

**FORECAST**

**Friday**

Thunderstorms

High 84°

**OPINION**

"Maybe morality can be legislated, and maybe it can't. For sure though, love cannot be legislated."

— Tim Truesdale

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**SPORTS**

**Punished Ponies**

A&M men's tennis team thrashes SMU 6-1 in the Ags last match before the conference tourney this weekend

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**INSIDE**

**Campus Theft**

Officer gives tips for protecting belongings

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# The <sup>Texas A&M</sup> Battalion

Vol. 90 No. 134 USPS 045360 12 Pages College Station, Texas Thursday, April 18, 1991

## Ogden answers questions on proposed sports facility fee

**By Bridget Harrow**  
*The Battalion*

State Rep. Steve Ogden listened to Texas A&M students Wednesday night as they voiced concerns, asked questions or offered support for the proposed \$50 student fee to build and operate a recreational sports facility.

Most students pointed out that the current recreational fa-

ilities are inadequate, but arguments centered around if all students would use the new facility and if they are willing to pay for it.

Ogden said that is why he wants to get feedback from students about the recreational sports fee bill.

A&M already has received authority in 1989 to charge students a \$35 fee every semester to build a recreational sports facility from a bill signed by former Gov.

Bill Clements. A&M students approved a referendum calling for a fee to fund the facility in 1987.

On April 11, another bill was unanimously passed by the Texas Senate Finance Committee to raise the fee to \$50 per semester and \$25 each summer session. The bill still has to pass both houses, Ogden said.

Ogden said the University indicated that in the long run it would be better to build a more expensive facility costing \$41

million by levying a \$50 student fee over twenty years.

"It is conceivable that (current students') children might pay for (the facility)," Ogden said.

Ogden said the fee for the recreational sports facility should be considered in reference to possible tuition and fee increases that would be an additional \$250 per semester for a student taking 15 credit hours.

Ogden said he had three concerns about the proposed fee:

□ Since a tuition and fees increase is likely at A&M, should students be given the opportunity to vote again on the additional \$50 fee for the recreational sports facility?

□ Since students are paying for the facility, should there be a clause in the bill stating students should have an advisory input in the design and operation of the facility?

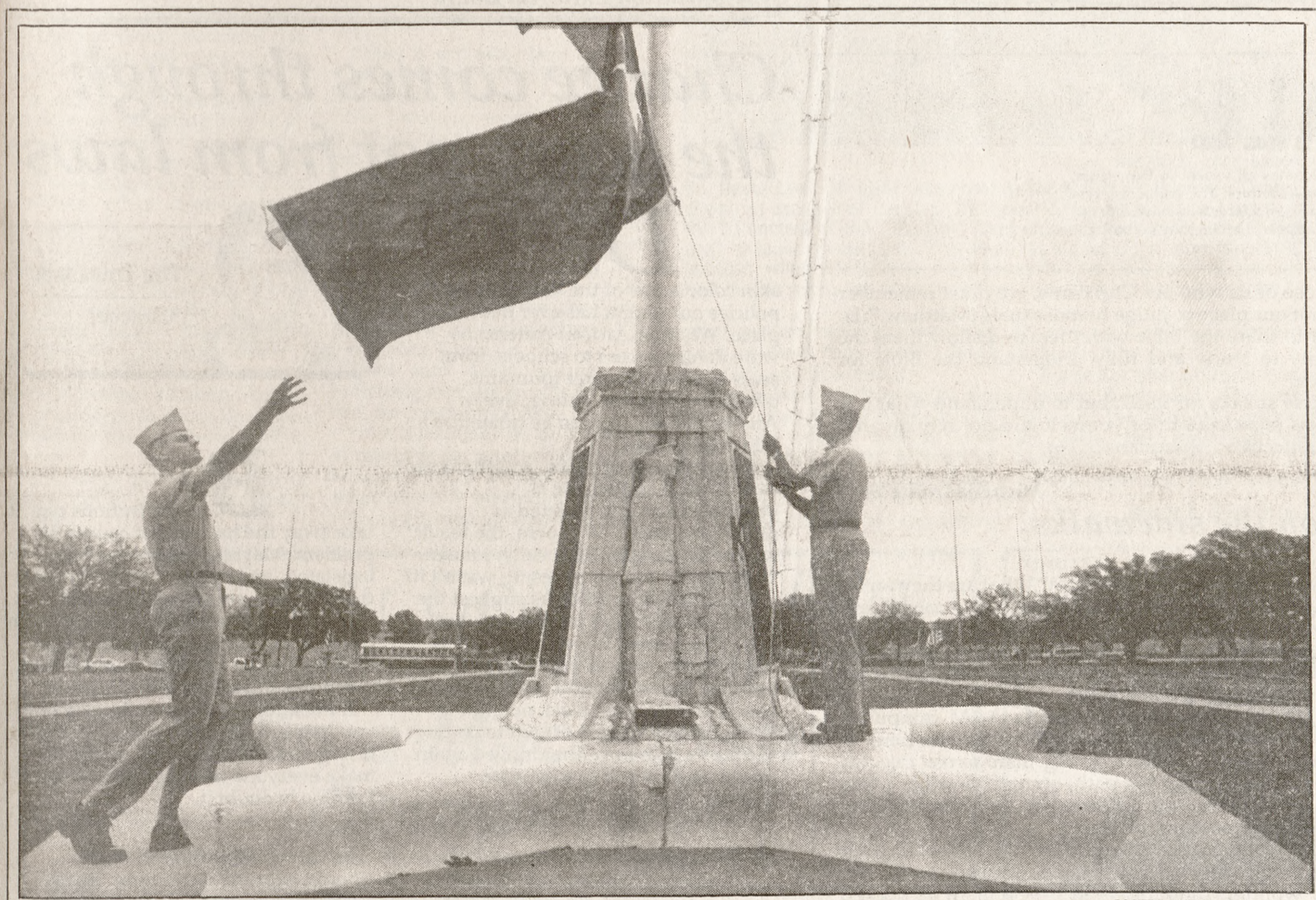
□ Is it fair to levy a \$50 fee on every student for the next 20

years, even though some students will use the facility more than others?

Some students also questioned whether A&M should be funding a recreational sports facility when the money could be used in other areas such as funding the Sterling C. Evans Library, hiring more professors or keeping summer classes open.

"The administration and the

**See Ogden/Page 6**



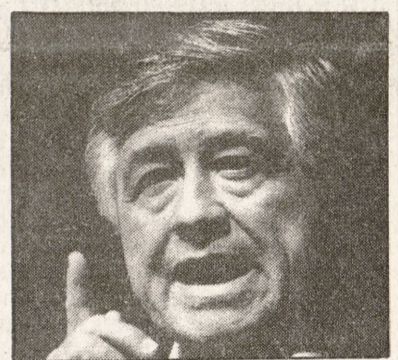
SCOTT D. WEAVER/The Battalion

**Three little soldiers**

Squadron 13 removes the United States flag and the Texas flag in front of the Systems Administration Building at 5:20 Wednesday night. Squadron 13 had just taken down the flags before it began to rain. Rain is expected through the rest of the week and into the weekend.

## Speaker advocates grape ban

**By Julie Myers**  
*The Battalion*



Chavez

Political activist Cesar Chavez said the United Farm Workers strategy of public action has been more successful than pursuing official government policy channels.

Chavez, founder and president of the United Farm Workers of America, AFL-CIO, spoke to students Wednesday night in Rudder Auditorium as part of a weeklong tour of colleges and universities in Texas and the Midwest.

The inability of farm workers to correct working conditions through legislation stems from their relative lack of power, Chavez said.

"Most workers are not United States citizens," Chavez said. "They don't know the language and they have no influence."

Instead, the workers turn to consumers, he said.

"The consumers are our court of last resort," Chavez said. "You can vote by not buying

grapes. If you shop at a store that's open 24 hours, the polls never close. You can help us level the field."

These public actions resulted in a grape boycott directed toward H.E.B. grocery stores in San Antonio. The UFW last week lifted the boycott after the supermarket chain ceased advertising or promoting California grapes.

Any black, red or green table grape in grocery stores from late May to Dec. 31 comes from California, Chavez said.

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## Student Senate fills committee chairs

**By Greg Mt. Joy**  
*The Battalion*

Three Texas A&M Student Senate committee chairs were filled Wednesday night at the Senate's final meeting of the spring semester.

Thomas Luttrell, a junior marketing major, won the election for chairman of the Student Services Committee.

Luttrell said upgrading bus stops, campus lighting and bike routes were among the issues he would address as chairman.

Luttrell also said the maintenance of campus fountains would be looked into.

"I noticed the Chemistry Building fountain was on when I came here," he said. "We all know that has a tendency to

change all too often though, and something should be done."

Sophomore speech communications major Michael Pinkus will serve as chairman of the External Affairs Committee. Pinkus said his committee has perhaps the greatest potential for next fall.

"There are so many directions we can go," he said. "We need to help open up communication between different student organizations. We also need to involve the community in what we are doing."

Next year's Academic Affairs Committee chairman will be Brad Hampton, a sophomore economics and history major. Hampton said his committee will be dedicated to generating student input.

"I hope to get started now,"

Hampton said. We need to build policies before we leave for the summer, so we can be prepared to deal with major issues next year. There is a lot going on, and there are a lot of things this committee needs to address."

Since Hampton won the position, his off-campus Senate seat now is vacant.

Hampton, along with junior psychology major Susan May and junior aerospace engineering major Nicholas Wyman, occupied unfilled Senate seats after the general election.

Speaker Pro Tempore Patty Warhol said Hampton's seat would be filled as soon as possible, as would any other seats left vacant due to a stricter Senate attendance policy.

"We are now accepting appli-

cations, and will do so continually," Warhol said. "We will fill all vacant seats immediately, following the interviewing of candidates."

Warhol said applications for the seats will be available at a table on the second floor of the Pavilion.

In related Senate activity, a bill was passed which would penalize senators removed due to absences. Under the bill, those removed will be ineligible to sit in the Senate for a two-year period.

In other action, a hotly contested bill was passed to establish a mandatory workshop for all senators each fall.

After much debate, a proposed mandatory meeting for all applicants filing for senator positions to be held before the election was dropped, clearing the way for the legislation's passage.

## Railroad strike bypasses A&M University uses truck shipments, official says

**By Twila Waddy**  
*The Battalion*

Texas A&M has not been affected by the railroad strike that is crippling many other parts of the country.

The switch from railroad ship-

ping at A&M was done a few years ago, and today most freight is transported by trucks, Donald Powell, director of University Business Services, said.

"We have converted almost entirely to trucks now, even for food services," he said. "In fact, we only had two rail shipments

last year."

Business Services buys frozen foods delivered in refrigerated trucks because they operate on a more flexible schedule than trains, Powell said.

"They can travel any place and they can deliver the product right to our door," he said.

Powell said a train goes through A&M's campus and delivers products to the Food Services Commissary, the warehouse that stores the food supply.

The commissary is the primary location that receives freight at

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## Court ruling changes 'fair use' protection

**By Timm Doolen**  
*The Battalion*

A recent federal court decision against Kinko's Graphics Corp. will change the way commercial copy centers provide educational material to schools across the country.

Adrianna Foss, corporate communications director for Kinko's, said the decision will not allow copy centers to be protected under the "fair use" clause of the Copyright Act of 1976.

The fair use clause provides general guidelines for what copyrighted work can be reproduced without permission from the publisher. For example, the copied work must be relatively short compared to the whole work, only one copy per student can be made and the work can be copied only for educational purposes.

Eight major publishing companies, including McGraw-Hill, Harper & Row

and Prentice-Hall, filed the lawsuit in the spring of 1989 against two Kinko's copy shops in New York City for including copyrighted work in anthologies prepared for universities.

The publishing companies asserted that the two shops in New York copied substantial portions of copyrighted works without permission and reproduced anthologies containing all or parts of several different works.

They maintained that the two Kinko's then sold the anthologies to university students for profit.

Foss said that in the past, store workers determined if works to be copied were protected under fair use. If not, the company would seek permission from the appropriate publishing company.

She said because of the March 28 ruling, the company must receive permission from publishers for virtually all

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