

2021 -- S 0414

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

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A N A C T

RELATING TO CRIMINAL OFFENSES -- LARGE CAPACITY FEEDING DEVICE BAN OF  
2021

Introduced By: Senators Goldin, Miller, Seveney, Cano, Calkin, DiPalma, DiMario,  
Coyne, Quezada, and Mendes

Date Introduced: February 25, 2021

Referred To: Senate Judiciary

(Attorney General/General Treasurer/Secretary of State/Lieutenant Governor)

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 11 of the General Laws entitled "CRIMINAL OFFENSES" is hereby  
2 amended by adding thereto the following chapter:

3 CHAPTER 47.1

4 LARGE CAPACITY FEEDING DEVICE BAN OF 2021

5 **11-47.1-1. Short title.**

6 This chapter shall be known and may be cited as the "Rhode Island Large Capacity Feeding  
7 Device Ban Act of 2021."

8 **11-47.1-2. Definitions.**

9 As used in this chapter:

10 (1) "Federally licensed firearm dealer" means a person who holds a valid federal firearm  
11 dealers license issued pursuant to 18 U.S.C. § 923(a).

12 (2) "Large capacity feeding device" means a magazine, box, drum, tube, belt, feed strip,  
13 or other container which is capable of holding more than ten (10) rounds of ammunition to be fed  
14 continuously and directly therefrom into a semi-automatic firearm. The term "large capacity  
15 feeding device" shall include an ammunition feeding device with a removable floor plate or end  
16 plate, if the device can readily be extended to accept more than ten (10) rounds of ammunition. The  
17 term shall not include an attached tubular device which is capable of holding only .22 caliber rimfire  
18 ammunition.

1           **11-47.1-3. Large capacity feeding devices prohibited.**

2           (a) No person, except for a federally licensed firearms dealer, shall manufacture, sell, offer  
3 to sell, transfer, purchase, possess, or have under his or her control a large capacity feeding device,  
4 except as otherwise authorized under this chapter. Any person convicted of violating the provisions  
5 of this section shall be punished by imprisonment of not more than five (5) years, or by a fine of  
6 up to five thousand dollars (\$5,000), and the large capacity feeding device shall be subject to  
7 forfeiture.

8           (b) The provisions of subsection (a) of this section shall not apply to:

9           (1) Any person who, on the effective date of this chapter, lawfully possessed a large  
10 capacity feeding device; provided that, within one hundred eighty (180) days of the effective date  
11 of this chapter the person:

12           (i) Permanently modifies the large capacity feeding device such that it cannot hold more  
13 than ten (10) rounds of ammunition;

14           (ii) Surrenders the large capacity feeding device to the police department in the city or town  
15 where the person resides in accordance with the procedures for surrender of weapons set forth by  
16 the police department or the Rhode Island state police, or, if there is no such police department or  
17 the person resides out of state, to the Rhode Island state police; or

18           (iii) Transfers or sells the large capacity feeding device to a federally licensed firearm  
19 dealer or person or firm outside the state of Rhode Island that is lawfully entitled to own or possess  
20 such a feeding device.

21           (2)(i) Any law enforcement officer exempt under §§ 11-47-9 and 11-47-9.1; or

22           (ii) A retired law enforcement officer exempt under §§ 11-47-9 and 11-47-9.1 who is not  
23 otherwise prohibited from receiving such a feeding device from such agency upon retirement, and  
24 who has a permit to carry pursuant to § 11-47-18(b).

25           (3) An active duty member of the Armed Forces of the United States or the National Guard  
26 who is authorized to possess and carry such a feeding device.

27           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 make it a felony for an individual to possess any semi-automatic firearm  
2 magazine which is capable of holding more than ten (10) rounds of ammunition. Violation is  
3 punishable by up to five (5) years imprisonment or a fine of up to five thousand dollars (\$5,000).  
4 There are limited exceptions for firearms dealers, law enforcement and military.

5           This act would take effect upon passage.

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