

2010 -- H 7771

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

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A N A C T

RELATING TO CRIMINAL OFFENSES -- WEAPONS

Introduced By: Representative Laurence W. Ehrhardt

Date Introduced: February 25, 2010

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 11-47-9 of the General Laws in Chapter 11-47 entitled "Weapons"  
2 is hereby amended to read as follows:  
3           **11-47-9. Persons exempt from restrictions.** -- The provisions of section 11-47-8 shall  
4 not apply to sheriffs, deputy sheriffs, the superintendent and members of the state police,  
5 members of the Rhode Island airport police department, members of the Rhode Island state  
6 marshals, Rhode Island state fire marshal, chief deputy state fire marshals, deputy state fire  
7 marshals assigned to the bomb squad, and those assigned to the investigation unit, correctional  
8 officers, ~~and~~ chief inspectors, inspectors and correctional investigators within the department of  
9 corrections, members of the city or town police force, capitol police investigators of the  
10 department of attorney general appointed pursuant to section 42-9-8.1, the witness protection  
11 coordinator for the witness protection review board as set forth in chapter 30 of title 12 and  
12 subject to the minimum qualifications of section 42-9-8.1, the director, assistant director, and  
13 other inspectors and agents at the Rhode Island state fugitive task force appointed pursuant to  
14 section 12-6-7.2, railroad police while traveling to and from official assignments or while on  
15 assignments, conservation officers, or other duly appointed law enforcement officers, nor to  
16 members of the Army, Navy, Air Force, and Marine Corps of the United States, the National  
17 Guard, or organized reserves, when on duty, nor to members of organizations by law authorized  
18 to purchase or receive firearms from the United States or this state, provided these members are at  
19 or going to or from their places of assembly or target practice, nor to officers or employees of the

1 United States authorized by law to carry a concealed firearm, nor to any civilian guard or criminal  
2 investigator carrying sidearms or a concealed firearm in the performance of his or her official  
3 duties under the authority of the commanding officer of the military establishment in the state of  
4 Rhode Island where he or she is employed by the United States, nor to any civilian guard carrying  
5 sidearms or a concealed firearm in the performance of his or her official duties under the  
6 authority of the adjutant general where he or she is employed guarding a national guard facility,  
7 provided, that the commanding officer of the military establishment shall have on file with the  
8 attorney general of this state a list of the names and addresses of all civilian guards and criminal  
9 investigators so authorized, nor to duly authorized military organizations when on duty, nor to  
10 members when at or going to or from their customary places of assembly, nor to any individual  
11 employed in the capacity of warden, associate warden, major, captain, lieutenant, sergeant,  
12 correctional officer or investigator at any project owned or operated by a municipal detention  
13 facility corporation, including the Donald W. Wyatt Detention Facility, nor to the regular and/or  
14 ordinary transportation of pistols or revolvers as merchandise, nor to any person while  
15 transporting a pistol, or revolvers, unloaded from the place of purchase to their residence, or place  
16 of business, from their residence to their place of business or from their place of business to their  
17 residence, or to a Federal Firearms licensee for the purpose of sale, to or from a bona fide  
18 gunsmith, or firearms repair facility, to any police station or other location designated as a site of  
19 a bona fide "gun buy-back" program but only if said pistol or revolver is unloaded and any  
20 ammunition for said pistol or revolver is not readily or directly accessible from the passenger  
21 compartment of such vehicle while transporting same and further provided that in the case of a  
22 vehicle without a compartment separate from the passenger compartment the firearm or the  
23 ammunition shall be stored in a locked container. Persons exempted by the provisions of this  
24 section from the provisions of section 11-47-8 shall have the right to carry concealed firearms  
25 everywhere within this state; provided, that this shall not be construed as giving the right to carry  
26 concealed firearms to a person transporting firearms as merchandise or as household or business  
27 goods.

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

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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RELATING TO CRIMINAL OFFENSES -- WEAPONS

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- 1           This act would permit chief inspectors, inspectors and correctional investigators to carry
- 2   concealed weapons and would provide an exemption from licensing.
- 3           This act would take effect upon passage.

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