

Student Judicial System Reforms Proposed

by Tom Gooding
Editor

The Judicial Reform Committee has released a report calling for complete restructuring of the student judicial system.

The report, a 39-page document which took more than 18 months to compile, calls for an elaborate system of courts and procedures, reinstates the penalty of expulsion, establishes a drug policy and accepts the so-called practice of double jeopardy.

The purpose of the report was to "formulate an equitable student code of rights and responsibilities and to clarify and modify the existing judicial procedures and structures."

The Judicial Reform Committee was

composed of two administrators, three faculty members and five students.

The report "rests upon six basic presuppositions:

1) "In matters of student conduct, both the determination of policy and also the mechanisms of adjudication should continue, therefore, to reflect the extensive involvement of students and faculty as well as that of the administration.

2) "A student's activity outside the classroom influences his educational progress. Much non-academic conduct is, therefore, an area of proper concern and regulation of the University community.

3) "The guiding principle of University regulation of student conduct should be that of responsible student freedom.

4) "The Code of Student Conduct exists for the protection of the University community's particular interests. University sanctioning power, therefore, applies only to instances of student misconduct which are inimical to its appropriate interests.

5) "Student misconduct may constitute offenses against the larger community. From this it follows: That a student is or has been prosecuted in civil court for a violation of law does not preclude University jurisdiction over the misconduct.

6) "The Honor Code has served this University well and, wherever possible, academic work in the University should continue under the Honor Code."

Penalties for violations of the code range from expulsion to suspension to

disciplinary probation to official reprimands.

The drug policy defines as a violation the "illegal trafficking in the selling or transfer of narcotics, marijuana or other hallucinogens, amphetamines,

barbiturates, or similar drugs; or the possession of these drugs in quantities sufficient to indicate intent other than personal use."

If a student is sentenced by the court to Probation he may continue his relationship with the University but may not officially represent the University or

participate in any extracurricular activities except: (a) membership in fraternities or sororities or special

residential arrangements and (b) selection in campus honoraries.

Also, the student on probation will be issued a special I.D. card prohibiting him from attending entertainment or sporting events or voting in student elections.

In addition to regular sanctions the court may impose a stipulation requiring "work, not to exceed five hours a week for a period consistent with the overriding sentence, in constructive service to the University and surrounding community under the direction of the appropriate University agency."

The report calls for establishment of an elaborate system of courts: Residence Courts, to try violations in University

housing; a Residence Board to try minor infractions; and an Undergraduate Court with appellate jurisdiction with respect to Residence Courts and IFC courts and original jurisdiction with respect to all violations of the Code of Student Conduct.

The report states "Students have the same rights of privacy and expression as any other citizen and surrender none of these rights by becoming members of the University Community."

Search of student rooms is permitted only in cases of extreme emergency, investigation of suspected violation of state or federal law requiring a civil search warrant and in cases of suspected violation of university residence hall regulations.

The Daily Tar Heel

Friday, September 18, 1970

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SL Fights Injunction; Refuses Fund Freeze

by Rick Gray
Associate Editor

The legislative and executive branches moved Thursday to retain their firm control of Student Government in the face of an injunction issued Monday by the Supreme Court.

The legislative branch moved first early in the afternoon when the defendants named in Monday's court order did not appear to argue their case before the court, and when Vice President Bill Blue said the legislature would meet Thursday night.

The order, issued by senior Supreme Court Associate Justice Thomas Benton, enjoined Student Legislature from conducting any business until a decision could be reached on the complaint filed Monday by Phillip Rast, former Conservative Party candidate for vice president.

The court order also enjoined Mrs. Frances Sparrow of the Union activities office from writing any checks on the Student Government Activities Fund.

Student Body President Tommy Bello, throwing the executive branch into the dispute on the side of the legislature, sent a memo to Mrs. Sparrow Thursday saying in his opinion, Student Government funds were not frozen.

The Supreme Court, following their 2:30 p.m. session, issued an order calling for the defense named in Rast's complaint to file an answer by 6 p.m. Thursday or face a modified injunction prohibiting Student Body Treasurer Guil Waddell from disbursing any funds appropriated by the legislature in its special summer session.

The order also said failure to answer by 6 p.m. would result in a default judgment in favor of Rast's complaint, a judgment which would declare the summer legislative session null and void.

No answer was filed. Sitting on the court as the third justice necessary for a quorum was George Boyland, a third year law student appointed to the court by Justice Benton, who was presiding justice.

Defendants in the case were unavailable for comment Thursday afternoon. Counsel for the defense had advised them not to be available so the Thursday court order could not be served.

Associate Justice David Crump delivered a copy of the order to the Student Government offices and said, "I consider it (the order) served."

Defense spokesmen said they did not consider the order served since none of the defendants has seen the order.

Blue's statement on Thursday night's legislative meeting said he could not recognize the power of the original court injunction.

"I cannot accept an injunction that completely cripples one branch of our system," he said. "With a special week-end at hand, visitation must be discussed and resolved.

"I will not let vast numbers of students face possible court action for visitation violations because the pseudo-legal allegations of a small group prevented legislature from considering the open house agreements," the statement continued.

"I do not believe I am in defiance of the Supreme Court; rather, I am only meeting my constitutional and moral obligations."

Bello's memo to Mrs. Sparrow said the injunction issued was not binding under the student constitution.

"It is my firm belief," Bello said in a prepared statement issued late in the afternoon, "that no Supreme Court can enjoin an entire legislature from conducting its official business.

"The very thought is ludicrous," Bello said.

A default judgment on Rast's complaint was to be handed down sometime Thursday night by the court.

Such a judgment would declare the special summer session of the legislature null and void as requested in the complaint.

It also would enjoin Waddell from spending any funds provided for in the budget changes adopted in that special session and prohibit Blue from conducting the body under the bylaw changes made at that time.

Student Legislature Meets To Discuss Summer Bills

by Lou Bonds
Staff Writer

Student Legislature met Thursday night to reconsider all actions taken by a July 18 special session of the body.

A Student Supreme Court injunction issued Thursday prohibited SL from taking any action that would affect a suit before the court which questions the legality of the summer session.

SL was also scheduled to vote during the meeting on whether to ratify the Open House agreement of the administration or re-approve the policy approved by SL last fall.

The SL policy was approved unanimously by the Judicial Committee 30 minutes before SL was to meet.

Thursday's Supreme Court injunction modified an order issued by the court Monday which prohibited the legislature from conducting any business.

The suit challenging the legality of the summer session was filed with the court

Monday by Phillip Rentz Rast, Conservative Party candidate for vice president last spring.

The modified injunction also said SL could take no action on sections of the 1970-71 budget passed in the summer session and challenged by the suit. It also prohibited the legislature from appointing Supreme Court justices or in any way prejudicing the rights of Rast and the members of SL who are defendants in his suit. It also prohibited the legislature from appointing Supreme Court justices or in any way prejudicing the rights of Rast and the members of SL who are defendants in his suit.

The defendant members of SL were also prohibited from serving in the body by the injunction.

Student Body Vice President and Legislature Speaker Bill Blue, a defendant in the case, issued a statement Thursday before the modified injunction was made indicating he would call the special session.

"I do not believe I am in defiance of the Supreme Court," Blue said. "I am only meeting my constitutional and moral obligations."

Blue cited pressing legislative issues as a major factor in his decision. Primary in importance, according to Blue, was the dispute over the Visitation Policy, which he said would leave students facing possible court action if it is not resolved. Blue also said he could not "accept an injunction that completely cripples one branch of our system."

Discussion on the Visitation Policy was scheduled to follow a judicial committee meeting Thursday with Dean of Men Fred Schroeder. The meeting was held to draw up guidelines for a Visitation Policy.

According to judicial committee sources, an agreement was made whereby students can follow either the passed policy or the administration's policy. The judicial committee was scheduled to submit its report to the Legislature Thursday night.



UNC cheerleaders led hundreds of students in a march around the campus Thursday night after a pep rally for the

Carolina-N.C. State game. (Staff Photo by Cliff Kolovson)

Lot Not In Use, Ex-Villagers Say

by Karen Jurgensen
Staff Writer

Former residents of Victory Village who were evicted last June to make way for a University parking lot are complaining because, they say, the parking lot was not used during the summer.

However, their charge was disputed Thursday by Allen Waters, a university parking official. "Cars have been parking there all summer," Waters said. "Cars parked there 10 minutes after the first house went down."

Victory Village resident Gerry Connor said the houses were not torn down until mid-July. "The land was not graded until this week," he said, "so it could not have been used for parking. Today (Thursday) for the first time, I saw a car parked there."

"I suppose that someone could have driven a jeep in there to park it this summer but not much else. And besides that, no one's even tried to drive a jeep in there this summer," Connor said.

The residents who were evicted said C.O. Cathey, dean of student affairs, promised them in April that he would try

to keep the housing available as long as possible.

The university evicted 12 families in June to make way for the parking lot, which was to be used by hospital construction equipment. However, Donnor said, no equipment has materialized.

Victory Village provides low-cost housing for married students. The evictions have caused concern among residents.

"Since our eviction in May, 1967, (when 80 units were destroyed) groups of interested Victory Village residents have been researching the possibilities of low-cost housing and we hope to submit some acceptable alternatives at the earliest date," said Dick Pruett, a Victory Village resident.

Pruett quoted Joseph Eagles of the University business office as saying last spring that the business office "is not the conscience of the university. It is not the responsibility of the university to house married or unmarried students. People should be happy they were able to live in Victory Village and not be concerned whether others might be able to."

Pregnancy Booklet Ready

by Terry Cheek
Staff Writer

A booklet designed to reduce the number of unwanted pregnancies among unmarried college students is scheduled to be released soon for the UNC campus, according to its authors.

Entitled "Elephants and Butterflies," the 24 page booklet is based on a Medical Student Summer Research Project sponsored this summer by the Carolina Population Center. Funds for the project came from a Rockefeller Foundation Grant.

"Elephants and Butterflies" will be available without cost to any student who wants one. Distribution points will include the Student Union, Y-Court, campus ministries and the Intimate Bookshop.

The booklet has been produced with

\$3,000 supplied primarily by Dr. Jaroslav Hulka and Mr. Robert Blake.

Printed by the Student Union Print Shop and by the University's Duplicating Services, approximately 10,000 copies have been produced for the first press run.

The booklet is authored by Tom Bush of the University of California, Don Rollins of the University of South Dakota, Rich Mier of the University of Chicago, and Dr. T. Crist of the Carolina Population Center.

The book's authors said their summer project involved three stages of activity: —evaluation of the student population of the University of North Carolina at Chapel Hill, "our target population."

—pre-testing the booklet and formulation of booklet content and tone, —printing and distribution of the booklet.

The authors made use of Dr. Karl Bauman's 1968 survey of the University's student community and other sources to compile the reasons for inadequate contraceptive practices among UNC students.

Lack of facilities for obtaining contraceptives heads the list of reasons. Secondly, students may not know enough about reproductive physiology, contraceptive methodology or available contraceptive outlets. In addition, lack of motivation or psychological deterrents is noted.

The book is profusely illustrated with photographs, diagrams and cartoons.

Six hundred copies of "Elephants and Butterflies" will be used by Morrison Residence College for its "sex/Revolution Seminar" during October, according to Morrison Governor Robert Wilson.



Students jammed into the Student Union building students were in line as early as 4 a.m. (Photo by John Thursday morning to reserve refrigerators for this year. Several Gellman).