

FAB hears allegation of executive overpayments

By Gail Stork

An alleged overpayment of three former ASUN executives was brought to the attention of the Fees Allocation Board (FAB) by FAB member Paul Morrison Monday night.

According to Morrison, payroll advice forms show former president Bill Mueller and former vice presidents Joe Stavas and Tony Williams received April salaries in violation of the ASUN budget's provision for salaries only through March 30.

He also said Bill Mueller received \$65 more than the \$910 maximum presidential salary allowed by the ASUN constitution. Stavas and Williams are still under the maximum vice presidential salary, but Morrison said he does not know how much since records show they have been paid irregularly.

Morrison proposed that the FAB require these individuals to return the money before their grade reports and diplomas are released.

This money would be put back into the ASUN account to help alleviate the \$1000 deficit projected by Kent Thompson, campaign manager for ASUN president

Greg Johnson, Morrison said.

Even though the rescheduling of the ASUN election stretched executive terms from March 30 to April 20, Morrison said they could receive no extra money because there was no government bill written to rearrange ASUN's line item allocations.

Morrison's 'White horse'

Mueller said this was the first he had heard about the overpayment and said he doubted he could take it seriously.

"If he (Morrison) was really concerned about the rightness of this, he would have talked to me about it," Mueller said. "It's just Paul on his white horse again."

Mueller said if the university wanted his money, they would have to come after him to get it. He added that he would get a lawyer if his diploma and grade report were withheld.

Jay Matzke, FAB member, said he was convinced Morrison's proposal was "a little vendetta" against Mueller. "Paul Morrison and Bill Mueller are arch enemies. They hate each other's guts," he said.

Matzke questioned the power of the board to carry

out Morrison's suggestion. However, former FAB chairwoman Sherry Cole said the board has control over anything concerning student fees, and could recommend to Vice Chancellor of Student Affairs Richard Armstrong that the salaries be returned to the university.

The FAB tabled discussion of Morrison's proposal until Thursday's meeting.

The FAB also made tentative allocations to five student organizations including three that were tabled because of last week's lack of quorum.

UPC budget 'bare bones'

The Union Program Council (UPC) presented what UPC member Shari Patrick labeled as "a bare bones budget," which is a 6.1 per cent decrease from last year's allocation.

Discussion of the UPC entertainment council and Talks and Topics programs cut in the original recommendation led to the tentative allocation of \$56,008 for both the Nebraska and the Nebraska East Unions.

Dave Rasmussen, staff attorney for Student Legal Services, presented a request for \$19,217 along with an alternative request for \$29,110. ASUN recommended the \$19,217 budget.

He said the \$29,110 budget request was his own version, but he said he thinks it was the minimum they could receive if they were to do more than, "apply band-aids to legal problems after they've developed."

The board tabled a decision on the tentative allocation until a definite proposal could be formulated.

The FAB tentatively allocated \$2,750 to the Student Bar Association, and \$265 to the UNL Rugby Club. No funds were allocated to the Cornhusker Debate Forum.

daily nebraskan

wednesday, april 27, 1977 vol. 100 no. 111 lincoln, nebraska

Senators trying to resurrect death penalty measure

By Paula Dittrick

Capital punishment in Nebraska faces death row qualms awaiting a move to reconsider it in the Legislature.

Monday the Legislature voted 23-22 to kill the bill introduced by Omaha Sen. Ernie Chambers. The bill would abolish the death penalty.

However, Falls City Sen. Nelson Merz, absent when the vote was taken, filed a motion to reconsider the bill.

Merz predicted his motion will not be considered before next spring. Noting only 19 days remain in this legislative session, he said senators have "got a lot of other bills to consider" before returning to LB64.

Some 25 votes are needed to revive LB64. This support is possible if the 22 senators voting against the bill's death and if three of the four senators who did not vote Monday favor the bill's reconsideration.

Senators absent

Senators absent during the Monday vote include Aurora Sen. Maurice Kremer, Omaha Sen. Warren Swigart, Big Springs Sen. Jack Mills and Merz.

Mills and Kremer have said they would vote to reconsider LB64. Swigart said he did not know how he would vote.

Prior to the kill motion, senators voted 26-11 for an amendment which would ensure that persons convicted of what are now capital crimes would be imprisoned for at least 30 years.

The only exception to the 30-year minimum sentence would be if the Board of Pardons changed the sentence.

Lincoln Sen. Wally Barnett said he is prepared to propose a constitutional amendment to remove the Board of Pardons authority for first degree murder convictions.

Strongest support

Merz said he did not think much of the amendment although it received the strongest support of any attempts to push the passage of LB64.

Omaha Sen. Neil Simon sponsored the amendment. He claims it will give the bill the support needed to be reconsidered.

Neligh Sen. John DeCamp made the motion to kill the bill. He said prisoners will have no reason to behave in prison if they have no chance for parole on good behavior.

Merz said he thinks the bill will be reconsidered and said he would vote for the passage of LB64. The mood of the Legislature is changing he said, noting the kill vote carried more support for the bill than had been seen before.

"We have such a strong legal program that we're convicting people that aren't guilty," Merz said. He said incorrect convictions are happening "again and again."

Voted against motion

Lincoln Sen. Jo Ann Maxey, the wife of a Lincoln police detective, voted against the kill motion Monday despite her votes in the past to preserve capital punishment.

She said statistics show killings of policemen are more frequent in states having a death penalty than in those without capital punishment.

Chambers often has reminded senators during debate about LB64 that they are not talking theory but are determining the fate of four men now on death row.

The condemned men are John Rust of Omaha; Wesley Peery of Lincoln; Richard Holtan of Omaha; and Erwin Charles Simants of Sutherland.

The vote to kill LB64, maintaining the death penalty: For—Barnett, Burrows, Clark, DeCamp, Duis, Fitzgerald, George, Goodrich, Hasebroock, Hefner, Kahle, Labedz, Lamb, R. Lewis, Luedtke, Maresch, Moylan, Murphy, Nichol, Rasmussen, Schmit, Stony, Venditte.

Against—Bereuter, Boughn, Brennan, Carsten, Chambers, Cope, Cullan, Dworak, Marvel, Maxey, Newell, Reutzel, Rumery, Savage, Simon, Warner.

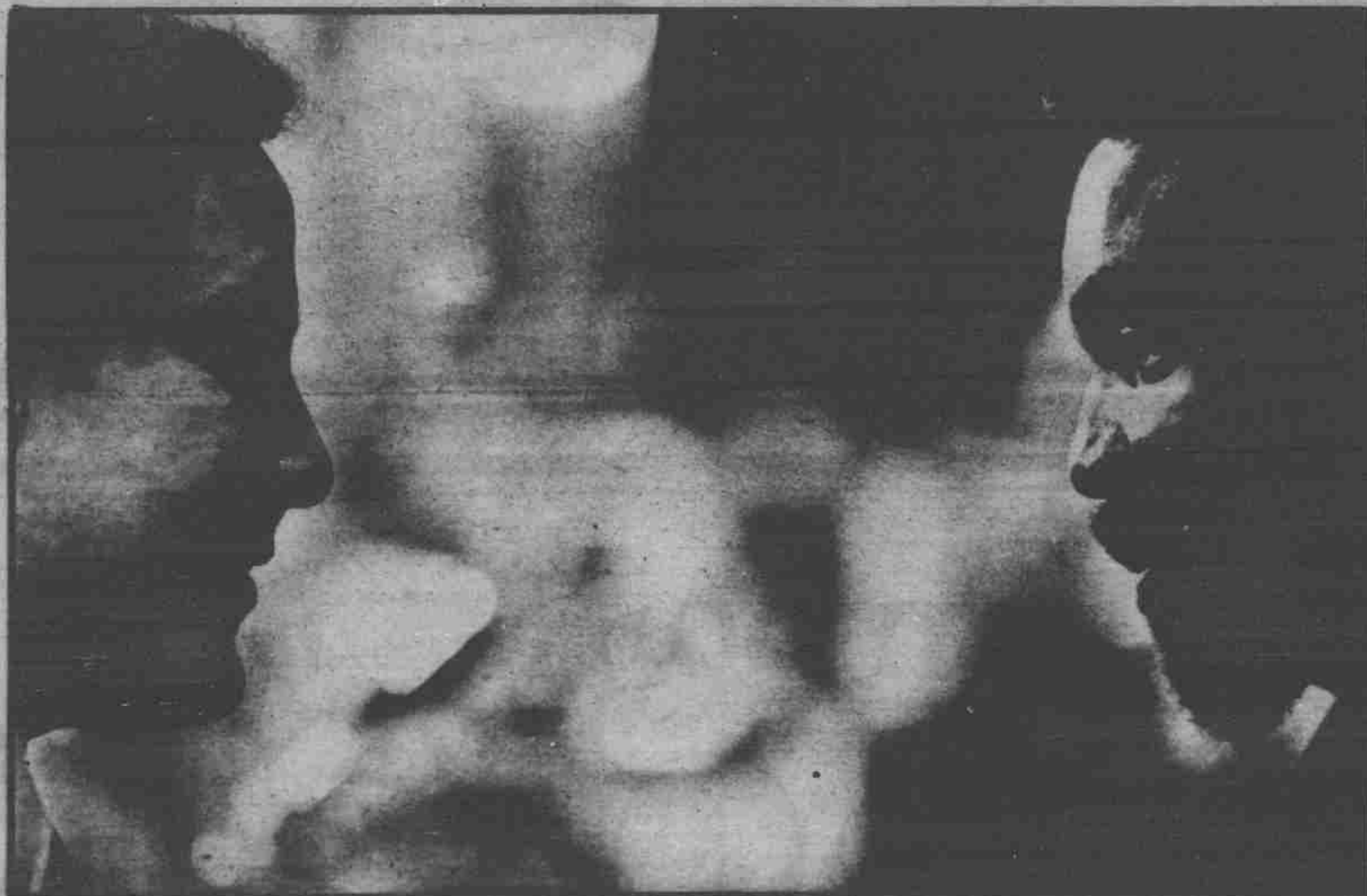


Photo by Ted Kirk

Omaha Sens. Pat Venditte and Ernie Chambers are on opposite sides in the death penalty debate.

Appeal requests permit fee be void

By Janet Lliteras

An appeal asking that the \$35 parking permit recommendation be declared null and void was filed with Joan Wadlow, chairperson of the Council on Student Life (CSL), by ASUN and the Residence Hall Association (RHA).

Last Thursday, the Chancellor's Parking Advisory Board met in closed session and voted to recommend the increase to Chancellor Roy Young.

Mike Gibson, RHA president said he believed the action taken violated the Nebraska open hearings law on four counts.

He said the violations include:

—Adequate notice was not given announcing the meeting.

—All recommendations were considered and voted on in closed session.

—The board failed to provide any justification for closing the meeting to students.

—It failed to call for a closed session by the required majority vote taken in public.

Gibson said all students were asked to leave, but John Duve, UNL parking and traffic coordinator, was allowed to remain.

Ken Marienau, a sophomore from Kearney, presented the board with a 13-page petition signed by students who disapproved of the increase.

The board did not ask Marienau any questions or disagree with his proposal, Gibson said.

"We believe Duve attacked this (Marienau's proposal) in closed session," he said.

The appeal to be considered later this week asks that the board's recommendation be declared null and void.

It asks that the board be required to meet again in open session and to consider only testimony presented publicly.

Finally, it requires all future meetings be open to

the public.

Young said he did not know anything about the appeal filed, but he said he had heard from a lot of people concerning the increase.

He said he would not make any decision until he met with Miles Tommerassen, vice chancellor of business and finance, and the advisory board this week.

Marienau, Gibson and an ASUN representative will meet with Young Thursday to discuss the situation.

Besides filing the appeal, ASUN also has introduced two resolutions concerning the parking permit increase.

Bill Skoneki, ASUN senator from Bellevue, introduced two bills. One recommends parking permits be increased to \$30, and the other condemns the advisory board's action.

"People think the \$35 rate is a victory for the students," Skoneki said. "That's not true."

"It's the old game of ask for more than you need," he said, "then settle for less and everybody's happy."

"We won't be happy till they (administration) get exactly what they need," he explained. "And they don't need \$35."

The administrators are happy, he said, but the students "got taken." Hopefully, the appeal and resolutions will bring everything into the open, he said.

wednesday

News: Saudi Arabian minister tells of the advantages of rising oil prices in the U.S. p. 11
 Entertainment: Garland Jeffreys' new album reflects life in the ghetto today p. 9
 Sports: Husker nine must win their remaining games or stay home from the Big 8 playoffs p. 10