

May 4, 1973

understanding that any area of the State, whether they be loc--regardless of where they're located, is entitled to a bank charter which would start out probably with a state bank charter and I don't see how, what you're accomplishing by it and that's what I was trying to figure out, if you could enlighten me a little bit on what your bill--what your amendment, rather, does that we don't have already?

SENATOR CARPENTER: It's a statement of policy as the judgment of this State through its Legislature--that is the policy.

SENATOR GOODRICH: I would have no objection to that, it, it can be done right now in other words and what you're literally doing is saying that we concur in the idea. Nothing wrong with that.

PRESIDENT: Alright, Senator Schmit, did you wish to be heard on this amendment? Your light is on and if not, would you please turn it off? Senator Fred Carstens, do you wish to be heard on the Carpenter amendment? Turn your light off then please. Now, Senator Schmit.

SENATOR SCHMIT: Mr. President and Members of the Legislature. I believe that Senator Goodrich has probably explained the Carpenter amendments well enough and I concur with Senator Carpenter. He supported the bill and I, I'm not going to oppose the amendment at this time.

PRESIDENT: Alright, Senator Whitney.

SENATOR WHITNEY: Mr. President, would Senator Carpenter yield to a question, please?

PRESIDENT: Senator Carpenter, will you yield to a question from Senator Whitney?

SENATOR CARPENTER: Sure.

PRESIDENT: Very good.

SENATOR WHITNEY: Is, what this amendment would do, would be that we could, we would circumvent the State Banking Department, they now have the right to turn down any bank, new bank in any city. Now what this amendment would do then would be that in any incorporated village or first or second class city; of course, I suppose they may have only say a national bank in some second class cities now. That would mean that we would force the Banking Department to accept any State bank in any incorporated village of the State or any incorporated say, second class city, is this correct?

SENATOR CARPENTER: No, it would say, for example, in the category that they would issue the bank charter and they would not use convenience and necessity as a reason not to grant it. It would mean a demand and, any village or any city, second class or any other class, who wanted a bank charter that in that area they'd be at least entitled to one State bank charter if they could comply with every other condition of the State Banking Department.

SENATOR WHITNEY: Well--

SENATOR CARPENTER: See, Senator, as you probably know, convenience and necessity is a very elastic phrase, which can be used for any purpose anybody wants to put it to. There has been some cases in which they used that and they drag these granting of bank charter, after they comply with