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State of Rhode Island and Providence Plantations

**JOURNAL OF THE
CONSTITUTIONAL CONVENTION**

Providence, Rhode Island

October 18, 1965

The Convention was called to order by Mr. Dennis J. Roberts, Chairman, at 2:12 P.M.

INVOCATION

The Chairman presented the Reverend Albert Perry of the Church of the Mediator, Providence, for the purpose of giving the Invocation. The Invocation was given.

The roll of delegates was called; there were 78 present, 22 absent. A quorum was present.

Absentees were Messrs. Beauchemin, Belhumeur, Bride, Cannon, Chaharyn, Coleman, DeCiantis, Dodge, Gallogly, Gammino, Gmelin, Gallagher, Giguere, Kenyon, Kiernan, LaFrance, Lallo, Martin, McGrath, Moon, Mulligan and Pucci.

The names of the absentees were called.

On nomination of Mr. Warren, seconded by Messrs. DiLuglio and Cochran, Mr. Ernest A. Foster was elected Secretary Pro Tem in the absence of the Secretary of the Convention, unanimously.

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

On motion of Mr. Nathanson, the delegates extended to Mr. William J. Gmelin their expression of sincerest sympathy on his sorrowful loss in the death of his wife, on a unanimous rising vote.

The Chairman directed that the Secretary of the Convention express the sympathy of the delegates in a letter to Mr. Gmelin.

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

Mr. Pickard welcomed as guests at the Convention students from the James H. Eldridge School, East Greenwich.

The Chairman welcomed as a guest on the rostrum Honorable Giovanni Folcarelli, Lieutenant Governor of the State of Rhode Island and Providence Plantations.

The Chairman welcomed as guests at the Convention a delegation from the American Association of University Women.

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 10 to 0 the Committee recommended the following proposal:

Proposal No. 33, Substitute A "Of Elections"

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

COMMUNICATIONS

The Chairman announced receipt of a communication from the City Clerk of the city of Central Falls transmitting a copy of a resolution of the City Council relative to municipal elections. The communication was referred to the Committee on Elections and Right to Vote.

INTRODUCTION OF PROPOSALS

The Chairman announced receipt of the following proposal:

Proposal No. 186 offered by Mr. Willey, entitled "Of the Senate".

The proposal was read by title and referred to the Committee on Elections and Right to Vote.

MOTIONS AND RESOLUTIONS

Mr. Willey offered Resolution No. 21. The resolution was read and referred to the Committee on Rules and Credentials.

Mr. Willey offered Resolution No. 22. The resolution was read and referred to the Committee on Rules and Credentials.

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman announced that he would present the report of the Committee of the Whole for September 29, 1965, a copy of which was on the desk of each delegate.

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

The Chairman of the Committee of the Whole on September 29, 1965, presented the report of the Committee of the Whole to the Convention, and action was taken thereon as follows:

"The Committee of the Whole meeting on September 29, 1965, considered Proposal No. 89, 'Voting'.

"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. Lawrence and Cochran, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The roll of delegates was called and the motion passed, 66 delegates voting in the affirmative; 7 delegates voting in the negative, and 27 delegates absent or not voting as follows:

AYES - 66

Vincent J. Baccari - Providence	Mrs. A. Marion Hager - Cranston
Mrs. Jane H. Barber - Westerly	Raymond E. Jordan - Pawtucket
Joseph A. Bevilacqua - Providence	Samuel C. Kagan - Providence
Norman E. Bizier - Central Falls	Samuel J. Kanakry - Pawtucket
Mrs. Claire Capuano - Woonsocket	Mrs. Demetra Lambros - Providence
Mrs. Aurora Castiglia - Cranston	John W. Laporte - Burrillville
William J. Champion, Jr. - Newport	A. Norman LaSalle - Warwick
Eugene F. Cochran - Providence	Frederick A. Lawrence - Providence
Miss Elaine C. Colaneri - Prov.	Epifanio F. Macari - Cranston
David J. Colbert, Jr. - Cranston	Edward P. Manning - Cumberland
John P. Cooney, Jr. - Providence	William I. Matzner - Providence
Edward B. Corcoran - Middletown	Francis H. McCabe - Pawtucket
Osias Cote - Pawtucket	Vincent P. McKinnon - Pawtucket
Lloyd R. Crandall - Hopkinton	Donald E. McKiernan - Providence
Matthew C. Cunningham - Pawtucket	Arthur Merolla - Providence
Robert J. Delehanty - Newport	William F. Murphy - Tiverton
Thomas R. DiLuglio - Johnston	Paul F. Murray - Newport
Domenic A. DiSandro, Jr. - Narra.	Charles Nathanson - Warwick
Edward M. Dolbashian - Portsmouth	Robert S. Ortoleva - Providence
John F. Doris - Woonsocket	John A. Parrillo - Providence
William A. Feeney - East Prov.	Mrs. Nuala O'D. Pell - Newport
Paul A. Fontaine - Woonsocket	Robert F. Pickard - East Greenwich
Ernest A. Foster - Pawtucket	Antonio Prince - Woonsocket
Mrs. Millicent S. Foster - No.Kings.	Anthony F. Principe - Bristol
Robert B. Gates - So. Kingstown	Mrs. Theresa F. Pulner - Cranston
Fulda E. Geoffroy - W. Warwick	Hugo L. Ricci - Providence
Anthony Giangiacomo - Providence	Dennis J. Roberts - Providence
Bradford Gorham - Foster	Owen V. Sherry - North Smithfield
George D. Greenhalgh - Gloucester	Alfred B. Stapleton - Little Compton
Adrien Bissonnette - Woonsocket	

John J. Toolin - Richmond
Anthony Vacca - Smithfield
Charles C. Viall - East Prov.
John J. Wrenn - Providence
David D. Warren - North Providence
Mrs. Charlotte H. Webster - E.Prov.
Mr. Edmund Wexler - Providence

NOES - 7

Felix A. Appolonia - W. Warwick
Stephen A. Fanning - Cumberland
Stephen A. Fanning, Jr. - Providence
Howard R. Smart - Lincoln
John Gorham - Scituate
James F. Murphy - Coventry
Augusto W. SaoBento - E. Providence

ABSENT - 27

Roger A. Beauchemin - Pawtucket
Arthur A. Belhumeur - Central Falls
Thomas H. Bride - Warwick
Domenic C. Canna - Bristol
Jeremiah H. Cannon - Providence
Orist D. Chaharyn - Woonsocket
Kevin K. Coleman - Woonsocket
Michael DeCiantis - W. Warwick
Harry J. Dyl - Central Falls
John C. Dodge - New Shoreham
James A. Gallagher - Jamestown
Edward P. Gallogly - Providence
Michael A. Gammino - Providence
Grafton H. Willey - Barrington
William J. Gmelin - Charlestown
Noel A. Giguere - Woonsocket
Bradford H. Kenyon - W. Greenwich
James H. Kiernan - Providence
Mrs. Jeannette M. Lacroix - Lincoln
August P. LaFrance - Pawtucket
John F. Lallo - Westerly
Frank A. Martin, Jr. - Pawtucket
Thomas F. McGrath - Providence
Edwin J. Moon - Exeter
Edward J. Mulligan - Central Falls
James E. Murphy - Warren
Thomas D. Pucci - Providence

Also, "The Committee considered Proposal No. 147, 'Qualifications to Vote'.

"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 reject the proposal prevailed."

Mr. Cochran, seconded by Messrs. Cote, Bizier and Manning, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The roll of delegates was called and the motion passed, 70 delegates voting in the affirmative; 0 delegates voting in the negative and 30 delegates absent or not voting as follows:

AYES - 70

Felix A. Appolonia - West Warwick
Vincent J. Baccari - Providence
Mrs. Jane H. Barber - Westerly
Joseph A. Bevilacqua - Providence
Norman E. Bizier - Central Falls
Adrien Bissonnette - Woonsocket
Mrs. Claire Capuano - Woonsocket
Mrs. Aurora Castiglia - Cranston
William J. Champion - Newport
Eugene F. Cochran - Providence
Miss Elaine C. Colaneri - Prov.
David J. Colbert - Cranston
John P. Cooney - Providence
Edward B. Corcoran - Middletown

Osias Cote - Pawtucket
Lloyd R. Crandall - Hopkinton
Matthew C. Cunningham - Pawtucket
Robert J. Delehanty - Newport
Thomas R. DiLuglio - Johnston
Domenic A. DiSandro - Narra.
Harry J. Dyl - Central Falls
Edward M. Dolbashian - Portsmouth
John F. Doris - Woonsocket
Stephen A. Fanning, Jr. - Prov.
William A. Feeney - East Prov.
Paul A. Fontaine - Woonsocket
Ernest A. Foster - Pawtucket
Mrs. M. S. Foster - No. Kingstown
Robert B. Gates - So. Kingstown
Fulda E. Geoffroy - W. Warwick
Bradford Gorham - Foster
John Gorham - Scituate
George D. Greenhalgh - Gloucester
Mrs. A. Marion Hager - Cranston
Raymond E. Jordan - Pawtucket
Samuel J. Kanakry - Pawtucket
Mrs. Demetra Lambros - Providence
John W. Laporte - Burrillville
A. Norman LaSalle - Warwick
Frederick A. Lawrence - Providence
Epifanio F. Macari - Cranston
Edward P. Manning - Cumberland

William I. Matzner - Providence
Francis H. McCabe - Pawtucket
Donald E. McKiernan - Providence
Arthur Merolla - Providence
James F. Murphy - Coventry
William F. Murphy - Tiverton
Paul F. Murray - Newport
Charles Nathanson - Warwick
Robert S. Ortoleva - Providence
John A. Parrillo - Providence
Mrs. Nuala O'D. Pell - Newport
Robert F. Pickard - E. Greenwich
Antonio Prince - Woonsocket
Anthony F. Principe - Bristol
Mrs. Theresa F. Pulner - Cranston
Hugo L. Ricci - Providence
Dennis J. Roberts - Providence
Augusto W. SaoBento - E. Providence
Owen V. Sherry - North Smithfield
Howard R. Smart, Jr. - Lincoln
Alfred B. Stapleton - Little Compton
John J. Toolin - Richmond
Anthony Vacca - Smithfield
Charles C. Viall - E. Providence
David D. Warren - North Providence
Charlotte H. Webster - E. Providence
Edmund Wexler - Providence
John J. Wrenn - Providence

ABSENT OR NOT VOTING - 30

Roger A. Beauchemin - Pawtucket
Arthur A. Belhumeur - Central Falls
Thomas H. Bride - Warwick
Domenic C. Canna - Bristol
Jeremiah H. Cannon - Providence
Orist D. Chaharyn - Woonsocket
Kevin K. Coleman - Woonsocket
Michael DeCiantis - West Warwick
John C. Dodge - New Shoreham
Stephen A. Fanning - Cumberland
James A. Gallagher - Jamestown
Edward P. Gallogly - Providence
Michael A. Gammino - Providence
William J. Gmelin - Charlestown
Anthony Giangiacomo - Providence

Noel A. Giguere - Woonsocket
Samuel C. Kagan - Providence
Bradford H. Kenyon - W. Greenwich
James H. Kiernan - Providence
Mrs. Jeannette M. Lacroix - Lincoln
August P. LaFrance - Pawtucket
John F. Lallo - Westerly
Frank A. Martin - Pawtucket
Thomas F. McGrath - Providence
Vincent P. McKinnon - Pawtucket
Edwin J. Moon - Exeter
Edward J. Mulligan - Central Falls
James E. Murphy - Warren
Thomas D. Pucci - Providence
Grafton H. Willey - Barrington

Also "The Committee considered Proposal No. 123, 'Judicial Power'.

"The Committee on Resolutions recommended referral to the Committee on the Judiciary. On a division vote, with a majority of the delegates so voting, the Committee of the Whole recommended recommitment

of the proposal to the Committee on the Judiciary."

By unanimous consent the proposal was recommitted to the Committee on the Judiciary.

Also "The Committee considered Proposal No. 10009, 'Right to Strike by Government Employees.'

"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 reject the proposal prevailed."

Mrs. Foster, seconded by Messrs. DiSandro, Principe and Vacca, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The roll of delegates was called and the motion passed, 70 delegates voting in the affirmative; 4 delegates voting in the negative and 26 delegates absent or not voting as follows:

AYES - 70

Felix A. Appolonia - West Warwick	Anthony Giangiacomo - Providence
Vincent J. Baccari - Providence	Bradford Gorham - Foster
Mrs. Jane H. Barber - Westerly	John Gorham - Scituate
Joseph A. Bevilacqua - Providence	George D. Greenhalgh - Glocester
Norman E. Bizier - Central Falls	Mrs. A. Marion Hager - Cranston
Adrien Bissonnette - Woonsocket	Samuel C. Kagan - Providence
Mrs. Claire Capuano - Woonsocket	Samuel J. Kanakry - Pawtucket
Mrs. Aurora Castiglia - Cranston	Mrs. Demetra Lambros - Providence
William J. Champion - Newport	John W. Laporte - Burrillville
Eugene F. Cochran - Providence	Frederick A. Lawrence - Providence
Miss Elaine C. Colaneri - Providence	Epifanio F. Macari - Cranston
David J. Colbert - Cranston	Edward P. Manning - Cumberland
John P. Cooney - Providence	William I. Matzner - Providence
Edward B. Corcoran - Middletown	Francis H. McCabe - Pawtucket
Osias Cote - Pawtucket	Vincent P. McKinnon - Pawtucket
Lloyd R. Crandall - Hopkinton	Donald E. McKiernan - Providence
Matthew C. Cunningham - Pawtucket	Arthur Merolla - Providence
Robert J. Delehanty - Newport	James E. Murphy - Warren
Thomas R. DiLuglio - Johnston	James F. Murphy - Coventry
Domenic A. DiSandro - Narragansett	William F. Murphy - Tiverton
Harry J. Dyl - Central Falls	Paul F. Murray - Newport
Edward M. Dolbashian - Portsmouth	Charles Nathanson - Warwick
John F. Doris - Woonsocket	Robert S. Ortoleva - Providence
William A. Feeney - East Providence	John A. Parrillo - Providence
Paul A. Fontaine - Woonsocket	Mrs. Nuala O'D. Pell - Newport
Ernest A. Foster - Pawtucket	Robert F. Pickard - E. Greenwich
Mrs. M. S. Foster - No. Kingstown	Antonio Prince - Woonsocket
Robert B. Gates - So. Kingstown	Anthony F. Principe - Bristol
Fulda E. Geoffroy - West Warwick	Mrs. Theresa F. Pulner - Cranston

Hugo L. Ricci - Providence	Charles C. Viall - East Providence
Dennis J. Roberts - Providence	David D. Warren - North Providence
Owen V. Sherry - North Smithfield	Mrs. Charlotte H. Webster - E.Prov.
Howard R. Smart - Lincoln	Edmund Wexler - Providence
Alfred B. Stapleton - Little Compton	Grafton H. Willey - Barrington
Anthony Vacca - Smithfield	John J. Wrenn - Providence

NOES - 4

Stephen A. Fanning - Cumberland	Augusto W. SaoBento - E. Providence
Raymond E. Jordan - Pawtucket	John J. Toolin - Richmond

ABSENT OR NOT VOTING - 26

Roger A. Beauchemin - Pawtucket	William J. Gmelin - Charlestown
Arthur A. Belhumeur - Central Falls	Noel A. Giguere - Woonsocket
Thomas H. Bride - Warwick	Bradford H. Kenyon - W. Greenwich
Domenic C. Canna - Bristol	James H. Kiernan - Providence
Jeremiah H. Cannon - Providence	Mrs. Jeannette M. Lacroix - Lincoln
Orist D. Chaharyn - Woonsocket	August P. LaFrance - Pawtucket
Kevin K. Coleman - Woonsocket	John F. Lallo - Westerly
Michael DeCiantis - W. Warwick	A. Norman LaSalle - Warwick
John C. Dodge - New Shoreham	Frank A. Martin - Pawtucket
Stephen A. Fanning - Providence	Thomas F. McGrath - Providence
James A. Gallagher - Jamestown	Edwin J. Moon - Exeter
Edward P. Gallogly - Providence	Edward J. Mulligan - Central Falls
Michael A. Gammino - Providence	Thomas D. Pucci - Providence

Also "The Committee considered Proposal No. 2, 'Lotteries'.

"The Committee on Resolutions recommended referral to the Committee on the Legislative Department. On a division vote, with a majority of the delegates so voting, a motion to recommend recommitment of the proposal to the Committee on the Legislative Department prevailed."

By unanimous consent, the proposal was recommitted to the Committee on the Legislative Department.

Also "The Committee considered Proposal No. 3, 'Of the Legislative Power'.

"The Committee on Resolutions recommended referral to the Committee on the Legislative Department. On a division vote, with a majority of the delegates so voting, a motion to recommit the proposal to the Committee on the Legislative Department prevailed."

By unanimous consent, the proposal was recommitted to the Committee on the Legislative Department.

Also "The Committee considered Proposal No. 93, 'Oath of Fealty'.

"The Committee on Resolutions recommended that the proposal not be adopted. On a division vote, with a majority of the delegates voting, a motion to adopt the proposal was defeated."

Mr. Fanning of Cumberland, seconded by Messrs. Cunningham, LaSalle, Feeney and Toolin moved that the proposal be adopted.

The motion was debated.

The roll of delegates was called and the motion, which required the affirmative vote of a majority of all the delegates elected to the Convention pursuant to Rule 48, failed of passage, 44 delegates voting in the affirmative, 33 delegates voting in the negative and 23 delegates absent or not voting as follows:

AYES - 44

Felix A. Appolonia - W. Warwick	Mrs. A. Marion Hager - Cranston
Vincent J. Baccari - Providence	Raymond E. Jordan - Pawtucket
Joseph A. Bevilacqua - Providence	Samuel J. Kanakry - Pawtucket
Norman E. Bizier - Central Falls	John W. Laporte - Burrillville
Adrien Bissonnette - Woonsocket	A. Norman LaSalle - Warwick
Mrs. Claire Capuano - Woonsocket	Epifanio F. Macari - Cranston
William J. Champion - Newport	Edward P. Manning - Cumberland
Eugene F. Cochran - Providence	Francis H. McCabe - Pawtucket
Miss Elaine C. Colaneri - Providence	Vincent P. McKinnon - Pawtucket
David J. Colbert - Cranston	Arthur Merolla - Providence
Lloyd R. Crandall - Hopkinton	James E. Murphy - Warren
Matthew C. Cunningham - Pawtucket	James F. Murphy - Coventry
Thomas R. DiLuglio - Johnston	William F. Murphy - Tiverton
Domenic A. DiSandro - Narragansett	Robert S. Ortoleva - Providence
Harry J. Dyl - Central Falls	John A. Parrillo - Providence
Edward M. Dolbashian - Portsmouth	Mrs. Theresa F. Pulner - Cranston
Stephen A. Fanning - Cumberland	Hugo L. Ricci - Providence
Stephen A. Fanning, Jr. - Prov.	Augusto W. SaoBento - E. Providence
William A. Feeney - East Prov.	Howard R. Smart - Lincoln
Paul A. Fontaine - Woonsocket	John J. Toolin - Richmond
Ernest A. Foster - Pawtucket	Charles C. Viall - E. Providence
Fulda E. Geoffroy - W. Warwick	Mrs. Charlotte H. Webster - E.Prov.

NOES - 33

Jane H. Barber - Westerly	Anthony Giangiacomo - Providence
Domenic C. Canna - Bristol	Bradford Gorham - Foster
Aurora Castiglia - Cranston	John Gorham - Scituate
John P. Cooney - Providence	George D. Greenhalgh - Glocester
Edward B. Corcoran - Middletown	Samuel C. Kagan - Providence
Osias Cote - Pawtucket	Mrs. Demetra Lambros - Providence
Robert J. Delehanty - Newport	Frederick A. Lawrence - Providence
John F. Doris - Woonsocket	William I. Matzner - Providence
Mrs. M. S. Foster - No. Kingstown	Donald E. McKiernan - Providence
Robert B. Gates - So. Kingstown	Paul F. Murray - Newport

Charles Nathanson - Warwick	Owen V. Sherry - North Smithfield
Mrs. Nuala O'D. Pell - Newport	Alfred B. Stapleton - Little Compton
Robert F. Pickard - East Greenwich	Anthony Vacca - Smithfield
Antonio Prince - Woonsocket	David D. Warren - No. Providence
Anthony F. Principe - Bristol	Edmund Wexler - Providence
Dennis J. Roberts - Providence	Grafton H. Willey - Barrington
John J. Wrenn - Providence	

ABSENT OR NOT VOTING - 23

Roger A. Beauchemin - Pawtucket	William J. Gmelin - Charlestown
Arthur A. Belhumeur - Central Falls	Noel A. Giguere - Woonsocket
Thomas H. Bride - Warwick	Bradford H. Kenyon - W. Greenwich
Jeremiah H. Cannon - Providence	James H. Kiernan - Providence
Orist D. Chaharyn - Woonsocket	Mrs. Jeannette M. Lacroix - Lincoln
Kevin K. Coleman - Woonsocket	August P. LaFrance - Pawtucket
Michael DeCiantis - West Warwick	John F. Lallo - Westerly
John C. Dodge - New Shoreham	Frank A. Martin - Pawtucket
James A. Gallagher - Jamestown	Thomas F. McGrath - Providence
Edward P. Gallogly - Providence	Edwin J. Moon - Exeter
Michael A. Gammino - Providence	Edward J. Mulligan - Central Falls
Thomas D. Pucci - Providence	

Mr. Fanning of Cumberland announced that the Committee on the Administration of the Convention would meet at the rising of the Convention.

GENERAL ORDERS

On motion of Mr. Warren, seconded by Mr. Murphy of Tiverton, the Convention resolved into a Committee of the Whole upon the General Orders of the Day, 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.

Mrs. Webster announced that the Committee on the Executive Department would meet at 3 P.M., Friday, October 22, 1965 at Convention Headquarters.

Mr. Murphy of Warren announced that the Committee on Personal Liberties would meet at 7:30 P.M., Thursday, October 21, 1965 at Convention Headquarters.

ADJOURNMENT

At 5:30 P.M. on motion of Mr. Cochran, seconded by Messrs. Doris, Wexler & Principe, the Convention adjourned to meet on Monday, October 25, 1965 at 2:00 P.M. in the Chamber of the House of Representatives 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 18, 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. 35 - Substitute A "Of the Judicial Power"
(The Committee on Judiciary recommends the adoption.)

The proposal had been read at the session of the Committee of the Whole held on October 4, 1965.

Section 1 of the proposal was read.

Mr. Cooney, seconded by Messrs. Corcoran, Matzner and Murray moved that the Committee of the Whole recommend adoption of the section.

The motion was debated.

On a division vote, the motion prevailed, 66 delegates voting in the affirmative and 0 delegates voting in the negative.

Section 2 of the proposal was read.

Mr. Cooney, seconded by Messrs. Wexler, Feeney, Willey and Corcoran, moved that the Committee of the Whole recommend adoption of the section.

The motion was debated.

Mr. LaSalle, seconded by Messrs. Appolonia and Toolin, offered the following written motion to amend:

"I move to amend Section 2 by adding thereto the following: The justices of the supreme court shall give their written opinion upon any question of law whenever requested by the governor or by either house of the general assembly."

A. Norman LaSalle

The motion was read.

The motion was debated.

Mr. Cooney, seconded by Messrs. Doris and Warren, moved that the motion to amend be laid on the table.

On a division vote, the motion prevailed, 42 delegates voting in the affirmative and 15 delegates voting in the negative.

The motion to recommend adoption of the section prevailed on a division vote, 62 delegates voting in the affirmative and 4 delegates voting in the negative.

Section 3 of the proposal was read.

Mr. Cooney, seconded by Messrs. Doris, Murphy of Coventry and DiLuglio, moved that the Committee of the Whole recommend adoption of the section.

The motion was debated.

Mr. Corcoran, seconded by Mr. Warren, offered the following written motion to amend:

"I move to amend Section 3 to read as follows:
Sec. 3. The justices of the supreme court shall be appointed by the governor with the advice and consent of the senate (given in such manner as shall be provided by law)."

Edward B. Corcoran

The motion was read.

The motion was debated.

On motion of Mr. Doris, seconded by Messrs. Dolbashian and Ricci, the motion to amend was laid on the table, on a division vote, 42 delegates voting in the affirmative and 23 delegates voting in the negative.

The motion to recommend adoption of the section prevailed on a division vote, 44 delegates voting in the affirmative and 20 delegates voting in the negative.

Section 4 of the proposal was read.

Mr. Cooney, seconded by Messrs. Murray, Murphy of Coventry and Matzner, moved that the Committee of the Whole recommend adoption of the section.

The motion was debated.

Mr. LaSalle, seconded by Mr. Appolonia, offered the following written motion to amend:

"I move to amend Section 4 to read as follows:

'Section 4. Each justice of the supreme court shall hold his office until his place be declared vacant by a resolution of the general assembly to that effect; which resolution shall be voted for by a majority of all the members elected to the house in which it may originate, and be concurred in by the same majority of the other house. Such resolution shall not be entertained on any day other than the first day of the annual session of the general assembly in the odd numbered years; provided, that if any such justice is removed from office in the aforesaid manner he shall be pensioned according to law. Except as hereinbefore provided, each justice of the supreme court shall hold his office until voluntary retirement or retirement because of age or for disability as hereinafter provided. But a justice of the supreme court or any inferior court shall be removed from office if, upon impeachment, he shall be found guilty of any official misdemeanor."

A. Norman LaSalle

The motion was read.

The motion was debated.

On motion of Mr. Cooney, seconded by Mr. Cochran, the motion to amend was laid on the table, on a division vote, 42 delegates voting in the affirmative and 21 delegates voting in the negative.

Mr. Ricci, seconded by Dr. Parrillo, offered the following written motion to amend:

"I move to amend Section 4 by deleting therefrom the words 'and he shall not be removed from office except by impeachment'."

Hugo L. Ricci

The motion was read.

The motion was debated.

On motion of Mr. Cooney, seconded by Messrs. Viall, Feeney and Cote, the motion to amend was laid on the table on a division vote, 56 delegates voting in the affirmative and 5 delegates voting in the negative.

The motion to recommend adoption of the section prevailed on a division vote, 57 delegates voting in the affirmative and 3 delegates

voting in the negative.

Mr. Cochran, seconded by Dr. Parrillo, moved that the Committee of the Whole rise.

The motion prevailed on a voice vote.

August P. LaFrance
Secretary
Constitutional Convention