

2022 -- H 6614 SUBSTITUTE A

LC003478/SUB A

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO CRIMINAL OFFENSES -- LARGE CAPACITY FEEDING DEVICE BAN OF 2022

Introduced By: Representatives Caldwell, Knight, Blazejewski, Kazarian, Craven, McNamara, Felix, Ajello, McEntee, and Williams
Date Introduced: January 06, 2022

Referred To: House Judiciary

(Attorney General/General Treasurer/Governor/Secretary of State/Lieutenant Governor)

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 11 of the General Laws entitled "CRIMINAL OFFENSES" is hereby
2 amended by adding thereto the following chapter:

3 CHAPTER 47.1

4 LARGE CAPACITY FEEDING DEVICE BAN OF 2022

5 **11-47.1-1. Short title.**

6 This chapter shall be known and may be cited as the "Rhode Island Large Capacity Feeding
7 Device Ban Act of 2022."

8 **11-47.1-2. Definitions.**

9 As used in this chapter:

10 (1) "Federally licensed firearm dealer" means a person who holds a valid federal firearm
11 dealers license issued pursuant to 18 U.S.C. § 923(a).

12 (2) "Large capacity feeding device" means a magazine, box, drum, tube, belt, feed strip, or
13 other ammunition feeding device which is capable of holding, or can readily be extended to hold,
14 more than ten (10) rounds of ammunition to be fed continuously and directly therefrom into a semi-
15 automatic firearm. The term shall not include an attached tubular device which is capable of holding
16 only .22 caliber rimfire ammunition.

17 **11-47.1-3. Large capacity feeding devices prohibited.**

18 (a) No person, except for a federally licensed firearms dealer, shall manufacture, sell, offer

1 to sell, transfer, purchase, possess, or have under his or her control a large capacity feeding device,
2 except as otherwise authorized under this chapter. Any person convicted of violating the provisions
3 of this section shall be punished by imprisonment of not more than five (5) years, or by a fine of
4 up to five thousand dollars (\$5,000), and the large capacity feeding device shall be subject to
5 forfeiture.

6 (b) The provisions of subsection (a) of this section shall not apply to:

7 (1) Any person who, on the effective date of this chapter, lawfully possesses a large
8 capacity feeding device; provided that, within one hundred eighty (180) days of the effective date
9 of this chapter the person:

10 (i) Permanently modifies the large capacity feeding device such that it cannot hold more
11 than ten (10) rounds of ammunition;

12 (ii) Surrenders the large capacity feeding device to the police department in the city or town
13 where the person resides in accordance with the procedures for surrender of weapons set forth by
14 the police department or the Rhode Island state police, or, if there is no such police department or
15 the person resides out of state, to the Rhode Island state police; or

16 (iii) Transfers or sells the large capacity feeding device to a federally licensed firearm
17 dealer or person or firm outside the State of Rhode Island that is lawfully entitled to own or possess
18 such a feeding device.

19 (2)(i) Any law enforcement officer exempt under §§ 11-47-9 and 11-47-9.1; or

20 (ii) A retired law enforcement officer exempt under §§ 11-47-9 and 11-47-9.1 who is not
21 otherwise prohibited from receiving such a feeding device from such agency upon retirement, and
22 who has a permit to carry pursuant to § 11-47-18(b).

23 (3) An active duty member of the Armed Forces of the United States or the National Guard
24 who is authorized to possess and carry such a feeding device.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

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1 This act would make it a felony for an individual to possess any semi-automatic firearm
2 magazine which is capable of holding more than ten (10) rounds of ammunition. A violation is
3 punishable by up to five (5) years imprisonment or a fine of up to five thousand dollars (\$5,000).
4 There are limited exceptions for firearms dealers, law enforcement and military.

5 This act would take effect upon passage.

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