

Code constitutionality may be in question

By BRUCE BECKER
Daily Collegian Staff Writer
The University's Discipline Code may violate the 14th Amendment and the laws on privacy of records, according to Linda S. Kaiser, executive assistant for Undergraduate Student Government Legal Affairs.

Kaiser said she was informed of this possibility last month when she attended the 4th Annual Convention on Student Legal Rights in Kansas City, Mo.

According to Kaiser, Trudy Hayden, of the American Civil Liberties Union, told her that the University's policy that allows qualified personnel to have access to students' medical and psychological records violates the Buckley Amendment, which guarantees the privacy of those records.

Kaiser said she feels that the problem arises from the fact that the University's discipline code was written in 1970, before the Buckley Amendment was passed into law.

According to Donald T. Suit, director of the Office of Conduct Standards, however, the allegation is not true.

"That doesn't make sense because we don't do that," Suit said. He added the University does this only when a student is considered a potential threat either to the University or to himself. Suit noted that the courts have upheld the legality of opening a student's records under those circumstances.

Suit said the only other time University officials are allowed to have access to a student's records is if the University requires him to undergo an examination. Then, the University is entitled to see the results of the examination, according to Suit.

Kaiser also said she was told by Michael R. Smith of the University of California's Berkeley campus that the discipline code violates the 14th Amendment, which guarantees the right to due process. She said that under the current system, a student must be given a penalty for a second offense which is worse than the penalty received for a first offense. According to Kaiser, this violates due process since the nature of the first offense is not taken into account.

Suit disagreed, saying, "I don't know how that could possibly be true." He added that the discipline code is reviewed every year, both by the University and by people outside the University.

Suit also pointed out that the discipline code has been challenged three times in court and has been upheld all three times.

"Right now I would say we exceed the requirements of due process," Suit said. However, despite these apparent problems in the discipline code, Kaiser said she feels that the University is better off than a lot of schools, where any violation of the law is taken to local authorities. She pointed out that in some schools, fights are tried as simple assault cases.

Overall, Kaiser said, the University has many advantages over other schools, but that it is lacking in many areas as well. "A lot of people that I talked to said that they didn't have anything like Legal Affairs, OTIS, or disciplinary systems," she said.

Kaiser added that students in many schools are allowed to help prepare the budget, and have several members on the board of trustees. Another advantage students have at some schools is that they are allowed to sit on faculty tenure review committees. She said it is difficult to fire ineffective faculty members at the University because research is given a higher priority.

Kaiser said she also would like to set up a consumer relations board modeled after the one at Kansas State University. The board would consist of two students, two businessmen and two town residents. This panel would arbitrate disputes between students and business owners.



No lion he

Unaware of the defeat that lies ahead, Steve Peden, of Raleigh joins in the tailgating outside of North Carolina State's Carter Stadium.

No band sought for All-U Day

By BRUCE BECKER
Daily Collegian Staff Writer
The University Concert Committee decided last night not to try to find a group to replace WAR for All-U Day.

According to committee chairman Rob Harris, the only groups available on such short notice were the Spinners and Taj Mahal. The Spinners were asking \$16,000 and Taj Mahal requested \$4,000, a figure which did not include sound, lighting or a warm-up group.

"Basically, we aren't scheduling anyone else because with such a late date there was very, very little available. There was nothing worth doing for the price available," Harris said.

Harris also reported to the committee that he had received confirmation from Jerry Garcia that he will appear at the University Dec. 11. Jazz musician Grover Washington also has confirmed his appearance at the University on Dec. 19.

According to Harris, rock group Genesis has lowered their price and possibly may appear at the University next April. The group previously had been asking \$25,000, but has lowered their price to \$15,000, plus \$8,000 for sound and lighting equipment. The committee decided to further investigate the possibility of landing the group.

Genesis' manager also wanted the University to book Carly Simon the same weekend of the Genesis concert, Harris

said, but the committee felt that having both acts in one weekend would not be a good idea.

In other business, the committee decided to look into the possibility of booking unknown bands in an effort to appeal to a wide range of tastes and provide cheap weekend entertainment.

According to publicity chairman Jeff Bryant, groups that could draw enough students to justify the expense could be booked for \$500 to \$1,000.

Two possible groups Bryant mentioned were the Asparagus Valley Cultural Society — a comedy group — and the House of Assembly, a reggae band. Both groups are playing Philadelphia, according to Bryant.

The committee was interested in the idea, but afraid that it would have no place large enough to hold the concerts until Schwab has been renovated. They said they are looking for student feedback on the idea.

Another possibility the committee discussed was booking groups looking for exposure. The William Morris publicity agency, which predicted that Stevie Wonder and Bruce Springsteen would become superstars, wants the UCC to book "A Group Called Slim," according to a UCC member. The group would cost only from \$1,000 to \$1,500 and possibly could be presented as a free concert.

Bryant said he felt that any unknown group that later became successful could return to the University.

Pattee's hours are lengthened

Beginning tonight and continuing through Nov. 18, Pattee will extend its hours of operation until midnight.

The library will open at 7:45 a.m. daily and close at midnight, except Saturday and Sunday. Saturday the library will be open from 7:45 a.m. to 5 p.m., with only the Reserve Reading Room remaining open until midnight. Sunday the library will be open from 1 p.m. till midnight.

On Nov. 19 the library will be open 7:45 a.m. to 5 p.m. and on Nov. 20 the library will be closed all day. Term break hours for Pattee beginning Nov. 21 will be 7:45 a.m. to 5 p.m. weekdays. The library will be closed on Saturdays and Sundays.

The Pollock Undergraduate and East Hall libraries will continue their daily 7 p.m. to midnight hours tomorrow through Nov. 21.

— by Harry Glenn

Dorm letter-writing contest set

By MARY ELLEN WRIGHT
Daily Collegian Staff Writer

A dorm letter-writing contest will be held this week as part of a campaign encouraging students to write their legislators. Undergraduate Student Government President Grant Ackerman said.

The contest will be a part of what Ackerman has designated "Write Harrisburg Week." Ackerman said an attempt will be made to get "each and every concerned student on this campus to write a letter" to Harrisburg concerning the budget crisis.

All dorm resident assistants are being encouraged to have house meetings with their floors to inform students of the budget situation and on how and to whom to write letters, Ackerman said.

He said the dorm floor that writes the highest percentage of letters in relation to the number of floor residents will win \$25 in cash and as many free campus movie tickets as letters written.

He said each student could potentially write a maximum of two letters — one each to his senator and congressman.

Ackerman said the letters will be taken by the RA's to the dorm area coordinators. He said they would be sorted according to individual senators and congressmen and taken to Harrisburg next week.

Ackerman said there also will be a letter-writing information table set up on the ground floor of the HUB for town students.

Ackerman said University Park

students should write letters to do their part in the lobbying effort. He said that because the statewide rally in Harrisburg is scheduled for the first day of University Park's finals period, few students will be able to attend the rally.

Ackerman said he would ask the USG Senate tonight to appropriate funds to send a busload of students from Penn State's Capitol Campus to Harrisburg on the day of the rally.

Since that campus' schedule runs about two weeks behind University Park's, Ackerman said, Capitol can send 700-800 Penn State students to the rally.

Ackerman said he is impressed with the work being done by Capitol Campus on the rally.

"I feel we have dedicated Penn State students down there that are really

willing to put in the time and effort for the good of this University," he said.

Ackerman said the four state-related universities (Penn State, Pittsburgh, Lincoln, and Temple) along with Drexel University and the University of Pennsylvania will be sending students to the rally.

Appeals are being made to alumni and parents of students, to attend the rally or at least contact legislators, Ackerman said. He estimated that approximately 3,000 people will attend the Nov. 15 rally.

Ackerman said any students from University Park wishing to attend the rally will have to provide their own transportation to and from Harrisburg.

More information on the rally can be obtained by calling the USG office at 863-0295, Ackerman said.

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