

# News In Brief

## Kraft takes leave from Carter campaign

WASHINGTON (AP)—Tim Kraft, President Jimmy Carter's national campaign manager, said Sunday he is taking a "leave of absence" amid reports he is being investigated for alleged use of cocaine. Kraft said he is "completely innocent of the charges." He added that he has "concluded that I can best serve the president and avoid political exploitation of the false charges against me by taking a leave of absence from the campaign."

Kraft said he was told by the Justice Department last week that "matters under preliminary investigation by the FBI had been referred to the court for the appointment of a special prosecutor, and I have now learned from the press reports that a special prosecutor has in fact been appointed."

## Carter and Reagan even in poll

WASHINGTON (AP)—President Jimmy Carter and Ronald Reagan are running even in their race for the presidency but Carter's strength is limited to the South, according to a new public opinion poll by *The Washington Post*.

Carter and the Republican presidential nominee each drew 37 percent support in the *Post* survey published Sunday. Independent candidate John Anderson was favored by 13 percent of the 1,755 registered voters polled. The remaining 13 percent had no preference.

While Carter and Reagan were even in the nationwide survey, a breakdown showed Carter a strong favorite in the South, with 47 percent saying they would vote for the president compared to 34 percent for Reagan. Reagan was the favorite in the other regions, with margins of 35 percent to 30 percent in the Northeast, 40 percent to 33 percent in the North Central states and 44 percent to 30 percent in the West.

## Klan rally results in arrests

SCOTLAND, Conn. (AP)—Members of a Ku Klux Klan faction, surrounded by state police in riot gear, burned an 18-foot cross in this tiny eastern Connecticut town following skirmishes between sympathizers and opponents of the white supremacist organization.

Nine people were arrested Saturday night, most on charges of interfering with a police officer, and eight were injured in scattered violence, authorities said.

Klan leaders said they planned another demonstration for Sunday night. The area was under tight security Saturday, as state police looking for concealed weapons, frisked anyone trying to enter the Klan rally. A variety of weapons, including a billy club and a sledge hammer found in a car, were confiscated.

## Andrus to resign Cabinet position

WASHINGTON (AP)—Interior Secretary Cecil Andrus is planning to resign from the Cabinet and will become a member of the board of the new Synthetic Fuels Corp.

The anticipated announcement came over the weekend in a statement by President Jimmy Carter nominating six persons to the board of directors of the Synthetic Fuels Corp.

Carter said Andrus, 49, a former governor of Idaho, was "a superb interior secretary. I know he will bring a keen knowledge of the West and the problems and opportunities the synthetic fuel initiative poses for Western states and communities to the board."

# Turkish soldiers search for terrorists

ANKARA, Turkey (AP)—Soldiers searched house-to-house for suspected terrorists in suburban Istanbul and Ankara on Sunday, and Turkey's new military rulers said they arrested 182 terrorists in the eastern province of Elazig.

Informed sources said a Turkish army captain was killed late Saturday in a shootout between soldiers and suspected leftist extremists in the south central city of Adana. Two leftists were wounded and an unspecified number of snipers captured, the sources said.

The Turkish military command would not confirm that Capt. A. Bulat Angin was killed. His reported death would be the first directly related to Friday's coup.

Istanbul and Ankara were calm Sunday as the military command pulled most of its tanks from the cities, and Turks crammed the streets, bazaars and coffee bars.

Ultranationalist Alpaslan Turkes turned himself in just hours before a deadline set by the ruling five-man National Security Council, state radio reported.

Friday's pre-dawn, bloodless army coup stemmed, at least temporarily, from the political violence that has wracked this NATO nation for years. No terrorists killings were reported Saturday. A boy was reported shot Sunday in the Black Sea province of Ordu, but there was no indication of the assailant's identity.

Before the coup as many as 25 political killings a day were reported.

An unconfirmed Istanbul newspaper report claimed soldiers arrested two men and a woman suspected in the July 19 murder of former Turkish Prime Minister

Nihat Erim. The independent *Gunaydin* newspaper said the three had confessed to the crime.

Gen. Kenan Evren, 62-year-old chief of staff and leader of the third Turkish military coup in 20 years, said he would restore civilian rule after adoption of a new constitution and other reforms in Turkey, which has been plagued by soaring unemployment and inflation, rampant political violence and a crushing \$18 billion foreign debt.

# House to start debate on chemical cleanup bill

WASHINGTON (AP)—The House begins debate this week on legislation establishing a \$1.2 billion "superfund" to clean up abandoned hazardous chemical dumps such as that at Love Canal in New York.

The superfund proposal follows a surgeon general's report released late last week describing the problem of toxic chemicals as "a major public health concern" that will plague the nation for years.

And it comes after two days of hearings last week on the Senate version of the bill, during which federal, state and local officials called for urgent congressional action on the problem.

But the legislation faces obstacles from the Chemical Manufacturers Association and other industry groups.

Although the industry prefers the House version of a superfund to a much more ambitious Senate version, the association still feels the fund is too big and puts too much of a burden on the industry.

The fund is Congress' response to such environmental disasters as Love Canal, where a neighborhood was built on top of an abandoned chemical dump that eventually began to poison its

residents.

The surgeon general, in his report last week, said more and more "environmental emergencies" like Love Canal will occur during the coming years.

And Douglas Costle, administrator of the Environmental Protection Agency, testified last week that "this legacy of many years of uncontrolled hazardous waste disposal may well be the most serious environmental problem facing the nation today."

The major superfund bill to come before the House this week would set up a \$1.2 billion, four-year program to clean up abandoned chemical waste dumps. Of the total, \$900 million would come from taxes on the chemical industry and \$300 million from the federal treasury.

The scope of the project is limited compared with the Senate's proposed \$4 billion, six-year program, which is pending in the Senate Finance Committee.

The House bill covers only the actual costs of cleaning up a dump. The Senate version sets aside one-third of its fund for compensating chemical waste victims.

## paraphernalia

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William M. Lenck, chief counsel of the Drug Enforcement Administration, used the example of a roach clip which can be found in any hardware store as an alligator clip for electrical connections. Under the ordinance, the clip found in the hardware store would not be considered paraphernalia whereas the clip found in the "head shop" would be.

Opponents of the law note that such items as Glad bags, spoons, belts and various other common household goods deemed "paraphernalia," which may be used with illegal drugs, also should be outlawed. The distinctions, they contend, are not clear.

"Once the item is used, then it can be determined (but not upon sale)," Hoffman said. "Under the laws, safety pins, Glad bags (and other items) would have to be taken off the market."

"Where does enforcement come in? The money would be much better spent in (improving drug-related) education," he said.

Although other shopowners like Hoffman and many interested individuals disagree with the Model Drug Paraphernalia Act, ordinances developed strictly along these guidelines have passed in 11 states: Connecticut, Delaware, Florida, Illinois, Indiana, Louisiana, Maryland, Nebraska, New Jersey, New York and South Carolina and other cities and counties around the nation. High Point and Fayetteville have passed such ordinances outlawing the sale of drug paraphernalia. On Sept. 18, the Governor's Crime Commission will bring its adaptation of the Drug Enforcement Administration's act before the Governor so that it may be considered in state legislation.

# Definition of paraphernalia debated

Controversy has arisen over the definition of "drug paraphernalia." Opponents of the term consider the items sold can be more accurately called "smoking accessories," since this definition does not connote illegal use of controlled substances.

Under the Drug Enforcement Administration's Model Drug

Paraphernalia Act the following items would be considered illegal when used, intended for use or designed for use with illegal drugs. Again, the phrase "intended use" is at the center of the controversy. The items include:

- scales and balances.
- blenders, bowls, containers, spoons and mixing devices.
- capsules, balloons, envelopes and other containers for packaging, storing or concealing controlled substances.
- hypodermic syringes, needles and other objects for injecting controlled substances into the body.
- objects used, intended for use or

designed for use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish or hashish oil such as: metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads or punctured metal bowls; water pipes; carburetion tubes and devices; smoking and carburetion masks; roach clips (meaning objects used to hold burning material, such as a marijuana cigarette); miniature cocaine spoons and cocaine vials; chamber pipes; carburetor pipes; air-driven pipes; chillums; bongs, ice pipes or chillers.

—ANN PETERS

"The Model Act does not infringe (upon individual rights), due process or the first amendment," DEA counsel Lenck said.

Lenck, who has been involved with programs of drug use and abuse for the past 20 years, said many different factors must be considered when trying to curb the drug problem.

"Nothing (by itself) is going to solve the problem," Lenck said. "Nobody is going to be cured simply by the act. So many factors are involved—treatment, peer groups. All are inputs into the drug abuse equation."

"The sale, and delivery and advertisement has more and more been oriented to minors," law enforcement specialists Jones said. "That's a matter of really great concern. There is a greater awareness of how big the problem is in terms of juveniles."

"Free trade and commerce is one thing but dealing with products designed for furtherance of activity that is outlawed (is another)," he said. "I'm a parent myself and I don't want that spilled and splashed all over my children."

Opponents of the Drug Enforcement Administration's guidelines have proposed a model law prohibiting the sale of smoking paraphernalia to minors. The proposed act notes that smoking tobacco as well as smoking other "smoking materials" is dangerous to the smoker's health. All sale, bartering and exchange of cigarettes, cigars, pipes and "other loose tobacco and smoking herbs" should be prohibited to minors, this model law states.

Kevin Zeese, assistant to the national director of the National Organization for the Reform of Marijuana Laws said the 'drug paraphernalia' ordinance is an attempt to deal with a side issue of marijuana and other drug use.

"(The act) is not dealing with the problems," Zeese said. "If limited to minors, the act would be (reasonable). Yet whenever you make progress in a societal situation, it is one step front and two steps back."

"North Carolina has been one of the more liberal states when dealing with decriminalization of possession of marijuana. Yet this (act) is inconsistent," he said.

"Enforcement creates prospective problems," said Michael Pritzker, attorney for the Tobacco Accessories Trade Association. The association is concerned solely with litigation of related matters for the regulation of cigarette papers, pipes and otherwise common tobacco accessories. The association is not opposed to nor does it sanction any drug paraphernalia ordinances.

"It is unfortunate to litigate (these items) in the context of drug paraphernalia ordinances," Pritzker said. "Those charged with discerning, look to what is familiar for the criteria—color and taste—rather than function. Those that are different fall into the disfavored category."

Have (any new designs) changed the essence of the pipe, and is the manifestation of the intent transferred to the pipe?

"The way the ordinance reads is that the problem is, that the statute is not shop-oriented but item-oriented, Pritzker said.

"The act presumes that we can define, regulate and exorcise (drugs) from the community. This is a naive, simplistic approach."

"Drugs cause paraphernalia. (The act) is a very naive cosmetic approach. It is not dealing with the basic issues; it focuses on a side issue," Pritzker said.

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