April 15, 1994

RESOLVED, that the City Council endorses and urges passage by the General Assembly of Senate Bill 94-S 3106 and House Bill 94-H 9242 Relating to Criminal Jurisdiction of the Superior Court, in substantially the form attached.

IN CITY COUNCIL
APR 7 1994
READ AND PASSED

PRES.

CLERK

APPROVED
APR 15 1994

MAYOR

RECEIVED
MAY 11 1994

IN CITY COUNCIL
Mar. 17 1994
FIRST READING
REFERRED TO COMMITTEE ON *Legislative Matters*
~~FINANCE~~
Michael R. Clement CLERK

THE COMMITTEE ON
Legislative Matters
Approves Passage of
The Within Resolution *As Amended*
Barbara K. Loria
Chairman
3/3/94 Clerk

Carrollmas Slovii, Lombardi and Agiozzi (By request)

DPD1859

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

94-S 3106

JANUARY SESSION, A.D. 1994

A N A C T

RELATING TO THE CRIMINAL JURISDICTION OF
THE SUPERIOR COURT

94 - S 3106

Introduced By: Senator Maryellen
Goodwin

Date Introduced: February 17, 1994

Referred To: Senate Committee on
Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 8-2-15 of the General Laws in Chapter 8-2
2 entitled "Superior Court" is hereby amended to read as follows:

3 8-2-15. Criminal jurisdiction. -- The superior court shall have
4 original jurisdiction of all crimes, offenses and misdemeanors, except
5 as otherwise provided by law, and shall sentence all persons found
6 guilty before it to the punishment prescribed by law. All indictments
7 found by grand juries shall be returned into said court.

8 The presiding justice may in his discretion assign priority to
9 those criminal offenses which are prohibited under the provisions of
10 chapter 47 of title 11 known as the "Firearms Act".

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

EXPLANATION

BY THE LEGISLATIVE COUNCIL

DPD1859

OF

AN ACT

RELATING TO THE CRIMINAL JURISDICTION OF
THE SUPERIOR COURT

1 This act authorizes the presiding Justice to assign priority
2 to certain criminal offenses under the "Firearms Act".

3 This act would take effect upon passage.

PD1859

STATE OF RHODE ISLAND

94-H 9242

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1994

A N A C T

RELATING TO THE CRIMINAL JURISDICTION OF
THE SUPERIOR COURT

94-H 9242

Introduced By: Reps. Moura and S. Smith

Date Introduced: February 17, 1994

Referred To: Committee on Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 8-2-15 of the General Laws in Chapter 8-2
2 entitled "Superior Court" is hereby amended to read as follows:

3 8-2-15. Criminal jurisdiction. -- The superior court shall have
4 original jurisdiction of all crimes, offenses and misdemeanors, except
5 as otherwise provided by law, and shall sentence all persons found
6 guilty before it to the punishment prescribed by law. All indictments
7 found by grand juries shall be returned into said court.

8 The presiding justice may in his discretion assign priority to
9 those criminal offenses which are prohibited under the provisions of
10 chapter 47 of title 11 known as the "Firearms Act".

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

EXPLANATION

BY THE LEGISLATIVE COUNCIL

PD1859

OF

AN ACT

RELATING TO THE CRIMINAL JURISDICTION OF
THE SUPERIOR COURT

1 This act authorizes the presiding Justice to assign priority
2 to certain criminal offenses under the "Firearms Act".

3 This act would take effect upon passage.

RESOLUTION OF THE CITY COUNCIL

No. 189

Approved April 15, 1994

RESOLVED, that the City Council endorses and urges passage by the General Assembly of Senate Bill 94-S 3091 and House Bill 94-H 9218 Relating to Composition of Superior Court, in substantially the form attached.

IN CITY COUNCIL
APR 7 1994
READ AND PASSED
James A. Pignatelli
PRES.
Michael R. Clement
CLERK

APPROVED
APR 15 1994
Vincent A. Cianci
MAYOR

RECEIVED
CITY CLERK
MAY 1 1994

IN CITY COUNCIL
Nov. 17, 1994
FIRST READING
REFERRED TO COMMITTEE ON
~~FINANCE~~
Michael R. Clemen CLERK

Legislative Matters

THE COMMITTEE ON
Legislative Matters
Approves Passage of
The Within Resolution
Barbara A. Pavia
3/31/94 Clerk

Councilman Pavia, Lombardi and Fylozzi (By request)

DDT1266

STATE OF RHODE ISLAND

94-S 3091

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1994

AN ACT

RELATING TO THE COMPOSITION OF SUPERIOR COURT

94 - S - 3091

Introduced By: Seantor Maryellen Goodwin

Date Introduced: February 17, 1994

Referred To: Senate Committee on Judiciary

It is enacted by the General Assembly as follows:

- 1 SECTION 1. Section 8-2-1 of the General Laws in Chapter 8-2
- 2 entitled "Superior Court" is hereby amended to read as follows:
- 3 8-2-1. Composition. -- There shall be a superior court which
- 4 shall consist of a presiding justice and ~~twenty-one--(21)~~ twenty-two
- 5 (22) associate justices except as provided in general laws 8-2-1.2.
- 6 SECTION 2. This act shall take effect upon passage.

EXPLANATION

DDT1266

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

RELATING TO THE COMPOSITION OF SUPERIOR COURT

- 1 This act authorizes the General Assembly to add an addition-
- 2 al associate justice of the Superior Court except as provided in
- 3 section 8-2-1.2.
- 4 The act would take effect upon passage.

DT1266

STATE OF RHODE ISLAND

94-H 9218

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1994

A N A C T

RELATING TO THE COMPOSITION OF SUPERIOR COURT

94-H 9218

Introduced By: Reps. S. Smith, McCauley, Moura, Ginolfi, McGowan

Date Introduced: February 17, 1994

Referred To: Committee on Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 8-2-1 of the General Laws in Chapter 8-2
2 entitled "Superior Court" is hereby amended to read as follows:

3 8-2-1. Composition. -- There shall be a superior court which
4 shall consist of a presiding justice and ~~twenty-one--(21)~~ twenty-two
5 (22) associate justices except as provided in general laws 8-2-1.2.

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

EXPLANATION

DT1266

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

RELATING TO THE COMPOSITION OF SUPERIOR COURT

1 This act authorizes the General Assembly to add an addition-
2 al associate justice of the Superior Court except as provided in
3 section 8-2-1.2.

4 The act would take effect upon passage.