

2021 -- S 0119 SUBSTITUTE A

LC000270/SUB A/3

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ATTORNEY
GENERAL

Introduced By: Senators de la Cruz, Rogers, Paolino, F Lombardi, Lombardo, E Morgan,
and Ciccone

Date Introduced: January 26, 2021

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-9-12.1 of the General Laws in Chapter 42-9 entitled "Department
2 of Attorney General" is hereby amended to read as follows:

3 **42-9-12.1. Annual gun crimes law enforcement report.**

4 (a) The attorney general shall annually, on or before March 31, make a report in writing to
5 the general assembly showing the transactions of the attorney general's office in relation to the
6 enforcement of law with respect to crimes involving a gun during the prior year ending on
7 December 31.

8 (b) The report shall ~~show for each of the counties of the state~~ contain the total number of
9 ~~non-warranted indictments and information~~ cases with respect to ~~crimes~~ charges involving a ~~gun~~
10 firearm in all courts in the state of Rhode Island ~~pending filed at the beginning of~~ during the
11 calendar year. ~~The report shall also contain all~~ and the number of warranted indictments and
12 ~~information~~ cases with respect to ~~crimes~~ charges involving a firearm which have been disposed of
13 during the calendar ~~gun pending at the beginning of the year, the number of indictments returned~~
14 ~~and informations filed in these cases during the year, the number of indictments and informations~~
15 ~~disposed of in these cases during the year:~~

16 (1) By ~~jury~~ trial;

17 (2) ~~By jury waived trial;~~

18 (3) Without jury trial on plea of guilty or nolo contendere; and

1 (4) By a nol pros; and the number of non-warranted and warranted indictments and
2 informations pending at the end of the year.

3 (c) The report shall also show the ~~number of offenders in these cases punished by sentence~~
4 ~~or imprisonment, or by the payment of a fine, or by both fine and imprisonment, or by suspended~~
5 ~~or deferred sentence or probation~~ disposition of each case, with the sentences and fines specified
6 in each instance.

7 (d) The report shall be subdivided ~~to show the sex of the offenders and the age of the~~
8 ~~offenders, arranged by decades.~~ by and specifically include each court docket number and the
9 charge or charges associated with it.

10 (e) For each report beginning with the report due March 31, 2023, the reports shall show
11 whether the firearm or firearms at issue in each case was a rifle, semi-automatic rifle, shotgun,
12 revolver, semi-automatic handgun, or miscellaneous firearm.

13 (f) The report shall be compiled using statistics provided by the Rhode Island statewide
14 judicial information system and may be supplemented by data maintained by the attorney general's
15 office.

16 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 STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF ATTORNEY
GENERAL

1 This act would require the office of attorney general to issue a report containing the total
2 number of cases with respect to charges involving a firearm in all Rhode Island courts. The report
3 would also include a list of cases with respect to charges involving a firearm which have been
4 disposed of during the calendar year as well as the disposition of each case, the court docket number
5 and the charge or charges associated with it. Effective March 31, 2023 reports would be required
6 to show whether the firearm at issue in each case was a rifle, semi-automatic rifle, shotgun,
7 revolver, semi-automatic handgun or miscellaneous firearms.

8 This act would take effect upon passage.

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