

2012 -- S 2642

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LC01938
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO CRIMINAL OFFENSES - PROCEDURE CORRECTIONS - JAILS AND
PRISONS

Introduced By: Senators Nesselbush, P Fogarty, DeVall, DaPonte, and Sheehan

Date Introduced: March 01, 2012

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-25-15 of the General Laws in Chapter 11-25 entitled "Jails and
2 Prisons" is hereby repealed.

3 ~~11-25-15. Imprisonment for failure to pay fines or costs or give recognizance.--~~
4 ~~Every person who has been or shall be committed or detained in the adult correctional institutions~~
5 ~~for the nonpayment of his or her fine or costs, or both, or for failure to give the recognizance in~~
6 ~~the amount required of him or her to keep the peace, shall be detained in the adult correctional~~
7 ~~institutions after that person has served his or her sentence of imprisonment, if any shall have~~
8 ~~been imposed, one day for each one hundred fifty dollars (\$150) or any fraction of it, of the~~
9 ~~amount of his or her fine or costs, or both, or of the recognizance so required of and not furnished~~
10 ~~by that person. However, the director of corrections may order the release of any person held in~~
11 ~~the adult correctional institutions solely for the nonpayment of his or her costs on any terms that~~
12 ~~he or she shall fix for the payment of the costs by that person and any person so released may be~~
13 ~~caused to be reimprisoned by the director for his or her failure to observe the terms of the release,~~
14 ~~and his or her warrant for imprisonment shall be sufficient authority to all sheriffs, police officers,~~
15 ~~jailers, and the agents of the director to retake and detain the person who shall upon his or her~~
16 ~~return to the correctional institutions serve one day for each dollar or any fraction of it of his or~~
17 ~~her costs then unpaid.~~

1 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 repeal that section of the general laws which allows for any person
2 committed or detained at the adult correctional institution for the nonpayment of a fine, costs or
3 failure to give recognizance in the amount ordered, from using time served, as a credit for the
4 reduction in the amount of such fine, cost or recognizance.

5 This act would take effect upon passage.

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