

Classifieds.....3  
 Editorials.....4  
 Features.....5  
 News.....3  
 Sports.....6  
 Wire.....2

# The Tar Heel

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## Board of Governors unclear about out-of-state tuition law

by Ellen Horowitz  
 Staff Writer

A new Board of Governors' policy modifying residence requirements for some students previously declared out-of-state for tuition and admissions purposes has not yet been implemented at UNC because officials say they are not sure what it means in terms of state law.

The July 12 ruling established 12-month "grace periods" during which certain students might continue to pay tuition at in-state rates even though technically they did not qualify as North Carolinians. It would apply primarily to women who are state residents but could lose that status by marrying non-residents, and to any student whose parents move out of the state.

Associate Dean of the Graduate School Barbara Wasik said Thursday she thought the Board of Governors may have overstepped its authority by ruling on legal matters determined by the General Assembly and the state attorney general.

"We understand the legislature amended the residence rule last spring to set up grace periods," Wasik said. "But we haven't been able to implement the new rule, pending an interpretation by the attorney general."

"I've read reports of last week's Board of Governors' action, but I don't know what it means. I was under the impression that the Board is not empowered to change law."

In-state residents pay much less tuition than out-of-state students, about \$242 in academic year 1973-74, as opposed to \$1,800 for non-residents. In addition, applicants from North Carolina receive preferential admission as undergraduates and in some professional schools.

University spokesmen express confusion about exactly which students can qualify for the new "grace period." They also say they have not yet determined what happens to students' tuition status after the 12 months.

Part of the confusion results from an apparent conflict between North Carolina

common law, which treats the residence status of married women differently from that of married men, and the residence status amendments passed by the legislature last spring, which attempt to equalize classification for men and women.

Until July, 1973, students who were not legal residents of North Carolina when they first enrolled at UNC could not change their residence status without dropping out of school for a year. Legislation implemented then allowed students to petition their deans for reclassification.

Since then, the Undergraduate Admissions Office has received 1,208 petitions for reclassification and has granted in-state status to 881 petitioners.

About 57 per cent of the petitions came from admissions applicants who hoped to

improve their chances of acceptance by being declared state residents. State law limits UNC to a 15 per cent quota for out-of-state undergraduate enrollment, making admissions requirements stiffer for non-residents.

The Law School and many Health Sciences programs also limit out-of-state admissions.

Dan Devine, the Graduate School's residence status clerk, says he estimates the School receives about 25-35 petitions every week from students hoping to be declared North Carolina residents.

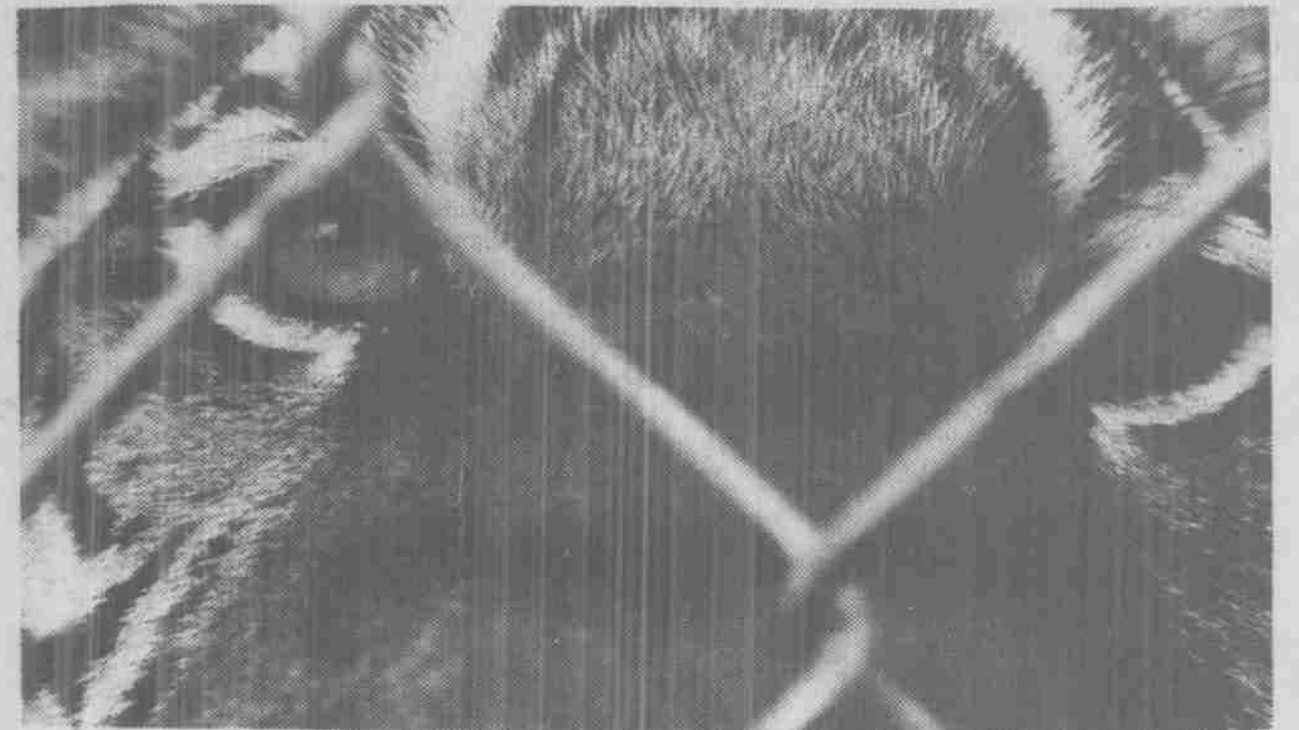
Unmarried students are presumed to reside in the same state as their parents, unless they can demonstrate continuous residence in North Carolina for the 12

months previous to their first enrollment.

The petition process allows students to request reclassification as state residents if they feel other evidence concerning their stay in North Carolina outweighs the presumption that they live in the same state as their parents. Students must have lived in North Carolina for at least 11 months before they are eligible to file petitions with their deans.

"We can't advise students on how to become residents," Devine said Thursday.

Some of the evidence considered in determining in-state status includes: property ownership, place of motor vehicle and voter registration, payment of state taxes, source of financial support, places where vacations are spent and reasons for first coming to North Carolina.



Staff photo by Bill Wrenn

This is Gretchen. For more information, see page 5.

## Safeway policy changes; no repricing shelved items

by Fay Mitchell  
 Staff Writer

Grocery prices are going up so frequently these days that the price of an item will often increase several times between the time it is put on the shelf and sold.

The policy of most grocery stores is to reprice items on the shelves to reflect price increases, even though the shelf items were originally purchased at lower wholesale rates.

Safeway Stores Inc., the nation's largest supermarket chain, announced Wednesday it would no longer follow this price increase policy. When the price of an item increases, Safeway said it will sell previously purchased items at the old, lower price.

Safeway has 1,950 stores nationwide.

The National Association of Food Chains, representing 20,000 grocery stores across the nation, called Safeway's action a "gutsy move" which will probably force competitors to follow suit.

So far, no Chapel Hill grocery stores have followed Safeway's example, and none have expressed any intention of doing so in the future.

Ronald Kelly, the manager of the Franklin St. A&P, said he was not authorized to speak for his chain, but offered a personal opinion. "Having different prices on the shelves would cause a lot of confusion," he said. "I guess we'll just have to wait and see."

"It's always been our practice to raise the prices of in-stock items, including what's in-stock on the shelves," the manager of Big Star said. "When we leave old prices on the shelves with new ones, we have the biggest headache with customers wanting both items at the lower price."

Random questioning of local grocery shoppers showed most were dissatisfied with the re-pricing policy.

"I think it's unfair," one shopper said. "Maybe it would be confusing for a while, but people would get used to it quickly. I would rather be confused than overcharged."

A recent check of one local store showed

that about 20 per cent of the store's shelf items had been repriced. One item, a box of Reese's Buttercups, had five different price tags, ranging from 63 to 92 cents.

A representative of Byrd's said his store has been doing what Safeway proposes all along. "As grocery prices go down, we mark shelf items down," he said. "But, if the price goes up we sell the shelf items at the old price."

"I can only give my personal opinion," Larry Bartholemew, manager of Winn-Dixie, said. "In the past we have raised shelf prices as new prices came in, just like all the rest of the stores. Beyond that I wouldn't have any comment."

"Some prices I change, some I don't," said Paul Tripp, owner of Paul Tripp's grocery. "Generally, whenever a new price comes in, that's when I change shelf prices."

"Being small, we may have only two or three items left on the shelf when new prices come in, so we change to one price on the shelf," Bill Woods of Woods Community Grocery said. "It's not like a large supermarket where two or three cases might be left."

"We're too small to express an opinion," James Hearn of Hearn's Grocery said. "If I'm intending to stay in business and health and pay the University's electricity bill, I have to raise the prices."



Staff photo by Bill Wrenn

Both these items from Big Star have been repriced, up 9 cents

## Wallace questions utilities sale

by Sandra Millers  
 Staff Writer

Legal questions raised last week by James C. Wallace, former Chapel Hill alderman, have added to the complexity surrounding the sale of four University-owned utilities.

During an emergency session of the Orange County Board of Commissioners last Friday night, Wallace asked the board members to request the opinion of the state Attorney General's office concerning the legality of the county's co-operation with the Consumers Utilities Corporation, a local, non-profit corporation formed specifically to bid for the utilities.

The Consumers Corporation has received appropriations from the county, Chapel Hill and Carrboro in the past, and was recently granted a request for an additional \$50,000

from each of the three local governments to use toward operational and legal expenses.

Wallace questioned the authority of the local governments to contribute to utilities systems and to create a non-profit corporation through funding. He said government funding might cause Consumers Utilities Corporation to be considered an organ of the local governments and consequently legally unable to sell bonds for purchasing the utilities.

The commissioners voted unanimously to refer the questions to the county and city attorneys for study and tentatively agreed to appeal to the attorney general's office if any confusion over the questions remains after July 22.

Wallace's questions were presented to the Chapel Hill Board of Aldermen Monday night, and he also plans to petition the

Carrboro Board. Chapel Hill attorney Joe Hackney spoke Monday for Wallace, who was out of town on vacation.

Chapel Hill Alderman Gerry Cohen said the Board considered the questions to be the same issues raised two years ago when the Consumers Utilities Corporation was formed.

"Those questions were investigated and answered to our satisfaction at that time," he said.

John McKee, president of Consumers Utilities Corporation, has answered Wallace's queries, maintaining that the corporation is not an organ of the local governments, but a private, nonprofit corporation.

McKee said money appropriated to Consumers by the towns would be repaid when the corporation begins operating the

utilities and added that current investigation of the utilities sale by the assistant attorney general of North Carolina, L. Beverly Lake, Jr., would resolve questions such as those raised by Wallace.

## Estimates lower than last fall

## Freshman enrollment down

A consensus of opinions from the University Housing Office, the Office of Records and Registration and the Office of Student Life places fall enrollment for freshmen between 2,900 and 3,100.

Other University agencies, such as the Undergraduate Admissions Office, were reluctant to offer any opinions on the subject. Estimations of freshman class size made at this time during previous summers

have often turned out to be grossly conservative.

Last fall's freshman enrollment was 3,226, several hundred more than was estimated in July of that year.

General College adviser Dr. Donald Jicha said 3,000 freshmen are now enrolled in General College for fall. He added that "this is not a final figure but enrollment is a bit down."

Freshmen enrollment in the General College for fall, 1973 was 3,150. Jicha said 1973 enrollment had originally been projected at 2,950.

Of this enrollment, 626 freshmen were out-of-state. "We are sending out 3,025 preregistration booklets," Alan Smith, assistant dean of Student Life, said. "There should be about 929 transfer students in addition to this, mostly juniors."

University Housing expects 2,900 freshmen to be quartered on campus. Connie Nelson, assistant Housing director, said "this figure should be accurate to within 50 students."

Nelson said this projection is slightly less than last year's figure. "Right now we're over 2,900," she added. "A figure of 3,100 would exceed the number of spaces available."



Staff photo by Bill Wrenn

Martha Diefendorf

## Fourteen students to be delegates at convention

Fourteen UNC students will be delegates and alternates from Orange County to the Second Congressional District Democratic convention to be held this Saturday in Louisburg, N.C.

Six of the 45 Orange County delegates, and eight of the 41 alternates, are students here. They are: Judy Halleck, Becky Veazey, John Mariakakis, Timothy Britt, John Lemke, and Tom Vass.

The alternates are Miriam Dixon, Gerry Cohen, Mike Heath, Lee House, Bill Blue, Bill Brieger, Bruce Tindall, and Doug Sharer.

Three 1974 UNC graduates are also going to the convention. Meta Weaver and Dave Gephart are delegates, and Seth Efron is an alternate.

The Convention will elect three delegates to the Democratic Charter Convention scheduled in December. They will also elect a District Chairman, a member of the Democratic Judicial Council of Review, and several state officers.

## Weather

Partly cloudy and hot today with a chance of thunder showers this afternoon. The temperatures will be in the 90s today falling to 80 tonight. The humidity is 63 per cent and the winds are from the Southwest at 10 miles-per-hour.

## Plans for new health center criticized

by Jennifer Woods  
 Staff Writer

Plans for a new Student Health Service (SHS) facility were criticized Tuesday in a memorandum from SHS Intern Martha Diefendorf. She explained that the UNC Planning Committee (UPC), in charge of planning the new infirmary, does not have sufficient statistics or detailed policy statements from SHS to properly begin building the new structure.

The new facility has been in the planning phase for several months under the UPC and department heads of SHS. The committee

tentatively plans to locate the building within the hospital complex at the south end of the Bell Tower parking lot. It will occupy an estimated 50,000 square feet. Rachael Long of the UPC said that the designing stage will take between twelve and eighteen months after which construction could begin. The building is scheduled to be completed about 2 years later.

The UPC intends to incorporate major changes in the system. They will include a reorganization of the outpatient section into modules or groups of personnel-physicians, nurse practitioners and secretaries, who will work together in close communication.

Pharmacy services and specialty clinics will be added. Health education, mental health, and inpatient sections will be expanded.

Diefendorf's objection to the program is that the Planning Office does not have enough data, proper information or grounds on which to judge the plans already made.

Her memorandum states, "We must first decide what is a suitable and desirable service, in terms of policies, programs, staffing patterns, etc., based both on data and on student approval. And only after this is determined should we consider the physical plans for a new facility."

## Wilson endorses Galifianakis

RALEIGH — Henry Hall Wilson, who came in third to Robert Morgan in the Democratic Senate primary in May, has endorsed runnerup Nick Galifianakis for the Democratic nomination to succeed Morgan as attorney general.

Wilson, in a press conference Thursday, said each of the announced candidates for the Democratic attorney general nomination have some qualifications for the position.

"None have them all," he said. "I think Nick Galifianakis does have them all."

The Democratic and Republican Party executive committees will nominate candidates for attorney general later this summer. Wilson said he supported Galifianakis, a three-term former Congressman and the party's 1972 Senate nominee, because he wanted to see a strong Democratic ticket this fall.

## Jury indicts dye firms

NEWARK, N.J. (UPI) — A federal grand jury indicted E.I. du Pont de Nemours and Co. and eight other firms Thursday on charges of conspiring to drive out competition in the multi-million dollar dye industry.

The firms, which also included Allied Chemical Corp.,

accounted for \$300 million or 60 per cent of the total dye sales in the United States in 1971.

They were charged with conspiring to fix prices at "artificial and non-competitive levels" in violation of the Sherman Anti-Trust Act.

## Impeachment debate on t.v.?

WASHINGTON — The House Rules Committee voted, 10 to 3, Thursday to permit live television coverage of Judiciary Committee debate next week on whether to recommend impeachment of President Nixon. The Judiciary Committee is expected to allow broadcast coverage.

The rules group approved a resolution that will be taken to the House floors for a final vote Monday. The measure does not order the committee to permit television; it simply allows it if the committee has no objection.

## Guru pays his traffic ticket

DENVER — Guru Maharaj Ji, spiritual leader of seven million followers around the world, avoided a scheduled court appearance by sending a \$25 traffic fine through the mail, court records indicated.

The 16-year-old leader of the Divine Light Mission had been scheduled to appear in Denver County Court late last month on a charge of careless driving.



On The Outside

from the wires of United Press International