

2022 -- H 7504

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LC003355
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

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A N A C T

RELATING TO PROPERTY – BY POSSESSION AND PRESCRIPTION

Introduced By: Representatives Cortvriend, Edwards, Solomon, Craven, Phillips, and
Batista

Date Introduced: February 16, 2022

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 34-7-1 of the General Laws in Chapter 34-7 entitled "By Possession
2 and Prescription" is hereby amended to read as follows:

3 **34-7-1. Conclusive title by peaceful possession under claim of title.**

4 Where any person or persons, or others from whom he, she, or they derive their title, either
5 by themselves, tenants or lessees, shall have been for the space of ~~ten (10)~~ twenty (20) years in the
6 uninterrupted, quiet, peaceful and actual seisin and possession of any lands, tenements or
7 hereditaments, excepting woodlands or uncultivated tracts, and thirty (30) years in the
8 uninterrupted, quiet, peaceful and actual seisin and possession of woodlands and uncultivated
9 tracts, for and during that time, claiming the same as his, her or their proper, sole and rightful estate
10 in fee simple, the actual seisin and possession shall be allowed to give and make a good and rightful
11 title to the person or persons, their heirs and assigns forever; and any plaintiff suing for the recovery
12 of any such lands may rely upon the possession as conclusive title thereto, and this chapter being
13 pleaded in bar to any action that shall be brought for the lands, tenements or hereditaments, and the
14 actual seisin and possession being duly proved, shall be allowed to be good, valid and effectual in
15 law for barring the action.

16 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 extend the time period to establish adverse possession of property from ten
2 (10) years to twenty (20) years of uninterrupted, quiet, peaceful and actual seisin and possession of
3 any lands, tenements or hereditaments, excepting woodlands or uncultivated tracts, and thirty (30)
4 years in the uninterrupted, quiet, peaceful and actual seisin and possession of woodlands and
5 uncultivated tracts.

6 This act would take effect upon passage.

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