



Testimony Re: Senate Bill 2047 Relating to Criminal Offenses – General Provisions – Misdemeanors

Senate Judiciary Committee

May 5, 2026

Stephanie Geller, EdM, Deputy Director

Mr. Chairman and members of the Committee, thank you for the opportunity to provide testimony today. Rhode Island KIDS COUNT strongly supports Senate Bill 2047, which would change the maximum prison sentence for a misdemeanor defense from one year to 364 days. We would like to thank Senator Acosta for sponsoring this bill and Senators LaMountain, Mack, Quezada, Vargas, Ujifusa, Britto, Gu, Murray, McKenney, and Urso for co-sponsoring.

Rhode Island KIDS COUNT supports this bill because in 2023 more than one in three (30% or 61,000) Rhode Island children were living in immigrant families (defined as children living with at least one foreign-born parent) and because under immigration law, certain minor convictions that are punishable by a year or more in prison may lead to detention, denial of necessary forms of immigration relief, and deportation for immigrants.

Making a one-day change in the definition of “misdemeanor,” would protect hundreds of Rhode Islanders, many of whom are parents, from these unnecessary, harsh immigration consequences. Passing this legislation would help protect vulnerable members of our immigrant community, including asylum seekers and victims of domestic violence, who otherwise could be barred from immigration relief due to a misdemeanor conviction. We are also concerned because the deportation consequences apply to all non-citizens, including lawful permanent residents (green card holders) who may have lived here for most of their lives. A single conviction for a first-time minor offense, such as shoplifting, for which they were given no jail time, could still lead to deportation and permanent exile from their family and home.

It is important to note that, under this bill, judges will still have the discretion to impose prison sentences up to 364 days instead of 365. In addition, many serious misdemeanors would still trigger grounds for removal under federal law, including convictions for controlled substance and firearm offenses, child abuse, and domestic violence.

We urge the Committee to approve this legislation and join states like New York, Colorado, Washington, and Nevada that have amended their criminal

codes in recent years in this way to protect their residents from the harsh immigration consequences of federal law.

Several other important immigration bills are being heard in this committee today. Rhode Island KIDS COUNT also strongly supports Senate Bill 2045, the *Protect Our Courts Act*. This bill would protect people attending Rhode Island court proceedings from civil arrest without a judicial warrant, ensures court access, sets enforcement rules, and provides remedies for violations. This legislation and better access to virtual hearings are important strategies for ensuring that our courts remain safe places where victims and witnesses can appear to seek remedies from the courts. Without such protection, we will continue to hear stories of domestic violence victims and others being arrested while seeking justice.

Thank you for the opportunity to provide this testimony.

