

The drug bust . . .

The following excerpts were taken from *The Drug Bust* a book by John Dominick.

"As to one of the wonders of legal logic, one does not have to sell a drug to be convicted of sale. Most statutes are written in 'catch-all' terminology making it illegal to: 'sell, dispense, procure for, etc.'

"There are only two ways the police can legally make a search: with a search warrant or 'incident to a legal arrest'. Upon making an arrest the police are allowed to search the defendant's person and the immediate area around the defendant.

"Unless the defendant is arrested in his house, the police cannot search it. If the defendant sees the police approaching, he can avoid having his house searched by stepping outside and meeting them in the street. The police do not have grounds to search a defendant's house unless he is arrested there. The fact that a person is arrested for possession or sale of a drug is not sufficient grounds for the police to acquire a search warrant for the defendant's home.

"A person who has been arrested has certain constitutional rights. He should remember them and assert them:

- 1) "He has the right to remain silent. He does not have to say anything or sign anything and should not do so until after he has seen a lawyer.
- 2) "He has the right to see a lawyer.
- 3) "He has the right to make a phone call.
- 4) "He must be arraigned within 24 hours. If the defendant has a request or has been abused in any way he should make it known at the arraignment.
- 5) "Defendants in drug cases are often confronted with a form which purports to ascertain if the defendant is a drug addict. A defendant does not have to answer these questions and should not do so, nor should he sign any form until he has consulted his lawyer.

"Police will rarely search someone's person unless they have made an arrest. Policemen do not search girls.

"If a policeman approaches your house or car, you should step out, locking the door behind you. If you are going to be a victim of an illegal search, look around for a witness.

"One should not burn a suspected narc because it is illegal to 'purport to sell an illegal drug.' People have been prosecuted for selling sugar to a narc. The sentence is the same as if they had sold the illegal drug."



Senate urges Regent action

The ASUN Senate passed a resolution Wednesday urging the Board of Regents to issue a statement condemning plagiarism in the NU academic community.

Sen. Patti Kaminski said her unanimously-supported measure arose from reports that a high University official had copied parts of a 1957 book on homosexuality and incorporated them in a guest column submitted to newspapers.

"It is important in an academic community to be honest and creative," Kaminski stated. "The column was obviously not."

The Senate's busy agenda included the circulation of the first draft of a new constitution by its Reorganization Committee. Legislation was passed calling for a constitutional convention from which the final draft of a new document would emerge.

The proposed constitution would then be put on the spring ASUN election ballot for approval or rejection by students. According to the current constitution, a new constitution must be ratified by a majority with at least 30 per cent of the eligible students voting or by the affirmative vote of 15 per cent of the eligible voters when less than 30 per cent vote.

The Senate now seats 35 senators. The new constitution would eliminate the Senate and establish a 15-member executive board. The various UNL colleges would be proportionately represented on the "board of directors" as they are in the Senate, but in smaller numbers.

ASUN President Steve Fowler said it became apparent to the Reorganization Committee that structural changes could not be made with a

few patchwork amendments.

A resolution putting on-campus beer and alcohol on the spring ballot was approved unanimously. The measure states that students should have the right to deal with questions affecting their social lives if "in loco parentis" (administration of an institution acting as parent) is to be abolished.

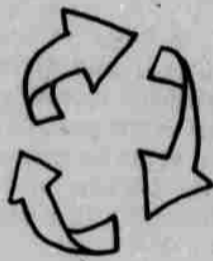
ASUN Sen. Roy Baldwin said the resolution he submitted did not necessarily mean NU would adopt a "wet" policy. The resolution will make a good lever to pry with though, he said. In Colorado and Wisconsin beer is offered on state college campuses.

A resolution to put involuntary student fees on the ballot was also approved.

A committee was created to investigate ways to deposit \$3,100 made in a recent ASUN enterprise in which the Globe Insurance Co. used ASUN's return address on advertising sent to students. According to Fowler, the committee is to find a way of placing these newly-generated funds apart from student fee money. "When expenditures of student fee monies are questioned we know if it's Senate-generated cash or student fees," he added.

Kaminski said the Board of Regents can control student fee money but makes no claim to control ASUN-generated money.

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