

April 24, 1971

To: Hunter, Litras, Lancaster, SO, Holmes, Wagner
From: Brasher

Under the Texas Legislature bills we have one S.R. 31 by McKool, relating to Senate advice and consent on gubernatorial appointments. (No person formerly employed by an industry could be considered for appointment to an interested board.) I think I mistakenly put this under a support position, when it should have been FYI. We don't have a position on this, do we? Please clarify. *no 741*

On S. B. 150 by Mauzy, relating to regulation of campaign contributions and expenditures, which got a favorable committee report on Feb. 16, and hasn't been heard from since, how much do you want to push this one? Here again, we will need testimony if we decide to support all the way. — *Don't have - is it as good or better than SB 682*

Nancy, would you check with either Mauzy's office or Janice May on S. B. 150, as that is in the Privileges and Elections Committee, and she keeps up with all of these. You could have a report for me when I check in Wednesday afternoon.

Aha! In perusing further through my file, I have found something interesting. Mauzy has another bill, S. B. 682, which also deals with political contributions over the amount of \$100, etc. Perhaps the other was considered dead, and he reintroduced another, S.B. 682 on 3/15/71. Janice had this to say in one of her reports from the Senate Committee on Privileges and Elections:

"SB 682 by Mauzy is a Lobby Regulation bill and has real teeth in it, according to its sponsor. Texas would be able to find out who pays the lobbyists. Unlike the present Lobby Control Act the employer as well as the lobbyists would have to file statements. It is based on the principle that the people have a right to know who influences whom. I'm not sure what happened to the bill: I think it may have been passed out because I have no record of a subcommittee."

Maybe I'm tired, these may not be the same thing. Anyway, would Peg or Nancy or both check on the status of these?

April 7, 1971

TO: S.O., Litras, Brasher, Wagner
FROM: Lancaster
RE: Bill analysis - Legislature

HJR - 59 - Mengdon. Limits authority of conference committees to the matters in disagreement between the two Houses.

Recommend 1st priority support.

(Annual Sessions)

HJR - 65 - Silver. Provides for annual sessions with no set order of business. Also establishes a compensation commission to determine salaries of legislators, names by: Supreme Court - 3
Court Criminal Appeals - 3
Governor - 6
House elects by secret ballot - 6
Senate elects by secret ballot - 3 (21)

It's better than some of them. Consider among annual session support bills.

HJR-87 - Von Dohlen) These seem the same.
HJR - 84 - Patterson)

Provides for annual sessions:

odd years regular session: 1st 30 days - introduce bills and act on emergency appropriations
2nd 30 days - committee hearings
next 60 days - act on bills
even years: not to exceed 60 days: deal with appropriations
(emergency exceptions)

Comment: this seems concise and spelled out. I know we don't have consensus on all these particulars, but that shouldn't be a penalty. Recommend that we consider among other annual session support bills.

(Salaries)

HJR-55 - Rodriguez) didn't read word for word, but seem the same bill.
HJR-86 - Rodriguez)
Provides that salaries be set by Legislative Districts by referendum elections.

Comment: We have no support positions (and I think this would be disastrous.)

HJR-56 - Ingram. Provides for annual salary of \$15,000 and limits time a member can serve to five consecutive terms.

No position.

to: Drasher, Lancaster, Wagner, SO

From: Litras

5/26/71

Re: Answer to 5-24 inquiry from Legislative Office

We don't have a position on Senate advice and consent to gubernatorial app'ts.
I think S.R. 31 by McKool should be under FYL.

I don't have a copy of S.B. 150 by Mauzy, but analyzed S.B. 682 in my pending
legislation reply of 5-21-71. I recommended support of this measure as it goes
a long way toward satisfying our position.

HJR-58 - Traeger. Provides for annual salaries. Lt. Gov. - \$20,000
Speaker - \$20,000
Legislators - \$9,600

and extends per diem allowance for regular session to 140 days.

Comment: This seems reasonable. I don't think we can say "adequate compensation" and then back off from any bill that names a number. Recommend support.

* * * * *

HJR-67 - Wyatt & Wolff. Sets salary of Lt. Gov. and members of legislature at \$9,000 a year with a cost-of-living adjustment; authorizes legislature to set salaries of Lt. Gov. and Speaker, but not to exceed 3/4 of Governor's salary. Sets per diem of \$25 during session.

Comment: At present Legislators receive \$4800 per year and \$12 a day, so this would be an improvement. Consider this among our support bills.

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HJR-72 - Jones of Lubbock) Seem the same

HJR-85 - Jones of Lubbock)

Provides that members shall receive a salary based on years of service in Legislature. No position (and I don't like)

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(Redistricting)

HJR-60. This bill is very confusing to understand. Provides for mileage compensation to Legislature; limits regular sessions to 140 days; provides for redistricting every decennial census of senatorial and representative districts, by a Legislative Redistricting Commission if Legislature fails to do so.

Comment: I don't think we have support positions. Where do we stand on redistricting?

* * * * *

(Ethics)

HB 1240-Reed. Regulation and reporting of campaign contributions. ^{of money spent} Requires reporting // when two or more people combine to promote anyone's candidacy.

Comments: From what I've read, this is needed. Often candidates say they didn't report funds that didn't come through their central campaign headquarters, and this is widespread. I don't know how this fits into our positions, but think it should be considered.

* * * * *

HB-983 - Mengden. Provides for filing of financial report by every elected and appointed public official of this state. No position.

LWV-T
April 1, 1971

To: Brasher, Lancaster, Wagner, SO
From: Litras
Re: Pending legislation

- HJR 67 proposes a constitutional amendment changing the salaries of legislators by amount, provides for % cost of living increases or decreases in odd numbered years, gives the legislature the power to set the salaries of the Lt. Governor and Speaker of the House, raises the per diem and provides an increase for mileage.
The salary, \$9,000 per year as opposed to the present, and the \$25 per diem, do fall under our support position of "More adequate compensation for legislators". However the LWV-T opposes the setting of salary amounts in the constitution. We have no stand on the salaries of the Lt. Gov. or Speaker.
No support.
- HJR 72 an amendment to provide that legislators shall receive a salary based on years of service in the legislature and setting salaries of the Lt. Governor and Speaker.
Not Germane.
- HJR 65 an amendment to provide for annual sessions with no set order of business, adjournment of no more than 14 days by either House without the consent of the other, and to establish a compensation commission to determine the salaries of the legislators.
While the LWV-T has a support position on annual sessions our consensus also supports an "orderly flow of bills and resolutions"..It seems to me that the no order provision of this bill would violate this position. We also support adequate compensation for legislators but have no position on a compensation commission.
No support.
- H.B. 1240 would amend the Texas Election Code to include regulation of and reporting of campaign contributions, loans, expenditures and contributors by political committee. The term "political committee" is defined as a combination of persons who aid or promote the success or defeat of one or more candidates for public office. This term does not include the executive committee of a political party. It also provides for the fine and/or imprisonment of violators.
The LWV-T stand in this area reads, "All campaign contributions and loans reported with clear identification of contributors and effective enforcement by an agency for this purpose." This would seem to be a League support area, except that this bill does not provide for an enforcement agency. Enforcement under this bill would depend on the filing of a suit against an alleged violator by a citizen or citizens who are entitled to vote for or against the candidate. This doesn't seem to me constitute the "effective enforcement" proviso of our position.
Could we support the regulation of political committees but urge a better enforcement proviso? Is there a better bill around? If feel the choice is yours in terms of priorities and time available. Otherwise No Support.

LWV-T
March 28, 1971

To: Brasher, Lancaster, Wagner, SO
From: Litras
Re: Pending Legislation

H.B. 983 provides for every elected or appointed public official of this state to file a financial statement with the Secretary of State. LWV-T has no position on every official of the state - NOT GERMANE

HJR 85 provides for members of the Legislature to receive salary based on length of service and sets salary of Lt. Governor and Speaker at \$20,000. LWV-T has no position on any salary formula-while it opposes salary amounts in Constitution. NO SUPPORT

HJR 86 provides for setting legislators salaries by referendum

HJR 55 no LWV-T stand in area NOT GERMANE

HJR 56 sets by amount salary of Legislators and limits number of terms of members of the House - LWV-T supports elimination of salary amounts from the Constitution but has no stand on the number of terms which may be served. NO SUPPORT

HJR 58 sets salary by amount and extends per diem allowance to 140 days. The LWV-T supports the elimination of salary amounts from the Constitution. NO SUPPORT

HJR 60 provides for salaries to be set by law, eliminates per diem pay, and certain travel allowances for the Lt. Governor. Provides for apportionment of state after publication of the U. S. decennial census. The LWV-T has no support position for this under the Legislature Consensus. NO SUPPORT

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LWV of Texas
March 15, 1971

To: Bubis, Brasher, SO
From: Hunter
Re: Bills in this session of the legislature- Legislature Item

SJR 3
Introduced by McKool and Mauzy

Annual sessions. 60 days one year and 120 days for the next year. To be heard in the House Const. Amend. Comm. on March 16, 1971.
Support

C
SB 86
Introduced by Hall
Establishes a code of ethics for legislators, establishes an ethics commission, sets forth standards and defines conflict of interest, and filing of financial statement. Passed by Senate Affairs Committee. Hall has called for a floor vote on 3.16.
Support

O
SB 227
Introduced by Wilson
Contains additional requirements for reporting substantial interest of legislators. Referred to Committee on State Affairs.
Support but prefer SB 86

P
Y
BB 203
Introduced by Nugent
Code of ethics setting up standard of conduct for officers or employees of state agencies and members of legislature, defines conflict of interest. Up for floor action in house. Support although SB 86 is stronger.

SJR 15
Kennard Brooks

Constitutional Amendment establishing rules of ethics to be submitted to voters on May 18, 1971.

Oppose

HB 47
Introduced by Presnal

Limits the amount of campaign expenditures by or on behalf of a candidate for public office. Referred to Committee on Elections.
FYI



HJR 47

Introduced by Earthman

This bill proposes an increase in salary for Legislators, Lt. Governor, and Speaker of House. Referred to Committee on Constitutional Amendments. We support salary increases for the legislature but want the salary eliminated from the constitution. This increase exceed the proposed salary that was defeated at the polls 2 years ago. Do we support?

SB 314

Introduced by McKool

Fixes maximum per missible rates for political advertising and for public opinion polls conducted for candidates for public office. Referred to committee on Privileges and Elections.
FYI

Additional Bills on Ethics

FYI

SR 31

Introduced by McKool

No member of regulatory board or agency shall have a conflict of interest because of personal or financial interests. Pending

HJR 18

Introduced by Nugent

Established a commission to set rules of ethics and prescribe pay for legislators. dropped by Senate Committee in favor of Kennard Broods SJR 15

SB 93

Introduced by Wilson

Requires legislators to disclose their net worth and sources of income. Committee on state affairs and strengthened by SB 227.

SB 127

Introduced by Angly

Statement of income and indebtedness of state legislators.
State Affairs Committee

HB 421

Introduced by Poff

Relates to public disclosure of financial interests by candidates for statewide elected offices, except judges and dandidates for federal office. Referred to Committee on State Affairs.

HB 425

Introduced by Johnson

No officer of a state agency may use a state employee to perform in their private business or professional enterprise. Committee on State Affairs.

To: Brasher, Winick, Hunter, McClesky
From Bubis
Re Bill Analysis 2/8/71

SJR 1 Support SJR 3 Support ~~XX~~ Ethics: Moot. Need to decide if we are going to support the constitutional amendment? If so, what are we going to do about it?

SB 70; We could support the change in primary date. We ~~s~~ oppose the Section ~~w~~ 2 concerned with primary filing fees...the courts have struck this down anyway, I think. We support reduced campaign~~s~~ costs and filing fees that are exorbitant fall under this. Prefer the August date to the HB 39, July.

HJR 19: No position/ HB 35 No position FYI

C
S.J.R. 3 McKool and Mauzy. Annual Sessions. Introduced 1/13 and referred to Committee on Constitutional Amendments. 2/4/71 Senate Committee reported favorable. Passed to third reading in the Senate 2/8/71. It passed the next day and was received in the House on 2/10/71, referred to the Constitutional Amendments Committee on 2/11/71.

O
S.C.R. 4 Schwartz. Joint rules of the Legislature. Read and adopted in Senate 1/21/71. Received in House 1/26 and referred to Committee on Rules.

P
S. B. 93 Wilson. Int Making additional requirements for reporting substantial interests of officers and employees of State agencies, legislators and legislative employees. Introduced 1/25 and referred to Committee on State Affairs.

This bill requires legislators to disclose their net worth and sources of income, any transactions with the state, forbids employment of state officials' relatives by the state; and prohibits legislators from representing clients before state boards.

Y
H. B. 203 Nugent, et al. Relating to ethical practices by state employees, officers, and legislators. Introduced 1/27 and referred to State Affairs Committee.

This bill covers a code of ethics setting forth standards of conduct for officers or employees of a State agency, members of the Legislature or legislative employees. This bill defines conflict of interest as an interest, financial or otherwise, direct or indirect, or engaging in any business or transaction or professional activity or incur any obligation of any nature which is in substantial conflict with his duties in the public interest. This bill is very close to the "model" ethics code.

S. B. 150 Mauzy. Relating to regulation of campaign expenditures and contributions. Introduced 2/1/71 and referred to Committee on Privileges and Elections.

A political committee (a combination of two or more persons who aid or promote the success or defeat of one or more candidates for public office) designates a treasurer to handle contributions and expenditures. The treasurer must register with the Secretary of State within five days to accept campaign money. The sworn statement must include gifts, loans or anything of value and include debts incurred by the committee. He is subject to fine or imprisonment for violations. Any candidate who permits

or assents to violations by the committee or anyone working for him shall have his name removed from the ballot. Persons making contributions of \$100 or more are responsible for seeing that it is reported. The bill provides for fines or imprisonment of officers or directors of corporations making unlawful contributions. The candidate himself can be liable to fine or imprisonment for failing to file or filing falsely. If the report is late, his name can be removed from the ballot. This is the same bill introduced by Mauzy in the 61st Legislature.

Proposed Constitutional Amendments for the May 18 ballot

- S. J.R. 15 - Kennard-Brooks. Creating an Ethics Commission to set rules, salaries and expenses of lawmakers and ethics for other State officials. (Amended in Senate)

Since the Board has not had a chance to meet, and the time is so short before this Newsletter goes out, we are holding opinion on this Bill pending decision as to whether we shall oppose or support.

This will be No. 1 on the ballot.

- H.J.R. 21 Price. Allowing submission of Constitutional Amendments in special sessions.

No. 2 on ballot. No position

- S.J.R. 5 Graggs Wilson. Removal of welfare ceiling on all welfare assistance except AFDC (\$55,000). Explained under support position under Human Resources.

Support.

No. 3 on ballot.

- H.J.R. 17 Creighton. \$100 million bond program for sewerplant construction grants or loans, and increasing the top interest on Water Development Board bonds to 6%.

Pending decision on support by State Board.

No. 4 on May 18 ballot.

*Excerpts from newsletter -
first have to
may revise -
FYI's will be
in #2.*

Introduced 1/27/71

H. B. 203 by Nugent, et al. Relating to ethical practices by state employees, officers, and legislators. (State Affairs)

(This is Nugent's other bill that he referred to earlier.)

Should we support this? Maybe we should compare it with Wilson's S.B. 227 (below)

yes

Introduced 2/1/71

S. B. 150 by Mauzy. Amending Art. 14.06, 14.07, 14.08, 14.09 Election Code and Art. 213, Sec. (d) P.C., relating to regulation of campaign contributions and expenditures. Referred to Committee on Privileges and Elections.

(Have not seen copy of this yet. Does our position allow us to take action on this? I hope so, as this is sorely needed.)

Introduced 2/4/71

S.B. 227 by Wilson. Amending Art. 6252-9, V.C.S., making additional requirements for reporting substantial interests of officers and employees of State agencies, legislators and legislative employees. Referred to Comm. on State Affairs.

(Have not seen this yet.)

C
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P
Y

H February 18, 1971

To: Brasher, Bubis, Wagner, SO
From: Hunter
Re: Bill analysis

S. B. 314
Introduced by McKool
Referred to Committee on Privileges and Elections

This bill fixes maximum permissible rates for political advertising and for public opinion polls conducted for candidates for public office and prescribes criminal and civil penalties. The bill states that no advertising medium may charge more for political advertising than the lowest charge to any advertiser. FYI

H.B. 421
Introduced by Poff
Referred to Committee on State Affairs

This bill relates to public disclosure of financial interests by candidates for statewide elected offices, except judges and candidates for federal office. Each candidate shall file with the County Clerk. The report to include an account of candidates gross income, source of income, gifts, assets and total indebtedness. Filing of false report subject to fine and imprisonment. FYI

H.B. 435
Introduced by Johnson
Referred to Committee on State Affairs

Amending Art. 6252-9 relating to standards of conduct for State officers in their/^{private} business interests. This bill states that no officer of a state agency may use a state employee to perform in their private business or professional enterprise. FYI

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2/10/71

To: Brasher, Bubis, Hunter

From: Peggy Wagner

Re: House Committee on Elections at 7.30 p.m., February 8, 1971, to consider
H.B. 47 Presnal, Bryan

Chairman Stroud, Dallas, "Friendly". Explaining to Committee that soon they must work on redistricting if ~~xx~~ they don't want to all run at-large next go. He mentioned that he had "dropped in to the hopper" today Mary Kate Wall's bill--"Re-occurring Voter Registration"--re-registration by voting every 2 yrs. Mary Kate Wall was present, unknown others. Foreman and Atwood in confidential exchange left, (for another Com. Hearing?). It was a very friendly hearing, (Since when is Heatly interested in Elections?). Graves and others were concerned about the fact that there is no way for candidates to control, or be aware of, contributions (ie. bought radio-TV time) made outside of their campaign office. (This happened to Graves in his City Council Race)

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_____ ? (out of view unidentified) brought up Minnesota Plan whereby candidates register with the Secretary of State and receive \$6,000 in Script which then is accepted by news media.

Graves "Who gets to print the script?"

_____ ? "Will the P.O. accept script for stamps?"

Presnal - not pushing for passage, presents bill, willing to accept and incorporate all suggestions, with no witnesses for or against, he was delighted to have his bill sent to what seemed a "friendly" subcommittee. Lemmon, chrnm. Murray and Delwin Jones of Lubbock (not sure about that last).

Motion to adjourn @ 8.10 p.m. Great! Scene sure has changed since 1963!

February 5, 1971

To: Anderson cc: SO, Eubis, May, Hunter, Wagner, Holmes
From: Brasher
Re: S.B. 70 (McKool) and H.B. 39 (Kubiak) - Changing dates of the primaries

Since we do have a position on moving primary dates closer to elections, I guess we should consider both of the above bills. I found the position....it is under the Texas Legislature item, but I do think it should be handled under the elections item since this is the committee it is referred to.

After scanning the bills, the only real difference I can find is that McKool's bill changes the date of the primary to the first Tuesday after the first Monday in August of 1972, and Kubiak's the fourth Saturday in July, 1972 with corresponding runoffs according to their changes, respectively.

If we are for getting the date closer to general election, I vote for McKool's.
Comments, please?

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State-Local Relations (Betty Anderson)

- Active Support:
1. Establishment of a Texas Department of Community Affairs.
 2. Broader interlocal contracting authority (County Land Use Protection Act)
 3. Development of standards in unincorporated areas.
 4. Improving the performance of special districts.
 - 5.
 - 6.

There were, I believe, six top priority items, but I missed the last two. I have SLR and Urban Development underlined. Are these last two?

Any other bills relating to SLR will be either supported or for FYI - depending on bills.

We will work with the Texas Urban Development Commission where our positions parallel.

Texas Legislature (Helen Hunter)

Mutscher's Committee of 100 recommended that legislative salaries be set by a commission appointed by the Governor. Helen was concerned with control in the legislative process if this were done. Question ...would the Governor's buddies be appointed to this commission? She had some doubt as to the Committee's proposal. (Committee is a group of 100 Texas apptd. by Mutscher to analyze the duties, responsibilities, pay and terms of office of state officials.)
On code of ethics - she thought that Nugent's bill would probably be re-introduced.

Annual Sessions - Support S.J.R. 3 - by McKool and Mauzy which was introduced 1-13-71 and was referred to Committee on Const. Amendments.
(Send copies to Legislative Action Committee)
A majority of legislators are in favor of annual sessions.

Texas Executive (Helen Hunter)

Support S.J.R. 1 by Creighton - Introduced 1-13-71. Providing for a four-year term of office for Governor, Lt. Governor, Attorney General, Comptroller of Public Accounts, Secretary of State and certain statutory state offices. Referred to Com. of Const. Amend.

A majority of legislators are in favor of four-year terms.

Should push for Study Commission for Executive Reorganization.