

# Miller says comment was out of context

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about standardized testing simply because he thought it was an important point that needed to be brought to light.

A possible solution to the minority recruiting dilemma is for colleges not to be ranked by standardized test scores because of the cultural bias that exists in these tests, Miller said.

His comments were taken out of context in the Daily Nebraskan, Miller charged, which reported on the regents meeting, including Miller's comments, on its front page Monday.

The paper tried to twist his words to stir a controversy, he said. The Omaha World-Herald

and the Lincoln Journal Star reported on the Miller controversy on their front pages Wednesday.

Regardless, Clements said, what Miller said was attributed to him, it offended people and he needs to explain himself.

"The point is that students, faculty and staff are up in arms, and they need an explanation and an apology," she said.

Since the Daily Nebraskan story, NU President Dennis Smith issued a statement on the university's support for minority recruiting.

Miller said that he will discuss this issue with anyone.

"I'll always talk to anyone who wants to talk to me," he said.

# Death penalty decision deferred

BY JILL CONNER

Day two of the motions hearing for Randy Reeves ended with the judge deferring her decision of whether the death penalty should be considered in the sentencing to a later date.

The hearings Tuesday and Wednesday were to hear motions filed before Lancaster County District Judge Karen Flowers stating the death penalty should be disposed of during Reeves' re-sentencing.

The motions say the family members of Reeves' murder victims, Janet Mesner and Victoria Lamm, would only experience more pain, and death by electrocution is unconstitutional.

Reeves, 45, was sentenced to

death for the 1980 murders of Lamm and Mesner at the Quaker meeting house in Lincoln.

In 1999, two days before his scheduled execution, a high court found the Nebraska Supreme Court at fault when it had re-sentenced Reeves in 1990.

Reeves' re-sentencing is now scheduled for May 29.

Tuesday, the court heard testimony from family and friends of the two women.

Mildred Mesner, mother of Janet Mesner, testified the death of Reeves would only cause her more pain - pain her family couldn't bear.

Wednesday, defense attorneys Paula Hutchinson and Tim

Ford called upon Jerry Soucie, an attorney for the Nebraska Commission for Public Advocacy.

Soucie, who testified Tuesday, also talked about his involvement with a study which alleges that death by electrocution is unconstitutional.

The electrocution research was used in the Scotts Bluff County case of State v. Raymond Mata Jr., in which Judge Robert Hippe found the Nebraska "four jolt" electrocution procedure to be unconstitutional.

The Mata case is presently appealed to the Nebraska Supreme Court.

Soucie said he will present the study at the Nebraska Legislature, which is consider-

ing a bill that would eliminate the death penalty.

The defense did not submit the study to the judge as an exhibit because it was not complete, Lancaster County Attorney Gary Lacey said. But Reeves' attorneys will be allowed to supplement the record with the study in the future, said Lacey.

The defense also submitted a map of legislative districts and the judicial districts of Nebraska.

Lacey said he didn't know why these two articles of information were offered to Flowers.

"The judge took part of the motions under consideration and deferred her decision until a later time," Lacey said.

# Funds on hold after more than 3 hours of debate

ASUN from page 1

their dollars, Willbanks said.

"The Daily Nebraskan doesn't make big money," he said.

After the veto override failed, Business Sen. Michelle Schrage then proposed Appropriations Bill No. 8, which asked to bring newspaper's budgets back to the originally recommended amount of \$50,300. The bill had to be brought up under emergency status because it was not on the ASUN agenda.

Two-thirds of the senate has

to vote to approve a bill being moved to emergency status, which the senators did not.

Graduate Sen. Jeffrey McCune then asked to bring Appropriations Bill No. 9 to the floor. The bill allocated \$50,299 - \$1 less than the original CEA recommendation - to the Daily Nebraskan.

The senate voted to bring that bill to the floor.

Amy Ellis, second vice president, alerted senators to a possible economic quandary the Daily Nebraskan could face in

the future from competition for advertising dollars.

A new program, which will add \$20 to student bills, approved by the Residence Hall Association, will bring three commercial newspapers into the residence halls each day.

The Daily Nebraskan is going to have to compete for advertising dollars with the Lincoln Journal Star and other newspapers that will now be able to reach a greater student audience, she said.

Despite any shortfalls the newspaper might encounter, Speaker Jason Mashek then proposed an amendment to the bill to fully fund the newspaper, cutting the allocation back to \$9,513. "This is a fair amount," he said.

The amendment failed.

Urrvano Gamez, Special Topics Committee chairman, also tried to pass an amendment that would have allocated

\$30,513 to the newspaper. The amendment failed 5-13.

McCune said he was "disgusted" some senators were thwarting the democratic process with their amendment-adding stalling tactics.

"I think we are just playing a bunch of games," he said. "This student government does not function to play games."

Vicki Geiser, Communications Committee chairwoman, then proposed an amendment that would cut the Daily Nebraskan's budget to \$9,000.

Nathan Fuerst, Campus Life Committee chairman and ASUN president-elect, objected to the \$9,000 amendment. The senate voted and decided to let the amendment stay on the floor.

Immediately, Gamez asked to table the bill until the next meeting. This motion was declined.

*"I think we are just playing a bunch of games. This student government does not function to play games."*

Jeffrey McCune graduate senator

Tim Dorn, agricultural sciences and natural resources senator, then immediately asked to postpone the meeting.

After more than three hours discussing the newspaper's budget, the senate was 10-10 on whether to table the motion until after spring break.

Riley Peterson, first vice president, cast the deciding tie-breaking vote that postponed a decision on the newspaper's budget until after spring break.

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Bart Moseman is a graduating senior in Ag Business and has chosen a career at Archer Daniels Midland Company in elevator management

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