

Fewer divorces as lawyers learn laws

By JILL LAWRENCE
Associated Press Writer
HARRISBURG (AP) — A strange thing happened to Pennsylvania divorce statistics last year: They took a nose-dive at the same time that it became easier to get a divorce.

But family law experts do not view the decline — the first in 20 years — as a sign that marriages are happier than ever. Instead, they attribute it to unfamiliarity with the sweeping change that overtook the state's antiquated divorce code on July 1, 1980.

"It is still considered new even though it has been in effect for over a year," said Bonnie Menaker, a prominent Harrisburg divorce attorney who helped draft the new law.

Menaker, who teaches courses on the reform, said many lawyers have been waiting for instructions and for local rules to be written.

"They stopped filing divorces for several months while they became familiar with the process," she said.

"I was the only lawyer in Dauphin County that filed on July 1. I filed several no-fault divorces," she said.

"People are not exactly sure what a lot of it means, so cases aren't being settled so quickly. And lawyers are reluctant to commit themselves to what it means if they don't have direction from the appellate courts," said Chris Gilotti, a Pittsburgh attorney who heads the state bar association's family law section.

The new law allows no-fault divorces

that can be finalized 90 days after filing, and unilateral divorces if the couple has lived apart for three years. It also adds alimony and equitable distribution of property provisions to the divorce code, the attorneys said.

The new economic provisions are completely unfamiliar territory to lawyers and can often prolong divorce proceedings, the attorneys said.

"More cases are being tried instead of settled," said Gilotti.

In the past, a husband had to give in to his wife's economic demands because he needed her consent for a divorce, he said.

"Now, if the husband doesn't want to pay as much as his wife wants, he sits back for three years (and waits for a unilateral divorce) or goes to court," he said.

In many counties, according to Gilotti, divorce decrees are not entered until the economic issues are settled — "so there is a backlog and a delay" in many areas.

The starting 1980 statistics in no way reflect a togetherness trend, the lawyers said.

"Frankly, I think 1981 will show a tremendous increase," said Menaker, contending that people are taking advantage of the no-fault provisions and parting ways in long-separated couples are seeking unilateral divorces.

"The figures are artificial," Gilotti said. "If the number of divorces is down, I haven't seen the number of happy marriages go up."

PSEA may support local tax bill

By CARL MANNING
Associated Press Writer
HARRISBURG (AP) — The Pennsylvania State Education Association will support legislation replacing the school property tax with a local income tax only if it includes what the powerful lobbying group wants, a PSEA official said yesterday.

But what the PSEA wants added to the legislation are two provisions opposed by its sponsor, Sen. John Stauffer, R-Chester.

"If the legislation stands as is, we'll probably oppose it," PSEA lobbyist Walt Carmo said, adding that school districts need more flexibility than the legislation permits.

The lobbying group wants the legislation to include a provision mandating an increase in the state's basic education subsidy to 50 percent of local budgets. It also calls for a general fund budget in- creases \$1.5 billion for education, amounting to 43

percent funding. He said the state cannot afford to increase subsidies without a tax increase.

Carmo said PSEA also wants the legislation rewritten so school districts could have the option of using a mixture of property tax and a local income tax. It also wants school districts to be able to return to property taxation if a local income tax does not work for them.

As drafted, the legislation says the state's 605 school districts would change to a local income tax unless they specifically decide to remain with the property tax. It also says once a school district changes, it cannot revert to property tax.

During committee hearings this week, Sen. Henry Meisinger, D-Lancaster, failed to amend the bill to increase the state income tax by one-half percent to increase the subsidies.

He also failed to amend the bill to allow school districts to use a combination of property tax and

local income tax.

Stauffer opposed both amendments, saying the idea of a mixed taxing structure was rejected by a task force committee he headed.

The task force reworked the legislation after it failed to pass the Senate in June. At that time, it would have replaced the property tax with a 1 percent increase in the 2.2 percent state income tax.

Stauffer blamed the defeat on Republicans not wanting to be tied to a statewide tax increase at a time when they controlled the upper chamber for the first time in a decade.

Under the plan, which the Senate is expected to vote on in two weeks, a local income tax could be as high as 3.5 percent, although Stauffer said it more likely would average 2.2 percent.

Businesses would pay a use and occupancy tax, based on the percentage of occupancy of the real estate.

AWACS maybe caused plane crash, Iran says

By SCHEHERZADE FARAMARZI
Associated Press Writer
BEIRUT, Lebanon (AP) — Iran's Revolutionary Guards commander said United States AWACS radar systems may have caused the crash of a Iranian plane last week that killed four top Iranian military commanders, it was reported yesterday.

Ayatollah Ruhollah Khomeini's regime, meanwhile, reported 51 leftist opponents were executed by firing squads in various Iranian cities on Wednesday.

The accusation about U.S. planes was made by Mohsen Rezak, according to "technical failure," Iranian newspaper accounts published

Wednesday. His statements were also read over the telephone to The Associated Press office in Beirut yesterday by a Revolutionary Guard.

Rezak said investigators were trying to establish whether the Airborne Warning and Control System planes in Saudi Arabia had jammed the control or communication system of the Iranian air force's C-130, which crashed Sept. 29 as it approached Tehran.

Rezak did not say why the AWACS C-130 jam acquired under the rule of the late Shah. Iran had previously said the crash was caused by "technical failure."

The AWACS were sent to Saudi Arabia,

south of Iraq and across the Persian Gulf from Iran, after the Iran-Iraq war broke out.

Killed in the crash were: Defense Minister Col. Musa Namji; chief of staff, Maj. Gen. Valoahaj Fallah; former air force Commander and ex-Defense Minister Col. Javad Pakuri; Deputy Revolutionary Guards Commander Rahim Kolehajou; and several other Iranian soldiers who were being flown to Tehran for treatment of battle wounds.

The state-run Tehran Radio and the Tehran newspaper Kayhan said most of the crash was caused by "technical failure," and the AWACS were sent to Saudi Arabia,

NY policeman adopts runaway

By RICK HAMPSON
Associated Press Writer
NEW YORK (AP) — The crowd below on the Bowery was yelling "Jump! Jump!" as the policeman reached across the rooftop ledge to the runaway young man who was about to jump on a life that had bounced him from home to home and school to school.

"Somebody cares," the man told the boy. "We'll get you an education and a home. . . . I'd be proud to have a son like you."

Michael Buchanan admits he wasn't sure that night last month if Officer of Police William Fox would ever talk or if he meant it. "I found out Wednesday, when Fox was temporary custody of the 17-year-old."

"We have plenty of room, so I figured I'd give the kid a shot. He deserves it," said Fox, a 35-year-old bachelor who shares a house on Staten Island with his mother.

"He said no one cared about him," said Fox. "I was telling him they did, but these people were down there yelling 'Jump!'"

"I'm really pleased," Buchanan said yesterday in a soft Tennessee drawl. "Things are working out for me. I've got a nice home here with a nice family."

Why did Fox, who as a member of the police force's emergency services squad deals with many would-be suicides, decide to help this one?

"I know he was telling me the truth on the roof that night," Fox said.

"He kept saying no one cared about him, . . . and his story checked out," Fox said. "He said he'd been abandoned by his mother and beat up by his father. He'd bounced from foster home to foster home" and "no one cared about what you did or what you took as long as you didn't get anybody a headache."

When the crowd began to urge the youth to jump, "I was afraid I might lose him," Fox said. "I said, 'See, they don't care about me.'"

Buchanan says he ran away from his native Memphis to North Carolina, where he lived with a couple who would not let him watch television or go out at night. He fled to Ohio, and in August came to New York.

He arrived in Manhattan with \$6. After spending his first night riding the subway, he drifted to the Bowery, where he took a hotel room that cost \$3.25 a night.

Buchanan says he washed dishes and windows, and did some parathumping. But everybody seemed to be caught up in their own lives, he said.

"Four days after my arrival, I was confused and depressed, he found himself straddling the rooftop ledge of his eight-story apartment building."

Fox talked to the youth, "I realized he was different. Lots of the kids we deal with are streetwise, they'll spit out their own words about 90 percent are screwed up as drugs."



Police Officer William Fox and 17-year-old Michael Buchanan celebrate a New York Family Court decision awarding Fox temporary custody of Buchanan, an orphan who attempted suicide five weeks ago.

Lennon statue to be unveiled in LA

LOS ANGELES (AP) — John Lennon, who would have been 41 years old today, will be remembered on his birthday by the unveiling of a seven-foot, three-ton bronze statue in his honor.

The statue of the slain former Beatle will be unveiled at the Fourth Annual Los Angeles Street Scene Festival in City Hall.

"I knew the public would love to see something done to honor John," Livingston-Strong said. "But I also knew New York officials were interested, the artist said, but told him there was a 5-year moratorium on putting art objects in the park."

Los Angeles officials sent someone around to Livingston-Strong's studio in his Palms Verdes home to look at his model.

Lennon was gunned down in New York City last December during his apartment building. Mark David Chapman, a 25-year-old security guard, was sent to a New York state prison for the shooting.

The Lennon statue cost \$85,000, the sculptor said. The money was loaned to Livingston-Strong by Steve Ungar, whom he met while he was doing his research for the statue.

The statue will be displayed for one year at City Hall.

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