September 1965

Journal of the Constitutional Convention, 1965 Sep 13

August P. LaFrance

Follow this and additional works at: http://digitalcommons.providence.edu/constitution_64-69

http://digitalcommons.providence.edu/constitution_64-69/83

This Article is brought to you for free and open access by the Special Collections at DigitalCommons@Providence. It has been accepted for inclusion in Journals of the 1964-1969 Constitutional Convention of Rhode Island by an authorized administrator of DigitalCommons@Providence. For more information, please contact mcaprio1@providence.edu.
The Convention was called to order by Mr. Dennis J. Roberts, Chairman, at 2:15 P.M.

INVOCATION

The Chairman presented the Rev. Birger Johnson, Pastor of the Gloria Dei Lutheran Church, Providence, for the purpose of giving the Invocation. The Invocation was given.

The roll of delegates was called; there were 71 present, 29 absent. A quorum was present.

Absentees were Messrs. Appolonia, Belhumeur, Bissonnette, Bride, Canna, Mme. Capuano, Castiglia and Miss Colaneri, Messrs. Cote, Delehanty, DeCiantis, Dodge, Gallagher, Gammino, Gates, Giguere, Jordan, Kenyon, Kiernan, Mrs. Lacroix, Messrs. Lallo, LaSaile, Martin, McCabe, Moon, Murphy of Coventry, Nathanson, Pickard, Prince.

The names of the absentees were called.

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

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

REPORTS OF STANDING COMMITTEES

Mr. Cannon for the Committee on Administration of the Convention reported back Resolution No. 6 as amended with recommendation of adoption as amended.

CONSTITUTIONAL CONVENTION OF RHODE ISLAND

Resolution No. 6

Date February 15, 1965

Submitted by Delegate William J. Champion, Jr. Referred to:
Delegates to the Convention will be reimbursed for travel, from the district which they represent, to meetings of the Convention, or to meetings of Committees of which they are a member, at a rate of 8¢ per mile for each meeting of the Convention, or a Committee thereof, actually attended, including travel for the opening session and all other sessions prior to the date of adoption of this resolution. Reimbursement will be on a round trip basis. This allowance will be permitted for one round trip a day. Delegates will submit claims at regular intervals, but not oftener than every two months.

COMMITTEE ON ADMINISTRATION
MEETING OF SEPTEMBER 13, 1965
VOTED TO RECOMMEND ADOPTION AS AMENDED.

The resolution as amended was read.

On motion of Mr. Doris, seconded by Messrs. Wrenn, Bizier, Fontaine, TooLIn and McGrath the resolution was adopted as amended on a division vote, 33 delegates voting in the affirmative; 24 delegates voting in the negative.

INTRODUCTION OF PROPOSALS

The Chairman announced receipt of the following proposals:

Proposal No. 10023 offered by a qualified elector, Chandler W. Johnson, of Providence. The proposal was referred to the Committee on Rules and Credentials.

Proposal No. 10024 offered by a qualified elector, John P. Vivieros, Jr. of Pawtucket. The proposal was 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 August 23, 1965, a copy of which was on the desk of each delegate.

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

The Chairman, as Chairman of the Committee of the Whole on August 23, 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 August 23, 1965, considered Proposal No. 112, "General Treasurer".

"The Committee on the Executive Department recommended that the proposal not be adopted. On a division vote, with a majority of the delegates voting, a motion to recommend the adoption of Proposal 112 was defeated."

Mr. Fanning of Cumberland, seconded by Messrs. Toolin, Matzner and McKiernan moved that the proposal be adopted.

The roll of delegates was called and the motion failed of passage, 33 delegates voting in the affirmative, 34 delegates voting in the negative and 33 delegates absent as follows:

**AYES - 33**

Vincent J. Baccari - Providence
Roger A. Beauchemin - Pawtucket
Jeremiah H. Cannon - Providence
Orist D. Chaharyn - Woonsocket
David J. Colbert, Jr. - Cranston
Lloyd R. Crandall - Hopkinton
Harry J. Dyl - Central Falls
Edward M. Dolbashian - Portsmouth
Stephen A. Fanning - Cumberland
Stephen A. Fanning, Jr. - Providence
Paul A. Fontaine - Woonsocket
William J. Gmelin - Charlestown
Bradford Gorham - Foster
John Gorham - Scituate
Mrs. A. Marion Hager - Cranston
Samuel J. Kanakry - Pawtucket

**NOES - 34**

Mrs. Jane H. Barber - Westerly
Joseph A. Bevilacqua - Providence
Norman E. Bizier - Central Falls
William J. Champion, Jr. - Newport
Eugene P. Cochran - Providence
Kevin K. Coleman - Woonsocket
John P. Cooney, Jr. - Providence
Edward B. Corcoran - Middletown
Matthew C. Cunningham - Pawtucket
Thomas R. Diuluglio - Johnston
Domenic A. DiSandro, Jr. - Narragansett
John P. Doris - Woonsocket
William A. Feeney - East Prov.
Ernest A. Foster - Pawtucket
Robert S. Ortolena - Providence

Mrs. Millicent S. Foster - No. Kingstown
Edward P. Gallogly - Providence
Fulda E. Geoffroy - West Warwick
Anthony Giangiaco - Providence
George D. Greenhalgh - Glocester
August P. LaFrance - Pawtucket
Mrs. Demetra Lambros - Providence
Epifanio F. Macari - Cranston
Edward P. Manning - Cumberland
Thomas F. McGrath - Providence
Paul F. Murray - Newport
Mrs. Nuala O'D. Pelle - Newport
Anthony P. Princep - Bristol
Dennis J. Roberts - Providence
Owen V. Sherry - North Smithfield
The Committee on the Executive Department recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to reject Proposal 53 was passed.

On suggestion of Mr. Champion, by unanimous consent action thereon was postponed to the next session of the Convention as unfinished business.

Also, "The Committee considered Proposal No. 53, "Protection of Salt Water Resources".

"The Committee on the Executive Department recommended that the proposal not be adopted. On a division vote, with a majority of the delegates so voting, a motion to reject Proposal 53 was passed."

On suggestion of Mr. Champion, by unanimous consent action thereon was postponed to the next session of the Convention as unfinished business.

Also "The Committee considered Proposal No. 43, "Merit System".

"The Committee on the Executive Department recommended that the proposal not be adopted. On a division vote, with a majority of the delegates voting, a motion to recommend the adoption of Proposal 43 was defeated."

Mrs. Foster, seconded by Mrs. Webster, Messrs. Warren, DiSandro, Toolin and Vacca, moved that the proposal be adopted.

Mrs. Foster, seconded by Mrs. Webster, offered the following written motion to amend:

"I propose the following or its substance as part of the Proposal No. 43:
Insert the following at the end of the first sentence: "which shall comprise both a classified and unclassified service."

Substitute the following for the second sentence: "Appointments and promotions in the classified service shall be based on merit and fitness demonstrated by examination or by other evidence of competence."

The motion was debated.

On motion of Mr. DiUglio seconded by Messrs. Gallogly, Dolbashian, Sherry, Cannon and Fanning of Cumberland further consideration was postponed to the next session of the Convention as unfinished business, on a division vote, 58 delegates voting in the affirmative; 0 delegates voting in the negative.

Also "The Committee considered Proposal No. 121, "Attorney General". "The Committee on the Executive Department recommended that the proposal not be adopted. On a motion and voice vote the Committee of the Whole recommended recommittal of the proposal to the Committee on the Judiciary."

By unanimous consent the recommendation of the Committee of the Whole was adopted and the proposal was recommitted to the Committee on Judiciary.

Also "The Committee considered Proposal No. 134, "Governor's Mansion". "The Committee on the Executive Department recommended that the proposal not be adopted. On a division vote the majority of the delegates so voting, a motion to recommend the adoption of Proposal 134 was defeated."

Mr. Viall, seconded by Mr. 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, 61 delegates voting in the affirmative; 4 delegates voting in the negative and 35 delegates absent as follows:

AYES - 61

Vincent J. Baccari - Providence
Mrs. Jane H. Barber - Westerly
Roger A. Beauchemin - Pawtucket
Joseph A. Bevilacqua - Providence
Norman E. Bizier - Central Falls
Jeremiah H. Cannon - Providence
Orest D. Chaharyn - Woonsocket
William J. Champion, Jr. - Newport

Eugene F. Cochran - Providence
David J. Colbert, Jr. - Cranston
Kevin K. Coleman - Woonsocket
John P. Cooney, Jr. - Providence
Edward B. Corcoran - Middletown
Lloyd R. Crandall - Hopkinton
Thomas R. DiUglio - Johnston
Dominic A. DiSandro, Jr. - Narragansett
### AYES - Cont.

<table>
<thead>
<tr>
<th>Name</th>
<th>City</th>
</tr>
</thead>
<tbody>
<tr>
<td>Harry J. Dyl</td>
<td>Central Falls</td>
</tr>
<tr>
<td>Edward M. Dolbashian</td>
<td>Portsmouth</td>
</tr>
<tr>
<td>John F. Doris</td>
<td>Woonsocket</td>
</tr>
<tr>
<td>Stephen A. Fanning, Jr.</td>
<td>Providence</td>
</tr>
<tr>
<td>William A. Feeney</td>
<td>East Providence</td>
</tr>
<tr>
<td>Paul A. Fontaine</td>
<td>Woonsocket</td>
</tr>
<tr>
<td>Ernest A. Foster</td>
<td>Providence</td>
</tr>
<tr>
<td>Mrs. Millicent S. Foster</td>
<td>No. Kingston</td>
</tr>
<tr>
<td>James A. Gallagher</td>
<td>Jamestown</td>
</tr>
<tr>
<td>William J. Cmelin</td>
<td>Charlestown</td>
</tr>
<tr>
<td>Pulda E. Geoffroy</td>
<td>West Warwick</td>
</tr>
<tr>
<td>Anthony Glangiocomo</td>
<td>Providence</td>
</tr>
<tr>
<td>Bradford Gorham</td>
<td>Scituate</td>
</tr>
<tr>
<td>George D. Greenhalgh</td>
<td>Gloucester</td>
</tr>
<tr>
<td>Mrs. A. Marion Hager</td>
<td>Cranston</td>
</tr>
<tr>
<td>Samuel J. Kanakry</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Mrs. Demetra Lambros</td>
<td>Providence</td>
</tr>
<tr>
<td>John W. Laporte</td>
<td>Burriullville</td>
</tr>
<tr>
<td>Frederick A. Lawrence</td>
<td>Providence</td>
</tr>
<tr>
<td>Epifanio F. Macari</td>
<td>Cranston</td>
</tr>
<tr>
<td>Edward P. Manning</td>
<td>Cumberland</td>
</tr>
</tbody>
</table>

### ABSENT - 35

<table>
<thead>
<tr>
<th>Name</th>
<th>City</th>
</tr>
</thead>
<tbody>
<tr>
<td>Felix A. Appolonla</td>
<td>West Warwick</td>
</tr>
<tr>
<td>Arthur A. Belhumeur</td>
<td>Central Falls</td>
</tr>
<tr>
<td>Adrien Bissonnette</td>
<td>Woonsocket</td>
</tr>
<tr>
<td>Thomas H. Bride</td>
<td>Warwick</td>
</tr>
<tr>
<td>Domenic C. Canna</td>
<td>Bristol</td>
</tr>
<tr>
<td>Mrs. Claire Capuno</td>
<td>Woonsocket</td>
</tr>
<tr>
<td>Mrs. Aurora Castiglia</td>
<td>Cranston</td>
</tr>
<tr>
<td>Miss Elaine C. Colaneri</td>
<td>Providence</td>
</tr>
<tr>
<td>Osias Cote</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Matthew C. Cunningham</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Robert J. Delehanty</td>
<td>Newport</td>
</tr>
<tr>
<td>Michael DeCiantis</td>
<td>West Warwick</td>
</tr>
<tr>
<td>John C. Dodge</td>
<td>New Shoreham</td>
</tr>
<tr>
<td>Stephen A. Fanning</td>
<td>Cumberland</td>
</tr>
<tr>
<td>Michael A. Gammino, Jr.</td>
<td>Providence</td>
</tr>
<tr>
<td>Robert B. Gates</td>
<td>So. Kingstown</td>
</tr>
<tr>
<td>Noel A. Gigueri</td>
<td>Woonsocket</td>
</tr>
<tr>
<td>August W. SaoBento</td>
<td>East Providence</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Name</th>
<th>City</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony F. Principi</td>
<td>Bristol</td>
</tr>
<tr>
<td>Thomas D. Pucci</td>
<td>Providence</td>
</tr>
<tr>
<td>Raymond E. Jordan</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Samuel C. Kagan</td>
<td>Providence</td>
</tr>
<tr>
<td>Bradford H. Kenyon</td>
<td>W.Greenwich</td>
</tr>
<tr>
<td>James H. Kiernan</td>
<td>Providence</td>
</tr>
<tr>
<td>Mrs. Jeannette M. Lacroix</td>
<td>Lincoln</td>
</tr>
<tr>
<td>John F. Lallo</td>
<td>Westerly</td>
</tr>
<tr>
<td>A. Norman LaSalle</td>
<td>Warwick</td>
</tr>
<tr>
<td>Frank A. Martin, Jr.</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Francis H. McCabe</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Vincent P. McKinnon</td>
<td>Pawtucket</td>
</tr>
<tr>
<td>Edwin J. Moon</td>
<td>Exeter</td>
</tr>
<tr>
<td>Edward J. Mulligan</td>
<td>Central Falls</td>
</tr>
<tr>
<td>James F. Murphy</td>
<td>Coventry</td>
</tr>
<tr>
<td>Charles Nathanson</td>
<td>Warwick</td>
</tr>
<tr>
<td>Robert F. Pickard</td>
<td>East Greenwich</td>
</tr>
<tr>
<td>Antonio Prince</td>
<td>Woonsocket</td>
</tr>
<tr>
<td>Hugo L. Ricci</td>
<td>Providence</td>
</tr>
</tbody>
</table>
Also, "The Committee considered Proposal 158, "Attorney General".

"The Committee on the Executive Department 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 Proposal 158 was defeated."

Mr. Chaharyn seconded by Messrs. Beauchemin and Farrillo, moved that the Committee recommendation be adopted and that the proposal not be adopted.

The roll of delegates was called and the motion passed, 63 delegates voting in the affirmative; 1 delegate voting in the negative and 36 delegates absent as follows:

**AYES - 63**

Vincent J. Baccari - Providence  
Mrs. Jane H. Barber - Westerly  
Roger A. Beauchemin - Pawtucket  
Joseph A. Bevilacqua - Providence  
Norman E. Bizier - Central Falls  
Jeremiah H. Cannon - Providence  
Oorst D. Chaharyn - Woonsocket  
Eugene F. Cochran - Providence  
David J. Colbert, Jr. - Cranston  
Kevin K. Coleman - Woonsocket  
John P. Cooney, Jr. - Providence  
Edward B. Corcoran - Middletown  
Lloyd R. Crandall - Hopkinton  
Thomas R. DiLuglio - Johnston  
Domenic A. DiSandro, Jr. - Narragansett  
Harry J. Dyl - Central Falls  
Edward M. Dolbashian - Portsmouth  
John F. Doris - Woonsocket  
Stephen A. Fanning, Jr. - Providence  
William A. Feeney - East Providence  
Paul A. Fontaine - Woonsocket  
Ernest A. Foster - Pawtucket  
Mrs. Millicent S. Foster - No. Kingston  
Edward P. Gallogly - Providence  
William J. Gmelin - Charlestown  
 Fulda E. Geoffroy - West Warwick  
Anthony Giangiacomo - Providence  
Bradford Gorham - Foster  
John Gorham - Scituate  
George D. Greenhalgh - Glocester  
A. Marion Hager - Cranston  

Samuel C. Kagan - Providence  
Samuel J. Kanakry - Pawtucket  
August P. LaFrance - Pawtucket  
Mrs. Demetra Lambros - Providence  
John W. Laporte - Burrillville  
Frederick A. Lawrence - Providence  
Epifanio P. Macari - Cranston  
Edward P. Manning - Cumberland  
William I. Mattner - Providence  
Thomas F. McGrath - Providence  
Donald E. McKiernan - Providence  
Arthur Merolla - Providence  
James E. Murphy - Warren  
William F. Murphy - Tiverton  
Paul F. Murray - Newport  
Robert S. Ortolena - Providence  
John A. Parrillo - Providence  
Nuala O'D. Pell - Newport  
Anthony P. Principe - Bristol  
Thomas D. Pucci - Providence  
Dennis J. Roberts - 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  
Grafton H. Willey, III

*John J. Wrenn - Providence*
Journal of the Constitutional Convention  September 13, 1965  Page 8

NO - 1
Mrs. Theresa F. Pulner - Cranston

ABSENT - 36
Felix A. Appolonia - West Warwick
Arthur A. Belhumeur - Central Falls
Adrien Bissonnette - Woonsocket
Thomas H. Bride - Warwick
Domenic C. Canna - Bristol
Mrs. Claire Capuano - Woonsocket
Mrs. Aurora Castiglia - Cranston
William J. Champion, Jr. - Newport
Miss Elaine C. Colaneri - Providence
Osias Cote - Pawtucket
Matthew C. Cunningham - Pawtucket
Robert J. Delehanty - Newport
Michael DeCiantis - West Warwick
John C. Dodge - New Shoreham
Stephen A. Fanning - Cumberland
James A. Gallagher - Jamestown
Michael A. Gammino, Jr. - Providence
Robert B. Gates - S. Kingstown
Noel A. Giguere - Woonsocket
Raymond E. Jordan - Pawtucket
Bradford H. Kenyon - West Greenwich
James H. Kiernan - Providence
Mrs. Jeannette M. Lacroix - Lincoln
John F. Lallo - Westerly
A. Norman LaSalle - Warwick
Frank A. Martin, Jr. - Pawtucket
Francis H. McCabe - Pawtucket
Vincent P. McKinnon - Pawtucket
Edwin J. Moon - Exeter
Edward J. Mulligan - Central Falls
James F. Murphy - Coventry
Charles Nathanson - Warwick
Mr. Robert F. Pickard - E. Greenwich
Antonio Prince - Woonsocket
Hugo L. Ricci - Providence
Augusto W. SaoBento - E. Providence

GENERAL ORDERS

Mrs. Pell, seconded by Mr. Viall 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.

Mr. Coleman announced that the Committee on Local Government would meet at the rising of the Convention.

ADJOURNMENT

At 4:45 P.M. on motion of Mr. Doris, seconded by Mr. Gorham of Foster, the Convention adjourned to meet on Monday, September 20, 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
AppenDIX

Journal of the Committee of the Whole September 13, 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. 57 "Of Education"
(The Committee on Education does not recommend)

The proposal was read.

Mr. Chaharyn, seconded by Mrs. Pell and Mr. Toolin, moved that the Committee of the Whole recommend adoption of the proposal.

The motion was debated.

On a division vote the motion failed of passage, 10 delegates voting in the affirmative; 52 delegates voting in the negative.

Proposal No. 63 "Of Education"
(The Committee on Education does not recommend.)

The proposal was read.

Mr. Chaharyn, seconded by Mr. Warren moved that the Committee of the Whole recommend adoption of the proposal.

The motion was debated.

On a division vote the motion failed of passage, 1 delegate voting in the affirmative; 62 delegates voting in the negative.

Proposal No. 83 "Of Education"
(The Committee on Education does not recommend.)

The proposal was read.

Mr. Beauchemin, seconded by Mrs. Barber and Mr. Foster, moved that the Committee of the Whole recommend rejection of the proposal.

The motion was debated.

On a division vote the motion prevailed, 61 delegates voting in the affirmative; 0 delegates voting in the negative.
Proposal No. 124 "Education"
(The Committee on Education does not recommend.)

The proposal was read.

Mr. Baccari, seconded by Mr. Gallogly, moved that the Committee of the Whole recommend rejection of the proposal.

On a division vote the motion prevailed, 63 delegates voting in the affirmative; 0 delegates voting in the negative.

Proposal No. 138 "Education"
(The Committee on Education does not recommend.)

The proposal was read.

Mr. Wexler, seconded by Messrs. Gallogly, Tcolin, Cannon and Roberts, moved that the Committee of the Whole recommend adoption of the proposal.

The motion was debated.

On a division vote the motion failed of passage, 7 delegates voting in the affirmative; 59 delegates voting in the negative.

Proposal No. 1404 "Civil Rights"
(The Committee on Personal Liberties does not recommend.)

The proposal was read.

Mr. Murphy of Warren, seconded by Messrs. Dolbashian, Parrillo, and Cannon, moved that the proposal be recommitted to the Committee on Personal Liberties.

The motion was debated.

On a voice vote the motion prevailed.

Proposal No. 146 "Basic Rights"
(The Committee on Personal Liberties does not recommend.)

The proposal was read.

Mr. Murphy of Warren, seconded by Messrs Gorham of Scituate and Dolbashian moved that the Committee of the Whole recommend rejection of the proposal.

On a division vote the motion prevailed, 56 delegates voting in the affirmative; 1 delegate voting in the negative.
Proposal No. 9 "Zoning Ordinances"
(The Committee on Personal Liberties does not recommend.)

The proposal was read.

Mr. Champion, seconded by Messrs. Doris and Bizier, moved that the Committee of the Whole recommend adoption of the proposal.

The motion was debated.

On a division vote the motion failed of passage, 9 delegates voting in the affirmative, 46 delegates voting in the negative.

Proposal No. 58 "Of Elections"
(The Committee on Elections and Right to Vote does not recommend.)

The proposal was read.

Mr. Lawrence, seconded by Mmes. Hager and Webster and Mr. DiLuglio moved that the Committee of the Whole recommend adoption of the proposal.

The motion was debated.

On a division vote, the motion failed of passage, 14 delegates voting in the affirmative; 41 delegates voting in the negative.

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

August P. LaFrance
Secretary
Constitutional Convention