

2017 -- H 5060

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

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A N A C T

RELATING TO CRIMINAL PROCEDURE -- VICTIM'S RIGHTS

Introduced By: Representatives Keable, and Ackerman

Date Introduced: January 11, 2017

Referred To: House Judiciary

(by request)

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 12-28 of the General Laws entitled "Victim's Rights" is hereby  
2 amended by adding thereto the following section:

3 **12-28-3.1. Right of victim's representatives to consult with the department of the**  
4 **attorney general in motor vehicle matters resulting in death.**

5 In any case wherein a person is a suspect in a crime involving a motor vehicle offense  
6 under title 31, death resulting, and a decision has been made not to prosecute the operator of a  
7 motor vehicle involved, the attorney general shall provide written notice to the victim's  
8 representatives advising them of their right to meet with the attorney general or designee to  
9 discuss the reason or reasons for the decision not to prosecute.

10 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 CRIMINAL PROCEDURE -- VICTIM'S RIGHTS

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1           This act would provide that in cases where there is a motor vehicle accident with death  
2 resulting, if the attorney general decides not to prosecute a criminal case, that the attorney general  
3 shall give the decedent's representatives an opportunity to discuss why the matter is not being  
4 prosecuted.

5           This act would take effect upon passage.

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