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JOURNAL OF THE CONSTITUTIONAL CONVENTION

Providence, Rhode Island

October 4, 1965

The Convention was called to order by Mr. David D. Warren, First Vice Chairman at 2:15 P.M. in the absence of the Chairman.

INVOCATION

The Chairman presented Reverend R. Vernon Lawson, Superintendent of the Congregational Conference of Rhode Island, for the purpose of giving the Invocation. The Invocation was given.

The roll of delegates was called; there were 70 present, 30 absent. A quorum was present.

Absentees were Messrs. Baccari, Beauchemin, Bride, Canna, Miss Colaneri, Messrs. Coleman, Corcoran, Cote, Delehanty, DeCiantis, Dodge, Mrs. Foster, Messrs. Gallagher, Gammino, Gorham of Foster, Gorham of Scituate, Jordan, Kenyon, Kiernan, Lallo, Martin, McCabe, Merolla, Moon, Mrs. Pell, Messrs. Prince, Pucci, Roberts, and Stapleton. The names of the absentees were called.

On motion of Mr. Cannon, seconded by Messrs. Murphy of Tiverton and Belhumeur, the reading of the Journal of the previous day was dispensed, on a voice vote.

REPORTS OF STANDING COMMITTEES

Mr. Kagan, for the Committee on Elections and Right to Vote, reported back that, after a duly advertised public hearing was held thereon, by a vote of 9 to 0 the Committee did not recommend the following proposal:

Proposal No. 180 "Property Qualification"

The proposal and report were accepted, referred to the Committee of the Whole and placed on the General Orders.

Mr. Kagan, for the Committee on Elections and Right to Vote, reported back that, after a duly advertised public hearing was held thereon, by a vote of 9 to 0 the Committee recommended adoption of the following proposal:

Proposal No. 27, Substitute A "Of Suffrage, Article II"

The proposal and report were accepted, referred to the Committee of the Whole and placed on the General Orders.

Mr. Kagan, for the Committee on Elections and Right to Vote, reported back that, after a duly advertised public hearing was held thereon, by a vote of 9 to 0 the Committee recommended adoption of the following proposal:

Proposal No. 20, Substitute A "Term and Election of General Officers"

The proposal and report were accepted, referred to the Committee of the Whole and placed on the General Orders.

INTRODUCTION OF PROPOSALS

The Chairman announced receipt of the following proposal:

Proposal No. 185 offered by Mr. Wexler, entitled "Remedies". The proposal was read by title and referred to the Committee on Personal Liberties.

On motion of Mr. Manning, the delegates extended to Reverend Lawson a rising vote of appreciation for his kindness in giving the Invocation.

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman announced that he would present the report of the Chairman of the Committee of the Whole for September 20, 1965, a copy of which was on the desk of each delegate.

On motion of Mr. Dolbashian, seconded by Messrs. Wexler and Manning, reading of the report was dispensed and the Convention proceeded to act thereon, on a voice vote.

The Chairman, for the Chairman of the Committee of the Whole on September 20, 1965, presented the report by the Chairman of the Committee of the Whole to the Convention, and action was taken thereon as follows:

"The Committee of the Whole meeting on September 20, 1965, considered Proposal No. 59, 'Of Suffrage'.

"The Committee on Elections and Right to Vote recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend recommittal to the Committee on Elections and Right to Vote was adopted."

On motion of Mr. Dolbashian, seconded by Messrs. Cochran, Feeney and Principe, the proposal was recommitted to the Committee on Elections and Right to Vote, on a voice vote.

Also "The Committee considered Proposal No. 68, 'Of Elections'.

"The Committee on Elections and Right to Vote recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend adoption of the proposal was defeated."

Mr. Kagan, seconded by Mr. Bizier, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The roll of delegates was called and the motion passed, 59 delegates voting in the affirmative; 4 delegates voting in the negative and 37 delegates absent or not voting as follows:

AYES - 59

| | |
|-------------------------------------|--------------------------------------|
| Felix A. Appolonia - West Warwick | Mrs. A. Marion Hager - Cranston |
| Mrs. Jane H. Barber - Westerly | Samuel C. Kagan - Providence |
| Arthur A. Belhumeur - Central Falls | Samuel J. Kanakry - Pawtucket |
| Norman E. Bizier - Central Falls | Mrs. Demetra Lambros - Providence |
| Adrien Bissonnette - Woonsocket | John W. Laporte - Burrillville |
| Jeremiah H. Cannon - Providence | A. Norman LaSalle - Warwick |
| Mrs. Claire Capuano - Woonsocket | Epifanio F. Macari - Cranston |
| Mrs. Aurora Castiglia - Cranston | Edward P. Manning - Cumberland |
| Orist D. Chaharyn - Woonsocket | William I. Matzner - Providence |
| William J. Champion - Newport | Thomas F. McGrath - Providence |
| Eugene F. Cochran - Providence | Vincent P. McKinnon - Pawtucket |
| David J. Colbert - Cranston | Donald E. McKiernan - Providence |
| John P. Cooney - Providence | Edward J. Mulligan - Central Falls |
| Lloyd R. Crandall - Hopkinton | William F. Murphy - Tiverton |
| Matthew C. Cunningham - Pawtucket | Paul F. Murray - Newport |
| Thomas R. DiLuglio - Johnston | Charles Nathanson - Warwick |
| Domenic A. DiSandro - Narragansett | Robert S. Ortoleva - Providence |
| Harry J. Dyl - Central Falls | John A. Parrillo - Providence |
| Edward M. Dolbashian - Portsmouth | Robert F. Pickard - E. Greenwich |
| John F. Doris - Woonsocket | Anthony F. Principe - Bristol |
| William A. Feeney - East Prov. | Hugo L. Ricci - Providence |
| Paul A. Fontaine - Woonsocket | Howard R. Smart - Lincoln |
| Ernest A. Foster - Pawtucket | John J. Toolin - Richmond |
| Edward P. Gallogly - Providence | Anthony Vacca - Smithfield |
| Robert B. Gates - So. Kingstown | Charles C. Viall - E. Providence |
| Fulda E. Geoffroy - W. Warwick | David D. Warren - N. Providence |
| Anthony Giangiacomo - Providence | Mrs. Charlotte H. Webster - E. Prov. |
| Noel A. Giguere - Woonsocket | Edmund Wexler - Providence |
| George D. Greenhalgh - Gloucester | Grafton H. Willey - Barrington |
| John J. Wrenn - Providence | |

NOES - 4

Stephen A. Fanning, Jr. - Providence James F. Murphy - Coventry
James E. Murphy - Warren Augusto SaoBento - East Prov.

ABSENT OR NOT VOTING - 37

| | |
|---------------------------------------|------------------------------------|
| Vincent J. Baccari - Providence | John Gorham - Scituate |
| Roger A. Beauchemin - Pawtucket | Raymond E. Jordan - Pawtucket |
| Joseph A. Bevilacqua - Providence | Bradford H. Kenyon - West Green. |
| Thomas H. Bride - Warwick | James H. Kiernan - Providence |
| Domenic C. Canna - Bristol | Mrs. Jeannette Lacroix - Lincoln |
| Miss Elaine C. Colaneri - Providence | August P. LaFrance - Pawtucket |
| Kevin K. Coleman - Woonsocket | John F. Lallo - Westerly |
| Edward B. Corcoran - Middletown | Frederick A. Lawrence - Providence |
| Osias Cote - Pawtucket | Frank A. Martin - Pawtucket |
| Robert J. Delehanty - Newport | Francis H. McCabe - Pawtucket |
| Michael DeCiantis - West Warwick | Arthur Merolla - Providence |
| John C. Dodge - New Shoreham | Edwin J. Moon - Exeter |
| Stephen A. Fanning - Cumberland | Mrs. Nuala O'D. Pell - Newport |
| Mrs. Millicent Foster - No. Kingstown | Antonio Prince - Woonsocket |
| James A. Gallagher - Jamestown | Thomas D. Pucci - Providence |
| Michael A. Gammino - Providence | Mrs. Theresa F. Pulner - Cranston |
| William J. Gmelin - Charlestown | Dennis J. Roberts - Providence |
| Bradford Gorham - Foster | Owen V. Sherry - No. Smithfield |
| Alfred B. Stapleton - Little Compton | |

Also "The Committee considered Proposal No. 74, 'Of the Qualifications of Electors'.

"The Committee on Elections and Right to Vote recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend recommittal to the Committee on Elections and Right to Vote prevailed."

On motion of Mr. Kagan, seconded by Mr. Cochran, the proposal was recommitted to the Committee on Elections and Right to Vote, on a voice vote.

Also "The Committee considered Proposal No. 80, 'Of the Qualifications for Office'.

"The Committee on Elections and Right to Vote recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend recommittal to the Committee on Elections and Right to Vote prevailed."

On motion of Mr. Kagan, seconded by Messrs. Belhumeur and Foster, the proposal was recommitted to the Committee on Elections and Right to Vote, on a voice vote.

Also "The Committee considered Proposal No. 106, 'Disclosures'.

"The Committee on Elections and Right to Vote recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend adoption of the proposal was defeated."

Mr. Kagan, seconded by Messrs. Bizier and Feeney, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The roll of delegates was called and the motion passed, 58 delegates voting in the affirmative; 3 delegates voting in the negative and 39 delegates absent or not voting as follows:

AYES - 58

| | |
|-------------------------------------|-------------------------------------|
| Mrs. Jane H. Barber - Westerly | Samuel C. Kagan - Providence |
| Arthur A. Belhumeur - Central Falls | Samuel J. Kanakry - Pawtucket |
| Norman E. Bizier - Central Falls | Mrs. Demetra Lambros - Providence |
| Adrien Bissonnette - Woonsocket | John W. Laporte - Burrillville |
| Jeremiah H. Cannon - Providence | Epifanio M. Macari - Cranston |
| Mrs. Claire Capuano - Woonsocket | Edward P. Manning - Cumberland |
| Mrs. Aurora Castiglia - Cranston | William I. Matzner - Providence |
| Orist D. Chaharyn - Woonsocket | Thomas F. McGrath - Providence |
| William J. Champion - Newport | Vincent P. McKinnon - Pawtucket |
| Eugene F. Cochran - Providence | Edward J. Mulligan - Central Falls |
| David J. Colbert - Cranston | James E. Murphy - Warren |
| John P. Cooney - Providence | William F. Murphy - Tiverton |
| Lloyd R. Crandall - Hopkinton | Paul F. Murray - Newport |
| Matthew C. Cunningham - Pawtucket | Charles Nathanson - Warwick |
| Thomas R. DiLuglio - Johnston | Robert S. Ortoleva - Providence |
| Domenic A. DiSandro - Narragansett | John A. Parrillo - Providence |
| Harry J. Dyl - Central Falls | Robert F. Pickard - East Green. |
| Edward M. Dolbashian - Portsmouth | Anthony F. Principe - Bristol |
| John F. Doris - Woonsocket | Hugo L. Ricci - Providence |
| William A. Feeney - East Providence | Augusto W. SaoBento - E.Prov. |
| Paul A. Fontaine - Woonsocket | Howard R. Smart - Lincoln |
| Ernest A. Foster - Pawtucket | John J. Toolin - Richmond |
| Edward P. Gallogly - Providence | Anthony Vacca - Smithfield |
| Robert B. Gates - South Kingstown | Charles C. Viall - East Prov. |
| Fulda E. Geoffroy - West Warwick | David D. Warren - No. Providence |
| Anthony Giangiacomo - Providence | Mrs. Charlotte H. Webster - E.Prov. |
| Noel A. Giguere - Woonsocket | Edmund Wexler - Providence |
| George D. Greenhalgh - Glocester | Grafton H. Willey - Barrington |
| Mrs. A. Marion Hager - Cranston | John J. Wrenn - Providence |

NOES - 3

| | |
|-----------------------------------|----------------------------------|
| Felix A. Appolonia - West Warwick | Donald E. McKiernan - Providence |
| James F. Murphy - Coventry | |

ABSENT OR NOT VOTING - 39

| | |
|--------------------------------------|------------------------------------|
| Vincent J. Baccari - Providence | John Gorham - Scituate |
| Roger A. Beauchemin - Pawtucket | Raymond E. Jordan - Pawtucket |
| Joseph A. Bevilacqua - Providence | Bradford H. Kenyon - W. Greenwich |
| Thomas H. Bride - Warwick | James H. Kiernan - Providence |
| Domenic C. Canna - Bristol | Jeannette M. Lacroix - Lincoln |
| Miss Elaine C. Colaneri - Providence | August P. LaFrance - Pawtucket |
| Kevin K. Coleman - Woonsocket | John F. Lallo - Westerly |
| Edward B. Corcoran - Middletown | A. Norman LaSalle - Warwick |
| Osias Cote - Pawtucket | Frederick A. Lawrence - Providence |
| Robert J. Delehanty - Newport | Frank A. Martin - Pawtucket |
| Michael DeCiantis - West Warwick | Francis H. McCabe - Pawtucket |
| John C. Dodge - New Shoreham | Arthur Merolla - Providence |
| Stephen A. Fanning - Cumberland | Edwin J. Moon - Exeter |
| Stephen A. Fanning, Jr. - Providence | Nuala O'D. Pell - Newport |
| Millicent S. Foster - No. Kingstown | Antonio Prince - Woonsocket |
| James A. Gallagher - Jamestown | Owen V. Sherry - North Smithfield |
| Michael A. Gammino - Providence | Thomas D. Pucci - Providence |
| William J. Gmelin - Charlestown | Theresa F. Pulner - Cranston |
| Bradford Gorham - Foster | Dennis J. Roberts - Providence |
| Alfred B. Stapleton - Little Compton | |

Also "The Committee considered Proposal No. 118, 'Suffrage'.

"The Committee on Elections and Right to Vote recommended that the proposal be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend the adoption of the proposal prevailed."

The proposal was referred to the Committee on Style and Drafting.

Also "The Committee considered Proposal No. 171, Substitute A, 'Of Amendments'.

"The Committee on Resolutions recommended that the proposal be adopted. On a division vote, with a majority of the Delegates so voting, a motion to recommend recommitment to the Committee on Resolutions prevailed."

On motion of Mr. Fanning, Jr., seconded by Mr. Pickard, the proposal was recommitment to the Committee on Resolutions, on a voice vote.

Also "The Committee considered Proposal No. 86, 'Of Amendments'.

"The Committee on Resolutions recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend recommitment to the Committee on Resolutions prevailed."

On motion of Mr. Cochran, seconded by Messrs. SaoBento and Wrenn, the proposal was recommitted to the Committee on Resolutions, on a voice vote.

Also "The Committee considered Proposal No. 99, 'Personal Liberties'.

"The Committee on Personal Liberties recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to recommend adoption of the proposal was defeated."

Mr. Dolbashian, seconded by Mr. Murphy of Warren, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The motion was debated.

The roll of delegates was called and the motion passed, 53 delegates voting in the affirmative; 13 delegates voting in the negative and 34 delegates absent or not voting as follows:

AYES - 53

| | |
|-------------------------------------|-------------------------------------|
| Mrs. Jane H. Barber - Westerly | Mrs. Jeannette M. Lacroix - Lincoln |
| Arthur A. Belhumeur - Central Falls | Mrs. Demetra Lambros - Providence |
| Norman E. Bizier - Central Falls | John W. Laporte - Burrillville |
| Adrien Bissonnette - Woonsocket | Edward P. Manning - Cumberland |
| Jeremiah H. Cannon - Providence | William I. Matzner - Providence |
| Mrs. Claire Capuano - Woonsocket | Thomas F. McGrath - Providence |
| Mrs. Aurora Castiglia - Cranston | Vincent P. McKinnon - Pawtucket |
| Eugene F. Cochran - Providence | Donald E. McKiernan - Providence |
| David J. Colbert - Cranston | Edward J. Mulligan - Central Falls |
| John P. Cooney - Providence | James E. Murphy - Warren |
| Lloyd R. Crandall - Hopkinton | William F. Murphy - Tiverton |
| Thomas R. DiLuglio - Johnston | Paul F. Murray - Newport |
| Domenic A. DiSandro - Narragansett | Charles Nathanson - Warwick |
| Harry J. Dyl - Central Falls | Robert S. Ortoleva - Providence |
| Edward M. Dolbashian - Portsmouth | John A. Parrillo - Providence |
| John F. Doris - Woonsocket | Robert F. Pickard - East Greenwich |
| William A. Feeney - East Prov. | Anthony F. Principe - Bristol |
| Ernest A. Foster - Pawtucket | Hugo L. Ricci - Providence |
| Edward P. Gallogly - Providence | Owen V. Sherry - North Smithfield |
| Robert B. Gates - So. Kingstown | Howard R. Smart - Lincoln |
| Fulda E. Geoffroy - W. Warwick | Anthony Vacca - Smithfield |
| Anthony Giangiacomo - Providence | Charles C. Viall - East Providence |
| George D. Greenhalgh - Gloucester | David D. Warren - North Providence |
| Mrs. A. Marion Hager - Cranston | Mrs. Charlotte Webster - E. Prov. |
| Samuel C. Kagan - Providence | Edmund Wexler - Providence |
| Samuel J. Kanakry - Pawtucket | Grafton H. Willey - Barrington |
| John J. Wrenn - Providence | |

NOES - 13

| | |
|-----------------------------------|---------------------------------------|
| Felix A. Appolonia - West Warwick | Paul A. Fontaine - Woonsocket |
| Orist D. Chaharyn - Woonsocket | Noel A. Giguere - Woonsocket |
| William J. Champion - Newport | A. Norman LaSalle - Warwick |
| Matthew C. Cunningham - Pawtucket | Epifanio F. Macari - Cranston |
| Stephen A. Fanning - Cumberland | James F. Murphy - Coventry |
| Stephen A. Fanning - Providence | Augusto W. SaoBento - East Providence |
| John J. Toolin - Richmond | |

ABSENT OR NOT VOTING - 34

| | |
|---------------------------------------|--------------------------------------|
| Vincent J. Baccari - Providence | John Gorham - Scituate |
| Roger A. Beauchemin - Pawtucket | Raymond E. Jordan - Pawtucket |
| Joseph A. Bevilacqua - Providence | Bradford H. Kenyon - West Greenwich |
| Thomas H. Bride - Warwick | James H. Kiernan - Providence |
| Domenic C. Canna - Bristol | August P. LaFrance - Pawtucket |
| Miss Elaine C. Colaneri - Providence | John F. Lallo - Westerly |
| Kevin K. Coleman - Woonsocket | Frederick A. Lawrence - Providence |
| Edward B. Corcoran - Middletown | Frank A. Martin - Pawtucket |
| Osius Cote - Pawtucket | Francis H. McCabe - Pawtucket |
| Robert J. Delehanty - Newport | Arthur Merolla - Providence |
| Michael DeCiantis - West Warwick | Edwin J. Moon - Exeter |
| John C. Dodge - New Shoreham | Mrs. Nuala O'D. Pell - Newport |
| Mrs. Millicent Foster - No. Kingstown | Antonio Prince - Woonsocket |
| James A. Gallagher - Jamestown | Alfred B. Stapleton - Little Compton |
| Michael A. Gammino - Providence | Thomas D. Pucci - Providence |
| William J. Gmelin - Charlestown | Theresa F. Pulner - Cranston |
| Bradford Gorham - Scituate | Dennis J. Roberts - Providence |

GENERAL ORDERS

Mr. DiLuglio, seconded by Messrs. Parrillo and Cochran, moved that the Convention resolve into a Committee of the Whole upon the General Orders of the Day.

The motion prevailed on a voice vote.

(For Journal of the Committee of the Whole, see appendix, this Journal.)

Upon the rising of the Committee of the Whole, the Chairman again called the Convention to order.

ADJOURNMENT

At 3:30 P.M. on motion of Mr. Cochran, seconded by Mr. Champion, the Convention adjourned to meet on Monday, October 18, 1965 at 2:00 P.M. in the Chamber of the House of Representatives at the State House on a voice vote.

August P. LaFrance, Secretary
Constitutional Convention

A P P E N D I X

Journal of the Committee of the Whole

October 4, 1965

Upon the resolving of the Convention into a Committee of the Whole, the Chairman called the Committee of the Whole to order.

GENERAL ORDERS

The Committee of the Whole proceeded to consider and act upon the General Orders of the Day.

Proposal No. 21 "Election of General Officers"

(The Committee on Elections and Right to Vote recommends the adoption.)

On motion of Mr. Cochran, seconded by Mr. Belhumeur, the proposal was placed last on the calendar of General Orders, on a division vote, 43 delegates voting in the affirmative and 11 delegates voting in the negative.

Proposal No. 47 "Municipal Elections"

(The Committee on Elections and Right to Vote recommends the adoption.)

On motion of Mr. Belhumeur, seconded by Messrs. Bizier and Kagan, the proposal was placed last on the calendar of General Orders, on a division vote, 43 delegates voting in the affirmative and 10 delegates voting in the negative.

Proposal No. 35, Substitute A "Of the Judicial Power"

(The Committee on Judiciary recommends the adoption.)

Mr. Ricci, seconded by Mr. LaSalle, moved that further consideration of the proposal be postponed until the next session of the Committee of the Whole.

Mr. Cochran, seconded by Messrs. Belhumeur and Doris, moved that the Committee of the Whole rise. The motion prevailed on a voice vote.

August P. LaFrance
Secretary
Constitutional Convention