

2014 -- H 7891

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2014

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A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF ATTORNEY
GENERAL

Introduced By: Representatives Messier, Ferri, Fellela, Serpa, and Lima

Date Introduced: March 06, 2014

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 12-29 of the General Laws entitled "Domestic Violence Prevention
2 Act" is hereby amended by adding thereto the following section:

3 **12-29-12. Jurisdiction to prosecute - Attorney general.** – [All alleged violations of this](#)
4 [chapter shall be prosecuted exclusively by the attorney general pursuant to the provisions of § 42-](#)
5 [9-4.](#)

6 SECTION 2. Section 42-9-4 of the General Laws in Chapter 42-9 entitled "Department
7 of Attorney General" is hereby amended to read as follows:

8 **42-9-4. Prosecution of offenses.** -- (a) The attorney general shall draw and present all
9 informations and indictments, or other legal or equitable process, against any offenders, as by law
10 required, and diligently, by a due course of law or equity, prosecute them to final judgment and
11 execution.

12 (b) The duty of the attorney general under this section shall include the duty to prosecute
13 all charges of violations of sections 31-27-2.1, 31-27-2.3, and/or 31-27-2.5, jurisdiction over the
14 adjudication of which is conferred upon the traffic tribunal under chapter 41.1 of title 31.

15 (c) [The duty of the attorney general under this section shall include the duty to prosecute](#)
16 [all alleged violations of chapter 29 of title 12.](#)

17 SECTION 3. 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 provide the department of attorney general with exclusive jurisdiction and
- 2 authority to prosecute violations of the Domestic Violence Protection Act.
- 3 This act would take effect upon passage.

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