

Mustang Daily

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California Polytechnic State University, San Luis Obispo

Thursday, May 1, 1975

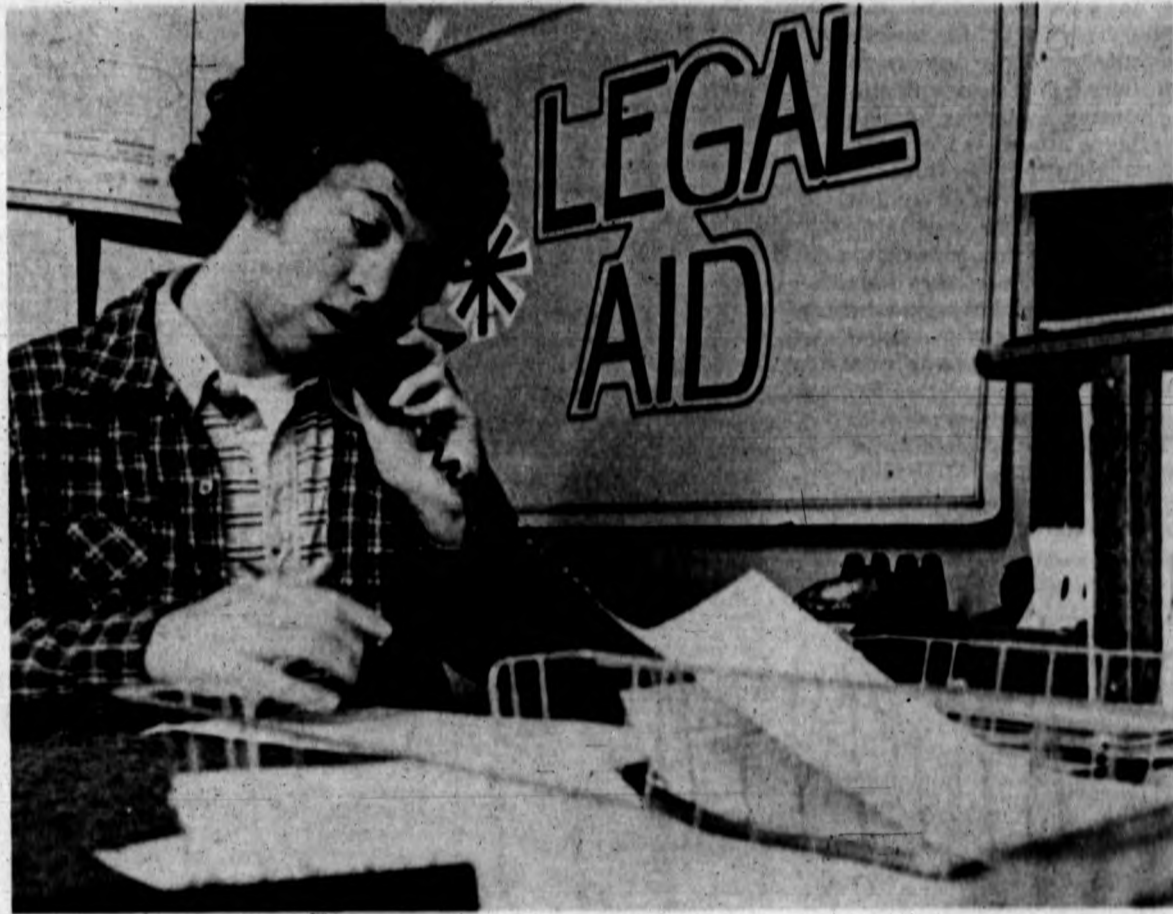


photo by DAVID STUBBS

Bruce Orr, a student volunteer in the campus Legal Aid office, offers assistance in response to a request for legal direction.

Legal Aid

Legality questioned

by CONNIE BECCHIO

Based on Title V of the California Administrative Code, the Cal Poly administration had been advised that mandatory student fees cannot be used to provide legal advice.

Dean of Students Everett Chandler said he asked the office of General Counsel of the Trustees of the State University and Colleges for an opinion concerning whether or not the Legal Aid Office of the Associated Students, Inc. was in compliance with Section 42659 of Title V after hearing Legal Aid director Roland Hill explain at a Student Affairs Council meeting how his office worked.

Legal Aid, which is located downstairs in the University Union, is funded by ASI funds. Chandler said he is concerned that Legal Aid is giving out personal advice at the expense of the students.

"I don't want to see your (students) money paying for a divorce or marijuana bust," he said. "My own opinion is that Legal Aid is a valuable resource and we should go as far as we can within the law."

"I want to make sure we don't get a challenge for the use of the fees."

However, ASI attorney R. Michael Devitt said Legal Aid is not in violation of Title V, in his opinion, because it offers assistance and direction rather than legal advice.

"Legal aid workers direct students where they can go for help but do not act as lawyers in the true sense of the word," Devitt said. "No way is there representation by myself or the legal aid office. Specific legal advice doesn't occur."

Devitt said the Legal Aid office

has not been determined to be in violation of Title V. He said if this were to be the case, the activities of Legal Aid would be outlined more specifically for the General Counsel's office. If it was still judged to be in violation, Devitt said the cause would be determined and steps to correct the situation would be sought.

He explained he is communicating with ASI attorneys at other state universities and colleges to see what their situations are. Chandler said he is planning no action against Legal Aid and feels under Devitt's direction it will provide a good resource.

Hill took issue with Title V itself, calling it an antiquated law. He said Legal Aid was named by students as their number three priority for the use of ASI funds during the survey conducted at spring registration. He added this shows students want their fees used for legal aid.

Hill said Cal Poly is not the only university in the state system that uses ASI money to support a legal aid office. He explained Sacramento State uses student fees to have an attorney actually on-campus for 20 hours a week. He said San Diego, Northridge, Long Beach, Fresno and Chico legal aid offices also actively advise students with ASI money.

He added that Northridge provides six attorneys for consultation with ASI money.

"If we were the only university thought to be operating illegally, maybe we ought to change," Hill said. "However, we're just following the times, and the current need is not met by Title V."

Hill also pointed out Title V allows ASI money to be used for venereal disease education and child day care centers.

"These are individual concerns," he said. "If VD can be treated why not landlord-tenant problems?"

Hill said the university is worried about being held liable if a student sues because he believes he received poor assistance from Legal Aid. He said, however, the only complaints he receives are about Legal Aid's hours and office efficiency.

The Legal Aid director added he is concerned that the Title V opinion would handicap his office's request for its budget next year.

"Legal Aid was going to get a pretty good budget compared to the peanuts of the past," he said. "Holding this decision against us would be unfair to the students."

Hill said he is in a sort of limbo now, but foresees no immediate effect on Legal Aid.

"If they try to close our doors they'll have a hell of a fight on their hands," he said. "If they close our doors, they'll have to close the doors of every office in the system."

Correction

There will not be a dance sponsored by MECHA on Friday at 8 p.m. at the Veteran's Memorial Building reported in a story in the Mustang Daily Wednesday. The story mentioned the dance was to be part of the Cinco de Mayo celebration.

Another event scheduled for the celebration, a presentation by Teatro de la Esperanza, was reported to be a political pornography show. The presentation is not a political pornography show, but a "theatrical insight into a social revolution."

Brown alters budget stand

by MARK GROSSI

Gov. Edmund Brown, Jr. in a budget amendment message last week asked the state legislature to include additional money in the 1975-76 budget for some state university and college programs.

According to Scott Plotkin, Associated Students Inc. president, Cal Poly will feel the effects of the governor's amendments if they are added to the budget bill by the Assembly Ways and Means Committee.

Plotkin said, "The amendments provide \$692,160 of additional funds for the International Program. Since Cal Poly sends more students abroad to study in the program, the effort to get the money into the budget for the program was not a unified, state action. Students here at Poly, particularly agriculture and architecture students, will benefit very much from the additional money."

Plotkin said that for the International Programs amendment, as with most other revisions in the budget, students had to make sure Brown got all the facts before he made the final decision to cut the money.

"Brown made practically an overnight decision to cut back a lot of programs," Plotkin said. "So we students had the responsibility to pursue matters until the governor knew all the facts. I consider the alteration request by Brown to be a great victory for students."

Another provision of the governor's amendment allows \$660,816 for faculty promotions. Plotkin said the governor had cut the money originally because he thought there was not enough student input. But the students once again told the governor that it was not so according to Plotkin.

"Through the state university and college student body presidents we were able to convince Brown that there was a morale problem involved with faculty promotion," said Plotkin. "Of course, after getting some money back into this and other programs we had to have some kind of trade-off."

The trade-off which the ASI chief was talking about came in the form of a \$344,987 reduction in funding for support of practice teaching courses. Plotkin said the practice teaching courses were being phased out in the university and college system anyway.

The cut which will be felt most is the \$1,735,089 slash in Assembly Bill 3116 to "restrict expenditures for Instructionally Related Activities." Attached to the provision was another restriction which read: "...budget language (should) be inserted excluding Intercollegiate Athletics from any state funding."

The upshot of that restriction could be that AB 3116 money would not be used for athletics in the next year.

The \$1.7 million cut would leave \$437,000 for AB 3116 money. At the beginning of 1975 the

figure was \$3.2 million. According to Plotkin, \$950,000 of the money which was considered carry-over from 1974 was not returned to the bill in the governor's budget.

With the cut in AB 3116, Cal Poly would get \$24,000 out of the original request of \$164,000.

Of the cut, Plotkin said: "We simply will not be able to expand the way we wanted to in instructionally related activities. We will push to get the state legislature to return the money to the bill. But at this time I do not know whether we will be successful or not."

But Plotkin said there were things to cheer about:

"We got an increase of \$2.5 million to support the material and service segment of the Student Service Program. These services come under the dean of students. Financial aids, housing services, legal aids, and many others will benefit from the additional funds."

"If this provision was not included in the governor's amendment message, students would have to pay \$19 more a year in fees or we would have to have a drastic cutback in the services we offer."

Also included in the amendment message was an upward revision in the reimbursement figure for nonresident tuition. Plotkin said the governor had neglected to include this provision in his original budget.

Overall, Plotkin said the amendment message signified student power in the state capital was very much alive.

He said, "Students should be given credit for helping the governor change his mind. It has now been proven that students can have an effect on government at the state level."

Editorial positions available

It was announced at the April 30th Publisher's Board meeting that applications for the position of Mustang Daily editor, Summer Mustang editor and Outpost editor are now available.

Qualifications are:

Experience and familiarity with Mustang or Outpost procedure; experience and knowledge of writing, editing, production, layout, photography and advertising; ability to get along with people; ability to handle administrative and business duties; imagination and creativity.

Applications are available from the Publisher's Board Chairperson Jan Edwards or Mustang Daily editor Marji Nieuwama.

Interviews with applicants will be May 14; the application deadline is 5 p.m. in University Union Rm. 219.

For further information call either Jan Edwards at 543-1138, or Marji Nieuwama at 546-4683 or 543-2664.

Letters

Hurtado

Editor:

Many times during this year the Student Affairs Council has been criticized for the actions and the direction they've chosen on many

issues. However, being a member of the body, I can't allow the meaningful work and sincere commitment of SAC to go unnoticed. The council isn't the sleeping government which the media reports it to be, it is a dynamic body that is genuinely

concerned and dedicated to meeting the needs of this university.

One example, is the progress made in increasing the level of student representation throughout the academic community. Because of their actions, there is now a student disciplinary review board, student representation on a variety of committees which deal with student housing problems in San Luis Obispo as well as a new Off Campus Housing Coordinator. Also, through increasing student representation at the state level, bills concerning student rights are pending before the state legislature. This is but one of the many areas which SAC has acted positively in and with significant results.

Perhaps one individual who has been the driving force in the body is its chairman, Mike Hurtado. The quality of Mike's leadership is reflected in the many

strives that SAC has made this year.

He is a fine legislator and his vacancy next year will be difficult to fill. However, Mike Hurtado is not ending his commitment to student government as he is running for ASI president. Too think that we aren't aware of the need for good student government and which candidates possess the skills needed to meet the change. It's time that we begin a new awareness of our government and concern for the candidates in the coming election.

Mike Hurtado has demonstrated his commitment to meaningful government consistently as SAC chairman throughout this year. As a candidate for ASI president, I fully support him and personally I feel he is by far the most qualified in terms of experience and ability which are both equally necessary

in fulfilling the duties of the office.

Fred L. Heaton

SAC Rep. Arch. & Env. Design

Tactics

Editor:

As Kevin O'Connor's campaign manager, I am disturbed over the unfair tactics waged against my candidate. A great deal of work, time and money has been expended on his campaign. As of Wednesday, all of Kevin O'Connor's signs have either been defaced, vandalized or stolen.

It is unfortunate that others must stoop so low. We have run a clean campaign and will continue to do so.

I urge you to look and listen to each candidate and evaluate their character. Look for the one who'll provide you with honesty and integrity and you'll find Kevin O'Connor on top of your list.

Russell Wong

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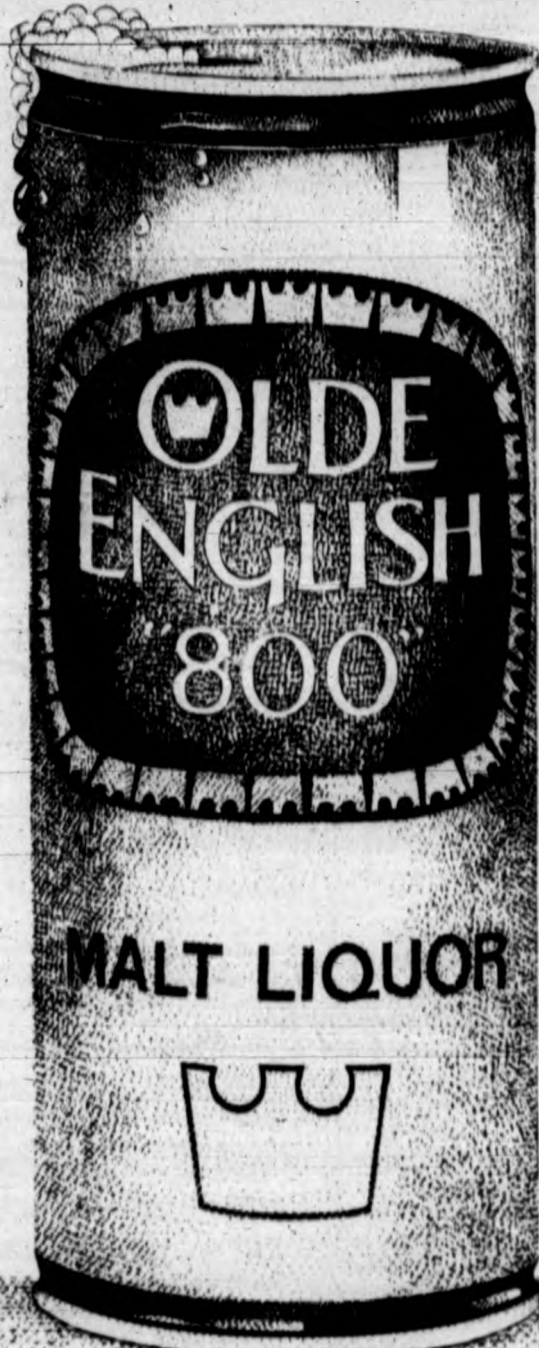
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ASI presidential candidate

Political mechanic

by PETE KING

The political process is to Associated Students Inc. Chief Justice Greg Fowler what the internal combustion engine is to a grease loving auto mechanic.

He loves to watch the thing work.

Fowler is enthralled by all the concepts, committees and controversies that constitute the political machine—just like a

Why he has even dreamed up a new committee of 14—two members from each of the seven schools—to make his philosophical decisions for him. Fowler says this committee's job will be to find out what the students want. Once the committee decides, Fowler says he will use himself as a political monkey wrench to twist and turn

the proposal through the proper channels.

"If eight out of the 14 decide they want something," he says, "I'll support it all the way, even if I don't agree with it."

What does this man—who vows to be a president of the robotarian breed—agree with?

He claims he is politically a moderate conservative with an emphasis on practicality.

He believes student government here should be concerned with making education better for

the students and with protecting students' right.

But he doesn't believe the ASI should toss itself into the national political arena.

"If you want to form an antiwar committee," he says, "that's fine. But I don't think we should waste ASI money on it. That is not what the ASI is here for."

The thing that irritates Fowler the most about Cal Poly students government is the apathy he says exists here.

His frustrations are like that of the mechanic who is flabbergasted by a fellow who can't fix a flat tire.

"What we have to do," he says, "is get more people involved so that student government is more credible as a representative of the student body. The gulf between student government and the students has to be bridged."

Fowler plots to build this bridge with some new committees, perhaps a couple new SAC representatives (one from the fraternities and another from the ethnic groups) and a reorganization of the ASI itself.

"There is a lot of deadwood in the ASI that has got to be eliminated," he says.

Ironically, Fowler admits that the position he now holds, Chief Justice, is part of the deadwood.

Fowler says he realized this (continued on page 4)



photo by TOM KELSEY
Greg Fowler

mechanic is mesmerized by crankcases and carburetors.

Fowler contemplates things like the linking pin concept of student government. He is constantly dreaming up new committees he thinks will make the ASI more effective.

Now, however, the 20-year-old history major wants a chance to put all his thoughts and theories into practice. Fowler is running for the ASI presidency.

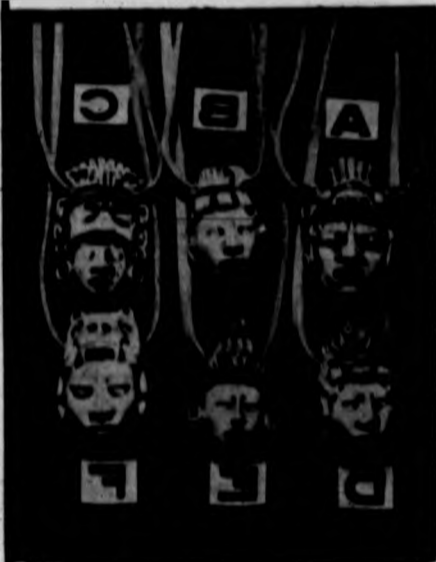
The thrust of Fowler's campaign is based almost solely on the mechanics of student government here.

"Ideologies have no place in government," says the deep voiced, cigaret smoking candidate with a fondness for \$10 words.

No, Fowler vows to avoid letting his beliefs interfere with his decision making processes if he becomes the next president.

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Plus two new stories

Mustang bats surface, ASI candidate destory Gauchos 7-1

by JON HASTINGS

Mustang hitters decided to return from their brief vacation Tuesday and they promptly peppered UC Santa Barbara pitching for ten hits and seven runs in a 7-1 romp over the Gauchos.

The win squared things with the Gauchos for the year, at two games apiece and upped Cal Poly's season record to 27-14.

Sophomore Mike Ongarato led the offensive barrage as he collected four hits on the sunny afternoon. Ongarato also stole base number 27 on the year to increase his single season record.

Freshman Dave Pencille started on the mound for the Mustangs after a two-week layoff. Pencille appeared to be slightly rusty when lead off hitter Tom Conklin belted his third pitch of the game over the popgun rightfield fence.

But Pencille then settled down and started throwing smoke as he completed three innings of pitching.

The Mustangs got their first run in the third inning when Ongarato beat out a grounder to second. Ozzie Smith then laid down a bunt. Ongarato scored and Smith went all the way to third when Gaucho first baseman Randy Robinson couldn't handle the throw to first.

Smith literally walked home when Paul Desjarlais followed with a long sacrifice fly to center.

Poly picked up two more runs in the fifth when Ongarato doubled and Smith singled him home. Smith then stole second, moved over to third on a wild pitch and scored on another wild pitch.

In the sixth Ongarato nabbed his fourth hit by singling home Hal Simons from second.

The Mustangs registered their final runs in the seventh inning

when Dave Fowler knocked in Terry Ruggles with a base-hit and Mitch Vierra brought Desjarlais home with a sacrifice fly.

Gorman Heimueller worked the middle three innings on the mound for the Mustangs and did not allow a hit.

Bruce Freeberg finished up by allowing one infield hit in his three inning stint. Freeberg appeared to be throwing with the kind of rhythm that made him one of the top pitchers on the coast earlier in the year.

Poly will be traveling to Pomona this weekend in a do or die situation. The Mustangs find themselves two games behind league leading UC Riverside with six CCAA games to play.

Mustang coach Berdy Harr feels the Mustangs are going to have to put pitching, hitting, and defense together if they are going to capture the CCAA crown.

"We need to combine any three of the assets in the rest of our games, if we want to win the title."

when he ran for office last spring, but thought he could do something to make the Student Judiciary group a viable part of the ASI government again.

Fowler admits he hasn't been successful.

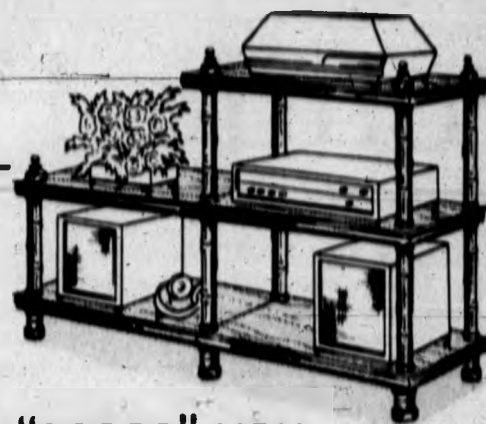
However, in true Fowler fashion, he is tinkering with plans to make Student Judiciary more important next year by combining it with the Legal Aid Office and the Student Disciplinary Review Committee.

While he enjoys this type of plotting and planning, Fowler says the people in politics also intrigue him.

"The view I've always had of government," he says, "is that you get into government to serve the people and fight like hell for them."

As far as future plans for Fowler, he envisions going to law school, and after that, involving himself in government work again.

And perhaps it is only right. For a Fowler out of politics might seem as odd as a mechanic without grease on his hands.



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FOUND Pair of sunglasses in case at Campus Post Office. Identify. Call 541-0132.

FOUND Orange long hair cat 1-2 yrs. Found in vicinity of Toro and Mill. Call 543-5723.

FOUND Ladies watch between music bldg. and student union on 4-21. Identify. 546-3746.