Fee increase talks delayed
But CSSA officials say increase already set

By Maria R. Van Schuyver Staff Writer

Fee increases for the 1993-94 academic year are inevitable, California State University administrators are continuing to warn.

But just how high fees will go is something the CSU Chancellor doesn't want to discuss yet.

Although CSU Chancellor Barry Mattson and his CSU Board of Trustees were expected to make a recommendation for fee increases at the Jan. 28 and 27 board meeting in Long Beach, they chose to delay discussion on the issue until March 16.

But California State Student Association officials contend CSU administrators have already established a figure for the fee increase.

"We have the documents that show they have in private discussed raising fees by as much as 46 percent or $600," Ron Palacios, university affairs director for the CSSA, said Wednesday.

"What has happened is that the governor is in a big mess and he's looking for ways to get him out of it.

"Since the governor appoints the chancellor, they have an obligation to be a major fund-raiser for him," Palacios said from his Long Beach office.

"California law allows jurors the option of imprisoning someone for life without parole, often a more conscience-safe alternative than sentencing someone to death. Texans, for instance, have no such option.

"The simplest solution for the governor to get out of the budget mess is to turn to his appointed

Pair of ASI representatives to attend Sonoma CSSA meeting

By Amy Hooper Staff Writer

ASI plans to send representatives to a fee policy conference involving the California State Student Association, ASI President Kristin Burnett said Wednesday.

At the Board of Directors meeting Burnett announced that even though Cal Poly does not pay fees to be a member of the CSSA, two students will attend the group's conference Feb. 13 and 14.

"The president of the CSSA has not yet derived a fee policy," Burnett said, "and I am sending (the representatives) to their conference in Sonoma to both investigate CSSA as well as find out what types of input goes into their decisions.

Burnett said Cal Poly will decide who to support regarding proposed higher education fee increases based on how the CSSA formulates its policy.

"I want to find out what the dynamics were at the conference because, depending on how the ASI and the students feel at Cal Poly, we would align ourselves with CSSA or ally with the See ASI, page 6

Burnett said even those discussing the CSSA's conference policy will be "amazed but not surprised.""I want to find out what the dynamics were (at the conference) because, depending on how the ASI and the students feel at Cal Poly, we would align ourselves with CSSA or ally with the

See ASI, page 6

Court cuts impediments to capital punishment
Poly professor: Decision will lower the 'price' of execution

By Alex Naughton Staff Writer

The United States Supreme Court, in three decisions on Monday of last week, significantly streamlined the process by which states can put people to death.

Catastrophizing a six-year quest to unburden the Court from death penalty appeals, Chief Justice William H. Rehnquist authored a decision upholding a Texas law prohibiting introduction of new evidence after 30 days.

The Court also upheld an Arkansas law restricting appeals on the basis of "bungling" on the part of a defending lawyer, and another Texas statute which said a jury need not be informed of a defendant's youth in death penalty cases.

In essence, according to Cal Poly political science professor John Culver, the Court has virtually removed the federal court system from state affairs relative to the death penalty.

The decisions sever a link in the appeals process which for years has stalled states such as Texas, Florida, Georgia and Louisiana, who wish to more aggressively pursue the death penalty.

But while the decisions will have a dramatic effect on other states, the impact in California will not be as extreme, Culver said.

"California courts are much more concerned with the appearance of justice than the Texas courts," he said, explaining that legal intricacies such as a mandatory review of death penalty decisions by a higher court separate California from other states.

Another difference, he said, is that California law allows jurors the option of imprisonment for life without chance of parole, often a more conscience-safe alternative than sentencing someone to death. Texans, for instance, have no such option.

"The people who California sentences to death are the bottom of the barrel," he said. "Not even Jane Fonda is going to have a demonstration for them."

Burnett said he believes the penalty is largely symbolic in California. He said it is used primarily as a tool by politicians to garner votes.

See DEATH PENALTY, page 6

Executions costly for Marin

SAN QUENTIN, Calif. (AP) — Citing the financial and emotional costs related to Marin County's role as the state's sole venue for executions, officials are seeking legislation that would allow other prisons to share the task.

A pair of Marin supervisors, the California Bureau of Criminal Statistics and Special Services supports Culver's position.

All of California's 196 executions since 1938 have taken place at San Quentin's gas chamber.

But Marin County supervisors see one opportunity to distribute the burden to other state prisons in recent legal changes that allow convicts to choose the introduction of their death — by gas or lethal injection.

The board has asked Assemblywoman Vinita Bronshvag, D-Kentfield, to draft a bill that would let convicts choose the prison in which they want to die. Bronshvag said she plans to introduce the bill later this month.

In addition to financial cost, Bronshvag said executions expose the community to "an invasion of protesters and the media."

Other Voices

"Spectrum" is an emerging campus quarterly amplifying the oft-muted voices of Cal Poly's minority community / page three

Campus

The San Luis Obispo Fire Marshall has ordered the removal of the popular flyer boards in the U.U., calling them "fire hazards" / page three

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The House on Wednesday approved family leave legislation, the lead item on an ambitious social agenda that Democratic lawmakers share with President Clinton.

When: The bill — guaranteeing millions of workers 12 weeks of unpaid leave to deal with family emergencies — was approved on a 265-163 vote. The Senate is considering its own, nearly identical, version of the measure.

Senate approval was expected within a day or two, after a delay caused by Republican objections over Clinton's efforts to reshape the nation's ban on homosexuals in the military.

Democrats hope they can have the final bill to Clinton for his signature by the end of the week as an early redemption of their claim that government gridlock has been broken. Family leave legislation was twice vetoed by former President Clinton.

WHAT: Democrats hope they can have the final bill to Clinton for his signature by the end of the week as an early redemp­tion of their claim that government grid­lock has been broken. Family leave legis­lation was twice vetoed by former Presi­dent Bush.

Voting for the bill in the House were 224 Democrats, 40 Republicans and one in de­pen­dent. Opposed were 134 Republicans and 29 Democrats.

In a long day of House debate, Democrats used their majority strength to brush aside GOP attempts to alter the measure to make it less onerous for busi­ness.

"Family and medical leave is the first of many commit­ments we're going to make to working families," said Rep. William Ford, D-Mich., and a chief House sponsor.

But House Minority Leader Newt Gingrich, R-Ga., pronounced the measure "a disaster".

"We're not trying to delay the bill," said Senate Minority Leader Bob Dole, R-Kan., predicting the family leave measure could still be passed Thursday if the gays issue is resolved.

Republicans want to attach it as an amendment to family leave or as a free-standing bill; Senate Majority Leader George Mitchell set a meeting with fellow Democrats for Thursday to figure out how to proceed.

"We won't create one job — it works ex­actly the opposite way," Michel said, ad­ding that the bill didn't have enough protections against employers' abusing their leaves.

Democrats in the Senate also defeated GOP attempts to soften the bill, but a final vote was put off in the unrelated struggle over homosexuals in the military.

"I think the plan stinks," said a San Luis Obispo man who estimated the proposal would add more than $320 a year to his auto insurance bills.

"I don't think it would hurt tourism or the elderly or encourage Californians living near the border to buy their gas elsewhere," one Glendale caller said the state had too many other problems and should "stay the heck out of the insurance business."

But a Los Angeles caller praised the plan, saying it would help create a "more level playing field for more ef­ficient technologies to enter the market place."

The Senate insurance committee heard more than three hours of testimony on the pay-at-the-pump concept, which involves using a gasoline surcharge to help pay for Californians' auto insurance.

A pay-at-the-pump auto insurance plan drew praise, skepticism and some blunt criticism from 17 callers Wed­nesday as the California Legislature joined the TV call-in craze.

"I think the plan stinks," said a San Luis Obispo man who estimated the proposal would add more than $320 a year to his auto insurance bills.

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Poly’s Spectrum a ‘vehicle for silenced voices’

By Alex Naughton
Staff Writer

Mustang Daily has its opinion page, its letters to the editor, and its “Insight” section. But for many, there are gaps left unbridged and voices left unheard.

“The current edition of Spectrum, produced entirely by volunteers, has poetry, notices, essays, articles, and a little controversy.”

By Dawn Sievers
Staff Writer

Many students will have a hard time finding rides home for the upcoming three-day weekend. The bulletin boards in the downstairs lobby of the University Union, formerly designated primarily for the posting of ride, housing and club information, are being removed by order of the state fire marshal after having been declared a fire hazard.

"It’s a paper for everybody, not just minorities," says Tananga. "It's a learning paper, trying to teach us how to live harmoniously.

Spectrum is not afraid to be controversial.

It will take three to four weeks for the boxes to be completed, according to a posted notice. Stipicevich said it will be two to three weeks before they even have the materials to begin the project.

The notice says housing information may be posted at the housing office and that they have no suggestions for posting ride information at this time.

Shreve estimated the project would cost the U.U. about $2,000. Stipicevich said that was a conservative estimate.

Officials declare Union ride board a fire hazard

By Dawn Sievers
Staff Writer

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This story is a short one. I am writing in hopes of reaching others who are experiencing the same frustration as myself. Perhaps my writing will lead to a support group or even an organized lobby. If nothing else at this point you might think that I'm talking about the various religious elements about campus. NOT!

What I'm talking about is "Loco Ranchero." Now, I'm a good capitalist and I know that advertising is the key to success in a free-market system. However, that damned club (meaning Loco Ranchero) must have an advertising budget that dwarfs that of MTV, or they have an army of zealots dedicated to the disseminating their dogma of "dance 'til you drop." I'm talking (actually I'm writing) about your face on the whole disco thing. When disco died, even the die-hards who were into it, even the disco scene were happy with triumphant shouts they threw off their polyester a la suite and exclaimed, "Free at last! Free at last! Good God Almighty, we are free from disco at last!"

What I want is simple. What I hope for, pray for, and meditate on is that that damned club will scale back its missionary outreach. It is my most ardent desire that the efforts to convert me would be scaled back to the point that my car, bedroom, bathroom, and dinner table would be off limits. Then, and only then, give me your message (a.k.a., book marker).

Free at last! Free at last! Good God Almighty, we are free from disco at last.

Samuel B. Robinson is a construction management junior at Cal Poly.

Faulty comparisons

Brian Bailey (sic) thinks gays should be allowed to serve in the military for the same reason he doesn't understand the term 'equal rights through struggle.' He is an idiot. Bailey writes that Canada, Netherlands, and Israel have militaries that are open to homosexuals. I support these military ideals because these military ideals are grounded in our fight for our rights and liberties. The front-line or classified materials and they can be dismissed if someone complains. The truth is that homosexuals and oars are innately faulty. The 1.8 million soldiers in the U.S. military do things most soldiers never do, like live on a submarine or spend months at sea.

And of course he couldn't resist making the tired analogy between homosexuals being kept out of the military and blacks having separate facilities in the military. Head of the Joint Chiefs of Staff Colin Powell dismisses this argument appositely: "The segregation of blacks was based on a benign characteristic, skin color. The ban on homosexuality is based on behavior."

Bailey would serve his readers if he would stick to writing his mediocre columns on his bicycle and comic books, instead of embarrassing himself by writing about the military, The Constitution or any other topic that requires research and a thought process. Start delegating, Brian (sic).

Mundo Murguia

Liberal Studies

Try again

I read the letter criticizing Glenn Policare's opinion piece, and needless to say, I was a little dismayed by Jessica Rice's response (Mustang Daily, Feb. 2). Jessica, I think you missed the point completely. Glenn wasn't criticizing the "entire Greek system," as you put it (although he did make a few generalizations that may be viewed as unfair). He was instead pointing out the fact that there are an abundance of people in this fine institution, who are here for all the wrong reasons and are just taking up precious classroom space.

Maybe you should calm down a bit and re-read the article. Pay special attention to the last paragraph. Maybe this time around you'll catch the gist of what he was trying to say.

Mundo Murguia

Liberal Studies

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DEATH PENALTY

From page 1

to prove they are tough on crime, while counting on other factors to keep people out of the gas chamber.

Currently, there are 329 men on death row at San Quentin, two of them from Santa Barbara County. The others are from Los Angeles County, the Death Penalty Task Force is currently discussing their cases.

Cal Poly professor John A. Trice, a San Luis Obispo County deputy district attorney, said that despite the political climate, California's current execution rate is bound to increase.

He said the 1984 trial of Robert Allen Hart, the first man tried under California's 1978 death penalty law, had to set precedents. Now prosecutors have a clearer path to follow.

Culver noted that last year, 76 percent of California's death sentences were affirmed in the state's higher court upon appeal. Under the Rose Bird Administration, the rate was eight percent.

Justice Rehnquist's decision has been called "a change in that the federal courts are set up to hear appeals questioning procedure, not facts."

A jury's decision, in that it has been made "beyond a reasonable doubt," is considered factual.

Rehnquist allowed for the admission of "misdemeanor," evidence in his decision, assuring fears that an innocent person might be sentenced.

Such fears are justified. May be lower, it may be higher," the process, which motivated Rehnquist to lobby Congress repeatedly over the past six years for stiffer legislation. "I want to know how students feel about certain programs and ideas," Burnett said. "They aren't getting into the mainstream."

"I think everybody realizes that 80 percent of our budget is in people costs," West said. "Obviously, we cannot make (7.5 percent) cuts in our budget without laying down a lot of bad jobs. How much the overall reduction will be depends on how much is offset by fee increases."

In mid-January, Baker said Cal Poly "will not cut out any more departments" in the next round of budget reductions. His remark was made when the university was bracing for a 4.5 percent reduction that would allow the estimated 7.5 percent scaleback now expected.

ASU

From page 1

disaffected (schools)," Burnett said. "They aren't getting into the mainstream."

She added that in the past the CSSA has not been representative of all campuses in the state.

"If Cal Poly becomes a 'charter' school, Burnett said the CSSA will definitely not speak for the campus.

"Currently, CSSA buttocks with both the Legislature and the CSU," she said. "But if we're given a charter (status) and all our regulations are freed up, we would basically have to speak for the campus and we would have more power, more freedom..."

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"One of the concerns of the clubs was that the tax did not represent that much income to ASI, but represents that much money to the clubs," Reeves said.

Also at Wednesday night's meeting:

- Brent Hullquist, the board's vice president for student activities, said the Center Usie Committee will deliberate a motion about who gets free use of the Rec Center.

- "Definitely, the only people who get to use it for free are students," Hullquist said.

Questions remain whether physical education and recreation administration faculty as well as alumni who paid the construction fees will have to pay for the use of the facilities.

Scott said the committee's decision will only be advisory and the final decision rests with President Warren Barker.
CALIFORNIA GUY

MUSTANG DAILY
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From page 1

iignation. The battle began in the summer of 1989, when McMillan, who works for the San Luis Obispo Fire Department, inquired about a membership for his girlfriend. Since the club also sued his needs and was the gym nearest his job, McMillan asked if he could join.

"It was obvious if men couldn't join, knowing what the discrimination laws are," said Gale. "I figured if men couldn't, it exceeded... improper and illegal."

He said he tried to purchase a membership three times and was denied further service until he spoke with the owner. "I got the cold-shoulder treatment where (Gale) was being evasive and not accepting my calls," he said.

McMillan is not the first man to win a membership from Calendar Girl. He filed his case with the help of another man who wanted to join the club in October of 1990.

Bob Moss, a Cal Poly student and former lawyer, also filed a case and won a settle-

ment allowing him to join the club in October of 1990.

McMillan said trying to join the club was an uphill battle for both men. "Keys did the same thing to me that she did with Bob Dennis," he said.

"She tried to talk me out of it," he said, "and tried to appeal to our sense of compassion or guilt or whatever."

When contacted, Gale said she could not discuss any aspect of the case due to the settlement's policy of confidentiality.

McMillan disagreed. "Frankly, I don't see health clubs as bars where women are being picked up on," he said.

One motivating factor to press the issue was the fact that Calendar Girl was operating as a business open to the public.

"There's no mention anywhere that Calendar Girl is for women only," he said. Certain concessions were made in order to come to an agreement. "I don't have free and total access to Calendar Girl," he said.

These restrictions include no access to the locker rooms, showers, or showers, and limited hours during which he can use the gym facilities.

"I don't care," he said. "I just want to go over and work out."

Nutritional science senior Laurel Eastman said she chose the gym three years ago because of its women-only status. The situation "bothers" her, she said, but "we were just told to ignore him."

McMillan has been to the gym a few times to work out. Since he chose the place as a matter of convenience, he's not there to socialize, he said.

"The climate really doesn't matter... if you're there to work out, that's what you're concentrating on," he said. "I didn't speak to anyone other than the person at the counter."

Beware.

---

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Mustangs rally to earn split

By Chris Rogers
Staff Writer

Cal Poly softball pitcher Julie Rome won and lost on Wednesdays.

The Mustangs lost the first game of their season-opening doubleheader with Rome on the mound, dropping a 3-0 decision to UC Santa Barbara.

But with the Mustangs trailing 2-1 in the second game, Rome came in to pitch the late innings and her teammates rallied, scorr-

ing the winning run in the bot-

tom of the seventh to even Rome's record with a 3-2 win.

The Mustangs, who are ranked second in the nation in NCAA Division II, looked flat in their first game of the doubleheader at home against the Gauchos.

"The team was nervous before the game," said Cal Poly coach Lisa Boyer. "We got the jitters out in the first game, and played really well in the second." 

Boyer said the Mustangs chased too many bad pitches in the first game, but played well defensively in the shutout.

"They went after 18 pitches that were out of the strike zone -- we usually like to keep that number down," said Boyer.

When the Mustangs trailed 2-1, late in the second game, it seemed the Gauchos were going to spoil Cal Poly's home-opener.

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ning run."

"We didn't get many hits, but we got key hits when we needed them," Boyer said.

The Mustangs take their 3-1 record to the University of Pacific Saturday, and into Santa Clara University on Sunday.

Polio clubs

Cal Poly's women's tennis team faces a weekend of matches to compete in a tournament at Collet Arena.

Admission is free.

The Mustangs have a 2-0 record, will host the University of Arizona today at 1 p.m., and Arizona State at 1 p.m.

Both matches will be played at Biddle Park.

The Mustangs' regional and national titles will be decided.

The Mustangs women's basketball team plays Santa Clara University at 7:30 p.m.

The Mustangs lost their first game of the season-opening doubleheader with Rome on the mound, dropping a 3-0 decision to UC Santa Barbara.

But with the Mustangs trailing 2-1 in the second game, Rome came in to pitch the late innings and her teammates rallied, scoring the winning run in the bottom of the seventh to even Rome's record with a 3-2 win.

The Mustangs, who are ranked second in the nation in NCAA Division II, looked flat in their first game of the doubleheader at home against the Gauchos.

"The team was nervous before the game," said Cal Poly coach Lisa Boyer. "We got the jitters out in the first game, and played really well in the second." 

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