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Says no pressure involved

Butz resigns from Ford's cabinet

WASHINGTON (UPI) — Agriculture Secretary Earl Butz handed President Ford his resignation yesterday, saying it was the price for "gross indiscretion" — a racial slur that was becoming an issue in the 1976 presidential campaign.

Butz apologized for his remarks about blacks and said in a statement, "By taking this action, I hope to remove the appearance of racism as an issue in the Ford campaign."

He said his decision was entirely voluntary, and there was "no pressure" from the White House.

Ford said his decision to accept Butz' resignation was "one of the saddest" of his presidency. He praised Butz' work in agriculture and called him "a close,

personal friend, who loves his country and all that it represents."

Campaigning in Denver, Democratic presidential candidate Jimmy Carter said Ford should have fired Butz "a long time ago" and his failure to do so showed the President lacked leadership ability.

"Instead of making his decision on what was right and best for the country," Ford waited and assessed public opinion until pressure from his own campaign aides got too strong," Carter said.

Presidential press secretary Ron Nessen said Ford had not yet chosen a successor for Butz, a former Purdue University professor who was appointed agriculture secretary in 1971 by Richard Nixon. Agriculture Undersecretary John Knebel said Ford asked him to serve as acting secretary.

Ford reprimanded Butz Friday for "highly offensive" remarks made in a conversation with former White House counsel John Dean and actor Pat Boone on a plane from the GOP National Convention.

Dean reported the remarks in "Rolling Stone" magazine, attributing them to an unidentified Cabinet member.

Butz, asked why more blacks do not vote Republican, said, "I'll tell you what coloreds want. It's three things: first a tight pussy; second, loose shoes; and third, a warm place to shit. That's all!"

His language was so coarse that most newspapers and broadcast stations did not use his exact words in reporting the reprimand.

Teary-eyed after meeting with Ford yesterday, Butz read to reporters his

resignation letter saying, "I sincerely apologize for any offense that may have been caused by the unfortunate choice of language used in a recent conversation and reported publicly."

Besides his letter of resignation and his oral statement at the White House, Butz issued a written statement saying, "This is the price I pay for a gross indiscretion in a private conversation. The use of a bad racial commentary in no way reflects my real attitude."

Then Ford, his face grim and aides shielding him from reporters' questions, entered the room and said Butz was wise and courageous enough "to recognize that no single individual... should cast a shadow over the integrity and good will

of American government by his comments."

Butz had been reprimanded once before by Ford in 1974 after he repeated a joke about the Pope's position on birth control, causing an uproar in the Roman Catholic community. Ford told him then to apologize for commenting: "He (the Pope) no playa da game, he no maka da rules."

Ford had valued Butz in the campaign because of the secretary's influence in traditionally Republican Middle West farm areas, where some falling prices resulting from last year's temporary foreign grain export embargo weakened the President.

Resignation stirs reactions

By United Press International
Black Sen. Edward Brooke said Agriculture Secretary Earl Butz' resignation after making a racial slur was "good for the country," but Undersecretary John A. Knebel called yesterday a sad day for American agriculture.

Some farm groups said they were sorry to see Butz go — racial slur or no — because they liked his farm policies and did not think the Cabinet member was expressing his true feelings when in August he repeated a comment about the sexual and bathroom preferences of blacks.

Brooke, the Massachusetts Republican who is the Senate's only black, issued a statement saying, "Secretary Butz's resignation is good for the country, the President, and the

Republican Party."

But Knebel, who becomes acting secretary until a successor for Butz is chosen, said in Mansfield, Ohio: "It's not a happy day for American agriculture."

Oregon Gov. Bob Staub, a Democrat, called Butz "a bigot," and said his resignation was "entirely appropriate."

"Nobody in a prominent position has a right to malign a large part of the people and get away with it," he added.

Sen. Robert Byrd, the assistant Democratic leader, said Ford should have fired Butz the moment he learned of the offensive statement, instead of trying to ride out a wave of public reaction and acting out of "political expediency."

Sen. Jacob Javits, R-N.Y., said he was "gratified at the vindication of the American system."



Earl L. Butz



Mellow melon

Even though it looks like the landing site for Viking 3, it's a melon, soaking up some of that Centre County sunlight.

Guerrillas murder advisor to Spanish king

MADRID, Spain (UPI) — Basque guerrillas gunned down a close advisor to King Juan Carlos in front of his home yesterday in a submachinegun that riddled 15 cars with bullets.

Police sources said Juan Maria de Araluze Villar, 59, a member of the powerful Council of the Realm, was hit by 15 to 20 bullets in the lunchtime attack in the provincial capital of San Sebastian. Three of Araluze's bodyguards died, his chauffeur was seriously wounded and witnesses said 10 passersby were hit by bullets or cut by flying glass.

The chauffeur died hours later following a long operation.

The attack was the most serious guerrilla action in Spain since the assassination three years ago of Premier Luis Carrero Blanco. The Basque Homeland and Liberty claimed responsibility.

Following a 50-minute emergency meeting of the government, Interior Minister Rodolfo Martin Villa told the nation in a television address that the government will call in army units to back up police in tracking down the killers.

Martin Villa said the government will act with "every firmness" to maintain public order. At the same time, he said, the government will press ahead with its plans for democratization.

As Martin Villa spoke, Premier Adolfo Suarez met with King Juan Carlos.

Premier Adolfo Suarez called an emergency meeting of the government and Spain's top policeman, security chief Emilio Roman, flew to San Sebastian to take charge of the search for the killers.

Araluze's oldest son, Juan Maria, 24, told reporters, "We were eating when the incident occurred. We heard the shots and went out on the balcony that faces on Spain Avenue right where the attack occurred in front of our house."

"One of my brothers went down immediately to attend to my father while we took care of my mother and made sure she did not go out into the street."

Araluze was driving from his office in the local parliament to his hillside home overlooking the Atlantic when a gunman jumped from a car and opened up with a submachinegun. He was on his way home for lunch with his wife and two of his nine children.

Three bodyguards riding behind Araluze's car in a police escort car died in the volley of gunfire.

Shortly after the attack, an anonymous telephone call to the San Sebastian newspaper Voz de Espana said ETA claimed responsibility for the death of Araluze and "his guard dogs."

ETA recently vowed its determination to continue "armed struggle" on behalf of the fiercely independent Basque minority, which has been pressing for autonomy from Spain's central government.

Police immediately set up road blocks throughout the region and virtually sealed off the nearby border with France.

The assassination came as problems mounted for Spain's difficult transition from the authoritarian Franco system to democracy.

The Suarez reform program has come under fire from both the right and left and the killings gave new ammunition to ultra-conservatives who claim that democratization means chaos.

The attack followed the pattern of ETA slayings. The separatist group has killed dozens of political enemies since 1968, usually by submachinegunning them from a car.

Carrero Blanco, however, was slain by a bomb which ETA guerrillas buried under a Madrid street.

Araluze, a Basque region native who was also president of the parliament of Guipuzcoa Province, was considered a political moderate. He was criticized not only by Basque separatists but also by right-wingers who opposed his support for limited Basque autonomy.

Police sources said at least one gunman, who was dressed in a brown leather jacket and dark jeans, dashed into the street and fired first on the police escort car, then on Araluze's vehicle.

Court clears way for death

WASHINGTON (AP) — The Supreme Court yesterday cleared the way for the resumption of executions for murder and agreed to decide whether the death penalty is constitutional for rape.

The justices refused to reconsider their decision of last July 2 upholding the death penalty laws of Florida, Georgia and Texas, and ruling that, in general, the death penalty is not a constitutionally prohibited punishment for murderers.

In the same order, they set aside a stay issued July 22 by Justice Lewis F. Powell Jr., which had held up executions while the request for reconsideration was being weighed.

In a separate action, the court agreed to hear an appeal by a Georgia rapist in an effort to settle a question which left undecided in its July 2 opinion: is the

death penalty an unconstitutional cruel and unusual punishment for a in which no human life is taken?

In New York, a spokesman for Legal Defense Fund said the fund will bring new legal actions in lower federal courts in an effort to prevent executions in the Georgia, Florida and Texas cases. There are 79 prisoners on death row in Florida, 48 in Texas and more than Georgia.

Florida Deputy Atty. Gen. James Whisenand said it would be at least months before any executions could be held in that state. Texas Atty. Gen. Hill said it could be as long as two years before executions are resumed there. Georgia, the sentencing courts either reset execution dates or stay sentence, depending on the individual cases.

Council enacts measure to enforce rules for bars

By JEFF HAWKES
Collegian Staff Writer

State College Municipal Council last night amended the borough's fire prevention code ordinance to provide for the enforcement of occupancy limits in State College bars and taverns and other public places.

The ordinance adopted last night enforces occupancy regulations set by the State Fire and Panic Act of 1974. The act requires 15 square feet for persons sitting at tables and three square feet for persons standing. Maximum occupancy also is limited to 50 persons for every 20 inches of doorway width. An establishment's maximum occupancy limit is to be posted at entrances.

The ordinance charges police officers, code enforcers, the borough manager and deputy fire marshalls with the responsibility for enforcing bar occupancy.

The ordinance makes no provisions for permitting a bar to increase its occupancy limit by installing a fire suppression system such as a sprinkler system.

It would take re-plumbing of every building in State College to have an adequate fire suppression system in all these buildings, Councilman Richard E. Kummer said.

The only way an establishment can increase the number of persons permitted inside is to increase the area of the dance floor, increase the number of doorways or increase the width of existing doorways, Kummer said.

Violators of the ordinance will be given a written warning the first time an establishment is overcrowded. Second time violators will be fined



\$100 with fines if \$300 each for subsequent violations.

In other business, Council decided to remain in the Centre Regional Code Enforcement Program but will recommend to the Regional Code Enforcement Committee that three changes be made in the program.

Council's recommendations are to support the concept of long term enforcement, to support the concept of expanding code enforcement by hiring an additional code enforcement officer, and to reserve the right to periodically review the regional code enforcement program's costs and services.

The first recommendation would increase the commitment of regional municipalities from one to three years in their enforcement of housing, building, plumbing and fire codes.

Borough Manager Carl B. Fairbanks said the borough could save \$10,000 by withdrawing from the regional code enforcement program and maintaining the same level of code enforcement service.

He said the borough could expand its code enforcement services with additional code enforcement officers by withdrawing from the regional program and spending the same amount as it currently spends in the regional program.

Council Vice-President Ingrid P. Holtzman said State College should remain with regional code enforcement despite the additional cost to State College because it "gives the Centre Region a solid base."

Carter, Ford ready for round 2

WASHINGTON (UPI) — President Ford, ready to square off with Jimmy Carter in tomorrow's second round of their presidential debates, flew to California yesterday for the start of a six-day campaign swing, his longest of the general election.

Before departing, Ford signed the largest tax revision law ever approved by Congress and accepted the resignation of his controversial agriculture secretary, Earl L. Butz.

Carter also flew west yesterday with a stopover in Denver to address the Catholic Charities Convention, where many participants are unhappy with his position against a constitutional amendment to outlaw abortion.

But he got an enthusiastic reception from 1,500 delegates and hit at the Republicans for promising prosperity but leaving behind "empty speeches and broken promises and WIN buttons." He said, "Our leaders have spent too many years wandering through Washington's quiet corridors of power or strolling

along the plush green fairways of privilege."

During an Oval Office ceremony, Ford signed the five-inch-thick tax bill which included many provisions he objected to.

"On balance, however, this legislation is sound, positive and long overdue," Ford said.

The measure continues tax cuts now in effect, but makes thousands of other changes that will benefit many segments, including working parents, the elderly, farmers and some corporations such as railroads and airlines.

Ford's running mate, Robert Dole, developed a new line of attack against Carter yesterday and it was a possible prelude to the Ford-Carter foreign policy debate.

Dole told the American Bankers Association convention in Washington Carter "is downright frightening" in discussing nuclear weapons.

He said Carter's foreign policy is one of "weakness, uncertainty and confusion," and that if the Democratic

candidate "is less than reassuringly discussing how he might use them."

The Kansas senator cited a Ca statement that said he would use nuclear weapons if the nation's security existence was threatened. "The limi words 'our nation' naturally create anxiety among our allies around world," Dole said.

Ford and Carter responded to nuclear arms policy questions put by the A Control Association and released yesterday.

On whether the United States would be the first to use nuclear weapons, Ca said: "Unfortunately, we can't renounce the first use of nuclear weapons in those limited situations where vital and essential United States interests may be threatened by military aggression against our allies."

Ford said: "The nuclear capacity of the United States will be used only if it is seen as absolutely essential to security of the United States and allies."

President approves bill for tax revision

WASHINGTON (UPI) — President Ford yesterday signed the largest tax revision bill ever passed although Congress did not approve his proposed \$10 billion in extra tax cuts and included many provisions he found objectionable.

"On balance, however, this legislation is sound, positive and long overdue," said Ford in signing the five-inch-thick bill in an Oval Office ceremony.

The legislation continues current tax cuts, thus leaving the withholding rate unchanged, but makes thousands of other tax law changes that will benefit working parents, the elderly, farmers, some corporations such as railroads and airlines, and many other segments of American society.

It will increase taxes on some corporations and on the wealthy who have been using shelters and tax-free preference income to avoid tax.

Ford said he would propose a number of new tax changes next year, assuming he is re-elected, including an increase in the personal exemption of \$750 to \$1,000, and "integration" of corporate and personal income taxes which could lead to a tax cut of billions for either corporations or their stockholders.

He also said he would propose a form of accelerated depreciation for businesses which open new plants or buy new equipment in high unemployment areas, and would propose a program of broadened stock ownership for low and middle income Americans.

Ford was particularly critical of Congress' failure to approve an extra \$10 billion in personal income tax reductions, a plan almost totally ignored by lawmakers after Democrats claimed most of this extra benefit would go to upper income persons.

But he said he was pleased provisions to close tax loopholes and "gratified that the Congress has adopted the program of estate tax relief which proposed at the beginning of this year."

The bill "does go a long way toward providing common sense and equity to our tax system," he said.

In its first full year, 1977, the bill "loophole closing" amendments create taxes on certain groups by billion.

Weather

Early morning fog will give way sunny skies and warm temperatures High near 75. Increasing cloudiness tonight with showers developing Wednesday. The low tonight will be and the high tomorrow 68.