



California

-- Volume 7, Number 8 -- Nov./Dec. 1992

Libertarian News

LIBERTARIANS HOLD OWN IN NOVEMBER ELECTION

Libertarians got good news and bad news November 3. The worst news at the national level was the anointment of H. Ross Perot as the "alternative" candidate in the presidential race. In a year where voters were looking for something a bit different than politics as usual, Perot stole the Libertarian Party's thunder.

The Libertarian ticket of **Andre Marrou** and **Nancy Lord** was on the ballot in all 50 states and the District of Columbia, a feat that nonetheless didn't help us get invited to the presidential debates. The two candidates campaigned vigorously throughout the country, appearing on countless TV and radio shows, and even ran TV advertising -- a first for the LP since the **Ed Clark** race in 1980. The final vote totals are not yet available, but it appears Marrou/Lord fell short of the Paul/Marrou vote totals of 1988 nationwide.

Candidates lower down on the ticket did much better. Four Libertarians won election to the New Hampshire House of Representatives, including two incumbents: **Calvin Warburton** and **Finlay Rothhaus**. In Las Vegas, Libertarian **Tamara Clark** was the favorite to win a seat in the Nevada State Senate. While exit polls showed her at 60%, there were reports that the Democrats that run the county stole votes from Clark and five Republicans in other local races. Clark officially ended up with 44% of the vote, but the results are being challenged.

In California, voters agreed with the Libertarian Party on 9 of the 13 ballot propositions we took positions on. Voters wisely rejected a \$1 billion rail bond, mandatory health insurance and a hefty tax hike on businesses. They overwhelmingly approved congressional term limits and repealed the unsavory "snack tax." Unfortunately, voters approved a \$900 million school construction bond and rejected the "Death with Dignity" initiative.

Interestingly, while voters went for anti-government positions

on most issues, they still voted for candidates who advocate bigger and more intrusive government. The clarion call was for change, but it appears voters may not get the type of change they really want. The Democratic Party is now on the rise, and it's filled with tax-and-spend liberals.

Libertarians fared well in many Congressional and state legislative races, though in some areas we fell behind the record vote totals of 1990. Nine candidates were the "balance of power" in their races, meaning that the Libertarian vote was more than the difference between the Democratic and Republican candidates: **Matt Howard** (1st Congressional), **Pat McHargue** (4th Congressional), **Christine Roberts** (11th Congressional), **Gene Berkman** (43rd Congressional), **Dave Rosen** (27th State Senate), **Jim Ludemann** (24th Assembly), **Richard Gard** (56th Assembly), **Jane Henson** (64th Assembly) and **Jeff Bishop** (77th Assembly).

Many vote totals were quite high. The "year of the woman" may have been a factor in superior totals for 5 of the 7 Libertarian women running. The two highest vote totals in races with both Democratic and Republican candidates running were **Barbara Hutchinson** in San Diego's 50th Congressional District (11.3%) and **Vicki Vallis** in the Lake Tahoe-area 3rd Assembly District (10.6%). Vallis received a lot of free publicity both for being a Marilyn Monroe impersonator and for posing nude in a men's magazine during the campaign.

The two highest California totals came in races without Republican candidates: **Shannon Anderson** in Long Beach's 55th Assembly District (17.1%) and **Kim Almstrom** in Modesto's 18th Congressional District (15.6%). These totals are down from 1990's high of 27% in a two-way congressional race in

Cont. on page 3 -- See "Elections"

ORANGE CO. -- COUNCIL SEAT WIN!

Libertarian **Robert Patchin** was elected to the Villa Park City Council on November 3. Villa Park is an upscale community of 6,300 in Orange County. Patchin, a 65-year-old retired aerospace engineer, ran first in a field of six non-partisan candidates for two seats. One incumbent was defeated.

Patchin has been involved in community affairs for three years, since city leaders started pushing for a new civic center. Patchin successfully opposed the boondoggle. More recently he has been the leader in fighting the local water district's draconian water conservation rules. They would have established a uniform water quota for each property notwithstanding the amount of prior usage, cut allotments by 20% and then raised rates 20% to make up for it.

Patchin succeeding in getting the rules repealed.

The water issue came up in the council campaign, along with the issue of contracting out the city's fire protection. The county is ending its contract with smaller cities, so Villa Park wanted to set up a new fire district. Patchin held the position it would be more economical to contract with an existing fire department.

Just before the election, the incumbent proposed that taxpayers pay for school activities instead of the users paying, as had been done in the past. This appeared to be the deciding issue. Patchin's literature pushed his support for only the minimum amount of government, lower taxes and property rights. He spent under \$1,000 on his victorious campaign. He takes office November 24.



ELECTION '92 RESULTS

The November 3 election results for California Libertarians were mixed. The following are the vote totals in partisan races throughout the state. Some could change slightly after the absentee ballots are fully counted:

PRESIDENTIAL

Marrou/Lord ticket 0.4%

U. S. SENATE

June Genis 2.2%

Richard Boddie 2.3%

U. S. CONGRESS

1. Matt Howard 3.0%

2. Harry Pendery 6.8%

3. Ross Crain 8.6%

4. Pat McHargue 4.5%

5. Chris Rufer 2.0%

8. Jim Elwood 3.2%

11. Christine Roberts 7.0%

12. George O'Brien 3.4%

14. Chuck Olson 2.8%

15. Duggan Dieterly 5.1%

17. John Wilkes 1.9%

18. Kim Almstrom 15.6%*

22. Howard Dilbeck 3.0%

23. Jay Wood 4.3%

25. Peggy Christensen 3.2%

26. Bernard Zimring 2.9%

27. Dennis Decherd 2.3%

28. Tom Dominy 2.1%

29. Felix Rogin 1.8%

30. Drew Consalvo 2.7%

32. Bob Weber 7.0%*

33. Dale Olvera 2.4%

34. Marty Swinney 4.7%

35. Carin Rogers 1.3%

36. Marc Denny 2.1%

38. Blake Ashley 3.6%

39. Jack Dean 4.5%

42. Fritz Ward 5.3%

43. Gene Berkman 2.7%

44. Phil Turner 5.7%

45. Gary Copeland 6.6%

46. Richard Newhouse 8.8%

48. Ted Lowe 3.8%

49. John Wallner 4.3%

50. Barbara Hutchinson 11.3%

51. Bill Holmes 4.1%

52. Joe Shea 3.2%

STATE SENATE

3. Will Wohler 4.8%

5. Eric Roberts 5.3%

11. Chris Inama 4.9%

13. John Webster 8.3%

17. Fred Heiser 8.9%

19. Richard Burns 4.1%

21. Bob New 4.1%

23. William Weilburg 3.1%

27. Dave Rosen 4.0%

33. Doyle Guhy 7.5%

35. Eric Sprik 5.1%

37. Craig McElvany 3.6%

39. John Moody 3.1%

STATE ASSEMBLY

3. Vicki Vallis 10.6%

4. Gary Hines 8.6%

6. Adam McAfee 4.7%

8. Richard Fields 5.7%

10. Joseph Farina 2.3%

12. Anton Sherwood 2.5%

13. Mark Valverde 3.6%

18. Terry Floyd 6.9%

21. Lyn Sapowsky-Smith 3.6%

22. Bob Goodwyn 6.2%

24. James Ludemann 6.6%

26. Robert Parks 8.1%

32. Jeff Laing 2.8%

33. Steve McClenathan 4.6%

36. Ron Tisbert 8.3%

37. Dave Harner 5.7%

38. Devin Cutler 5.6%

39. David George 5.0%

40. John Vernon 3.1%

41. Roy Sykes 5.3%

42. Andy Rotter 2.7%

43. Tony Bajada 6.4%

44. Ken Saurenman 4.5%

46. Mike Everling 2.4%

47. Chuck Hammill 3.8%

49. Kim Goldsworthy 3.7%

51. Clark Hanley 12.1%*

53. Bill Gaillard 4.7%

55. Shannon Anderson 17.1%*

56. Richard Gard 4.8%

57. Bruce Dovner 4.8%

58. John McCready 7.8%

62. Ethel Haas 6.3%

64. Jane Henson 5.2%

65. Michael Geller 8.8%

66. Bill Reed 3.4%

67. Brian Schar 7.8%

69. David Keller 6.0%

70. Scott Bieser 7.2%

72. Geoffrey Braun 6.5%

73. Paul King 4.8%

74. Ariel Mark Hunt 6.6%

75. Johann Anderson 4.0%

76. Pat Wright 3.6%

77. Jeff Bishop 6.1%

79. James Train 4.5%

* No Republican candidate

SPECIAL ELECTIONS ON HORIZON

Voters will need to select one Assembly member and at least three and maybe four state senators in special elections to be held in early 1993. Libertarians are needed to run in all of these races.

On November 3 Senator Ed Royce of Orange County was elected to Congress and Senator Don Rogers of Bakersfield was elected to a different Senate district than he currently represents. Senator Barry Keene of Mendocino County resigned after the election, as did Assemblyman Bruce Bronzan of Fresno. Good riddance to all of them! In Los Angeles, the result of a county supervisor's race is still not known. If Senator Diane Watson wins, there will be a vacancy in her district as well. Interestingly, the special Senate elections will be held in the old (pre-reapportionment) districts. Thus, some Californians will have two state senators and others will have none until after the 1994 election.

For information on running in these races, contact **Ted Brown** at (818)568-8404 or your county chair.

MORE PEOPLE REGISTER LP

As of October 22, the Libertarian Party had increased its voter registration in California by over 5,000 voters in only two months. The new figures by the Secretary of State's office are as follows:

Democrats:	7,441,528	49.08%
Republicans:	5,593,847	37.04%
Decline to State:	1,567,842	10.38%
American Independent:	247,454	1.64%
Green Party:	98,737	0.65%
Libertarian Party:	71,154	0.47%
Peace & Freedom Party:	70,182	0.47%
Misc. other parties:	42,078	0.28%

FRANK AND ERNEST

by Bob Thaves



FRANK AND ERNEST

by Bob Thaves





"Elections" -- from front page

San Diego.

Overall, candidates in rural areas did the best, most notably in the counties north of Sacramento and in the Sierras. This could be attributed to a rugged individualist streak in these areas, or the fact that it's easier for candidates to get the message out in areas beyond the expensive media markets. In urban areas the best overall results came in Orange County and in the "Inland Empire" area of Riverside and San Bernardino Counties.

In non-partisan races Libertarian **Bill Brown** failed to win a city council seat in Camarillo (Ventura County). He ran third of four candidates for two seats. A shortfall in fundraising was blamed for this defeat. In Clearlake (Lake County), Councilman **Bill Struthers** was defeated for re-election. Ironically, he was joined in defeat by two other incumbents on the ballot, making a Libertarian a casualty of term limits fervor and a desire for change. But Libertarians were victorious in two other races. **Robert Patchin** was elected to the Villa Park City Council in Orange County and **Dr. David McCann** was elected to the Orangevale Recreation District Board in Sacramento County (see related stories).

News Brief

* Switzerland has apologized for sending troops into its unarmed neighbor Liechtenstein by mistake. Swiss recruits on maneuvers set up an observation post in Triesenberg, overlooking the fact that the town isn't located on Swiss territory. The soldiers asked a local resident if they could use her garage to set up their post. She agreed, but was unnerved by their gas masks and rifles since Liechtenstein (pop. 30,000) has no army. She reported the incident to police, who asked the soldiers to leave.

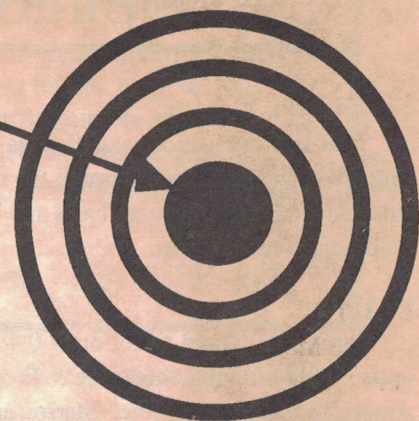
McCANN GETS ON BOARD

Dr. David McCann, Sacramento LP chair, was elected to the Orangevale Recreation and Parks District Board, running first out of 8 candidates for 3 seats on the non-partisan board. We reported in September that the board has a budget of \$1 million per year and is responsible for 12 parks. The main issue was the board's use of the 1972 Landscape and Lighting Act to enact a special assessment without a vote. The money is to be used for a \$10 million community center. 1,700 people wrote in to protest the assessment -- and there are only 10,000 registered voters in the district.

McCann ran on a ticket with two others known as the "New Boston Tea Party Team." One of his running mates also won. The team was endorsed by Citizens Against New Taxes (a local group), Paul Gann's Citizens Advocate and Ted Costa of Peoples' Advocate, all taxpayer watchdog groups. McCann previously set a record for a Libertarian in a partisan race with 38% in a special State Assembly election in 1991.

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STATE EXEC-COM REPORT

The Libertarian Party of California's State Executive Committee gathered November 7 in Los Angeles.

Three candidates made bids to become editor of *California Libertarian News*, but the committee referred the decision to the Operations Committee. The next issue will be the January 1993 issue. Deadline for submissions is December 10. Send materials to retiring editor **Ted Brown** and they will be forwarded to the new editor.

The committee adopted a tentative budget for 1993 totalling \$102,875. The new committee to be elected at the February convention will finalize the figures.

The Bylaws and Rules Committee was elected. The chairman will be **Mark Hinkle**, and the other members are **Jerry Douglas**, **John Vernon**, **Eric Lund** and **Ron Holman**. Send your suggestions for bylaws changes to Mark Hinkle, 7178 Via Colina, San Jose, CA 95139. Bylaws changes will be considered at the convention.

Ted Brown was selected chairman of the Platform Committee. Each county is entitled to send a representative to this committee. Contact your county chair if you are interested in serving. Send your suggestions for platform changes to Ted Brown, 125 N. Allen Ave. #107, Pasadena, CA 91106. Platform changes will also be considered at the convention. The Executive Committee expressed a desire for a ten-point party program to be developed as well.

The committee voted to send a mailing to the 10,000 most recently registered Libertarians, urging them to join the party. Registrations surged 5,000 in just the last six weeks of the election.

The next Executive Committee meeting will be held at the state convention, February 12, 3:00 p.m. For information, contact secretary **Ray Acosta** at (213) 727-5979.



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Guest Opinion: "The Real Scoop On What Happened in the Statewide Races."

by Jerry Pico

This is one election year that has left many of us dazed and confused. I've just gone through the results of the three statewide races on a county by county basis and have been able to draw some preliminary conclusions.

FACTS

The Marrou/Lord ticket drew 0.4% of the vote, taking 44,449 votes. This is double the Peace & Freedom vote and quadruple the American Independent vote. Marrou and Lord finished ahead of the other alternative parties in every county except Del Norte. The highest percentages were gained in Trinity, Santa Cruz, Mendocino, Santa Clara and Mono counties.

June Genis's campaign for the long U. S. Senate seat received 2.2%, or 220,541 votes. Genis finished first among the alternative party candidates in only Santa Cruz and Marin Counties. She also did well in Trinity, Tehama, Sierra and San Mateo Counties.

Richard Boddie's campaign for the short U. S. Senate seat won 2.3%, or 231,166 votes. Boddie finished first among the alternative parties in only Sierra, Santa Clara and Marin Counties. He also did well in Tehama and Calaveras Counties.

Both Libertarian Senate candidates finished in fifth place, while statewide LP candidates usually finish third. However, both candidates exceeded the previous high absolute vote total for a California LP Senate candidate set in 1980 by **David Bergland** (202,841 votes). Bergland still maintains the record for the highest percentage (2.43%).

ANALYSIS

The results don't necessarily make sense. There is an inverse relationship between the performance of the Presidential ticket and the Senate candidates vis-a-vis the other alternative parties in

percentage terms. In other words, the lower Marrou got in a certain area, the higher Genis and Boddie got. Genis and Boddie are effective communicators and ran good, highly visible campaigns. There is no logical reason why both ran behind their Peace & Freedom and American Independent opponents, particularly since Marrou easily bested both Ron Daniels and Howard Phillips.

CONCLUSIONS

It's obvious that Marrou's totals in absolute terms were devastated by the Perot factor. There was evidently a lot of ticket splitting, probably to send a message to the Demopublicans. My guess is that many people who voted for Perot also voted American Independent in the Senate races. Conversely, those to the left of center probably voted for Clinton and then for Peace & Freedom down the line. There are also 98,724 Greens to be considered, since they didn't have either a Presidential or Senate candidates. I believe many people who voted AIP and P&F didn't really know what they were voting for, just what they were voting against. People who vote Libertarian usually know what they're voting for or against.

In examining counties where we did well, several correlations jump out. They are rural or suburban communities in the northern part of the state, have a strong belief in property rights, favor marijuana legalization, have very active taxpayer protest groups and high concentrations of computer businesses. It seems obvious that we aren't reaching minority and urban populations.

RECOMMENDATIONS

Put this election behind us and look to the future. Build coalitions with groups with whom we have mutual interests. Work on communications skills by using the Advocates for Self-government training. Get involved in our communities through volunteerism. Reach out to urban and ethnic communities. Build and maintain working relationships with the media. Speak as often as possible to high school and college groups. Let people know that we care.

The next eight years are crucial to the Libertarian Party. There will be a major realignment in the political landscape. The Democrats will prove once and for all that unbridled socialism is doomed to fail. The Republicans are self-destructing. The center is opening and we can fill the void, but only if we are ready. Eternal vigilance is the price of liberty. Carpe diem!

(Jerry Pico was manager of the Genis for U. S. Senate campaign.)

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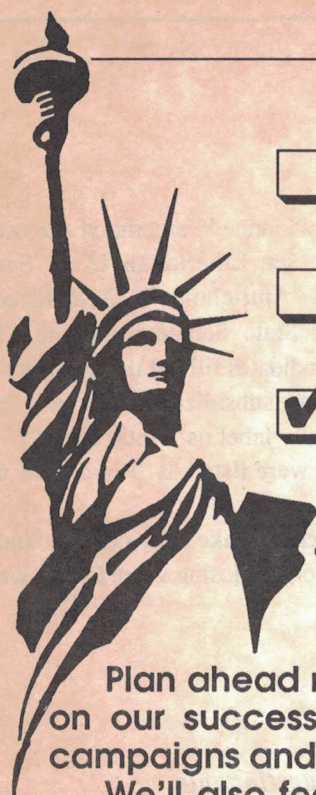
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LETTERS TO THE EDITOR

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Vallis: Photos Great, Views Not

Editor:

After reading Norma Jean Almodovar's defense of Vicki Vallis' campaign tactic of posing nude in "Busty Beauties" magazine (Letter, October *CL News*), I was convinced she had made her point. But just to be sure, I went out and bought myself a copy of the December issue (for the literature, of course).

While the photos were just your average girlie magazine depictions, the interview with Ms. Vallis made her a disgrace to the Libertarian Party. Some of the ideas she espoused were completely contrary to the Libertarian platform. On one hand she supports legalization of drugs (no problem there) but in the same breath she says that all people have a "right" to medical attention *when they need it*, regardless of when they can afford it (very anti-libertarian) and she wants a health care system like Canada's.

Just who does she think is going to pay for this "government-run" medicare plan? Perhaps she hasn't read about Canada's Medicare nightmare where people are dying because they can't get proper care *when they need it*. Ms. Vallis is in favor of abolishing taxes, and at the same time she is going to institute job training, save the environment and raise teachers' salaries. Then she says she "doesn't want to raise taxes but the money has to come from somewhere."

Whichever Libertarian asked her to run for office obviously failed to provide her with a copy of the party's platform. I'm sorry, Ms. Vallis. The nude photospread I can tolerate; in fact, I rather enjoyed it. Your interview, however, was a gross misrepresentation of the Libertarian Party and has probably done us much damage.

Philip Baron
Tarzana, CA

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Choice -- or not

Editor:

When I received the Santa Clara Planned Parenthood Advocates voter guide, I was surprised to see Libertarian U. S. Senate candidate Richard Boddie listed "Anti-choice"! Also listed as "Anti-choice" was 11th District State Senate candidate Chris Inama. Why is this? Did these candidates fill out the questionnaire incorrectly or does our stand against subsidized health care cause Planned Parenthood to automatically label us "Anti-choice"? The rest of the Libertarian candidates were listed as "Pro-choice with reservations."

The Libertarian candidates need to make their position known to Planned Parenthood Advocates or risk losing votes for the wrong reason.

Steven Schoch
Sunnyvale, CA

Ballot Recommendations Questionable

Editor:

I am concerned about endorsements for certain ballot issues which suggest that Libertarians should all vote a certain way, notwithstanding their personal values.

The "Yes" recommendation for Proposition 160 is suggesting that taxes collected from people who aren't veterans should be distributed to veterans, which is a transfer tax. Aren't there ways we can show our support for veterans without violating our principles?

On Proposition 162, taking no position on the subject is tantamount to an endorsement. I don't believe that Libertarians should in any way endorse public employment funded by coercive taxation. They should have opposed this measure.

Proposition 165, while cutting the supply line to the baby mill, doesn't eliminate the funds and does nothing to cut other wasteful and obscene programs such as insect and rodent extermination, or excessive numbers of persons in government. Also, this gives the governor more power over peoples' lives, which I don't believe is a very good idea.

In general I think these ballot recommendations in some cases are grasping onto what little libertarian content there might be. Aren't there too many laws already?

Mark J. Simon
Chatsworth, CA

(Editors Note: Proposition 160 is not a transfer tax. It merely exempts widows of veterans from some forms of property taxation. Libertarians have never believed that relieving some people from taxation is a subsidy. We wish to exempt whoever we can from whatever tax we can. Proposition 162 was debated by the state Executive Committee, which could not decide which way to go, given that taxpayer groups were on both sides of it. The measure did nothing to eliminate public employment, so Mr. Simon should



have been glad we took no position. Proposition 165 had many problems, but I believe the part Libertarians liked best was the part allowing the governor to supersede the Legislature and make necessary budget cuts. Imagine what Libertarian Governor Dennis Thompson -- had he been elected in 1990 -- could have done with this measure.)

Murder Victims' Relative Favors Death Penalty

Editor:

I can't bite my tongue any longer on your column against the death penalty (June *CL News*). As Director of the Judicial Reform Association, I have had the honor of being a good friend of Steve Baker, the father of Michael Baker, who was murdered by Robert Alton Harris in 1978. Harris was finally executed in April after 14 years of "habeas corpus" agony. Revenge? Hardly! Justice? Absolutely!

The criminal justice system in America is pathetic. We hear conservatives say "we have to beef up law enforcement" and liberals push to "throw more dollars at social programs." They're both wrong! Until the criminal justice system becomes true criminal justice, nothing will happen to reduce crime. That includes a stop to the endless habeas corpus appeals. It takes an average of eight years to execute a criminal.

Chief Justice Rehnquist said "The system at present verges on chaotic." Justice O'Connor says "Respect for the rule of law itself entails the proposition that at some point the dispute will come to an end and a legal decision will not be subject to further review or revision." As one who has experienced the murder of both my wife and son by a formerly convicted felon I can tell you that you don't know what the hell you are talking about! Steve Baker and I know. We've been there! And no, my friend, you can't imagine yourself in our place. To quote Steve, "In protecting the rights of the guilty, the rights of the innocent can no longer be ignored."

The national median time served in prison for a murderer is five and one half years! It's even more embarrassing for convictions for offenses like Assault with a Deadly Weapon. The average ADW felon serves only one year, three months in prison. In San Diego, a crime victim who was comatose for 17 years died last week. The murderer served no time because of double jeopardy on the same crime, and the key witness is now deceased! This is criminal justice?

Most inmates (66%) already have a record of violence and an even larger majority (82%) are already convicted recidivists! When the Bureau of Justice Statistics tracked the criminal records of 109,000 inmates released from prison in 11 states, it found that within three years more than half were rearrested for a felony or serious misdemeanor (63%), 47% were reconvicted and 41% were returned to prison. These criminals were charged with a total of 326,000 new crimes. These added to their previous offenses total

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1,660,000 serious crimes for these criminals alone. The only sure way these repeat offenders will not be returned to society is execution. These statistics come from a 1992 study by the Golden State Center for Policy Studies.

Don't tell me the death penalty is revenge. In our pathetic criminal "justice" system, there is no other assurance that the murderer won't be put back on the street to repeat the crime. Only death is certain.

Robert E. Days
San Diego, CA

More on SS Numbers and the DMV

Editor:

Regarding Don Hull's letter (October *CL News*) in opposition to the DMV requiring Social Security numbers when applying for drivers or vehicle licenses: I too opposed this practice and have written to several Senators and Congressmen complaining about this invasion of privacy. I have also written to AARP and the Committee to Preserve Social Security and Medicare. To date, no one has replied or responded.

Since the DMV is not allowed to publish a Social Security number on licenses, nor give out an individual's number, it seems that there is no need for them to have it. Therefore, I see nothing wrong in giving the DMV an incorrect number. It's doubtful that the Social Security Administration would even reply to a DMV inquiry as to the validity of an incorrect number.

So, why not give them any old number?

William G. Toland
Citrus Heights, CA

(Editor's note: If it were only so easy, Mr. Toland. The DMV must see the actual Social Security card to issue the license. Thus, many people without the cards must get new ones to show the DMV or just go unlicensed at their own peril.)

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WARNING: U. S. POLICE-STATE ON THE MARCH

by Jarret Wollstein

During the last few decades, a tidal wave of authoritarian legislation has been battering America. Little by little, our freedom and our economic security are being destroyed.

In January 1992 the city of Washington, DC passed legislation making gun manufacturers civilly liable for massive damages if any person (other than a government agent) uses one of their guns to cause bodily harm. If this law withstands legal challenges, most U. S. firearms manufacturers could be bankrupted within a few years by damage claims just from Washington, DC, which is considered the "murder capital" of America.

On September 1, 1992, 1600 pages of new Dept. of Health and Human Services regulations went into effect. Among other things, these regulations banned most medical testing by doctors in their own offices. These new regulations will dramatically increase the cost of health care, greatly delay test results, and create a new class of crimes for physicians.

During Summer 1992 the Montgomery County, MD School Board introduced new "sexual harassment" rules which would require principals to discipline or expel students accused of "unwanted flirtations" and "graphic or verbal comments about an individual's body or dress." Under these rules, if someone takes offense at your smiling at them or saying "that's a lovely dress," you would be subject to punishment. Elsewhere, other sexual harassment and "stalking" laws prohibit telling dirty jokes, repeatedly asking someone for a date, or walking behind them. In some states you now can be imprisoned without trial if someone simply accuses you of "stalking." Such laws are placing the most minute details of our personal lives under government control.

In Michigan legislation is pending giving police "no-knock waivers," allowing armed SWAT teams to break down doors and enter homes without any advance warning. Thousands of Americans are now being terrorized, beaten and even killed *in their own homes* as a result of police drug raids at the *wrong house*.

One-fourth of our nation's elementary and junior high schools now have DARE programs (Drug Abuse Resistance Education). During these 17-week courses, uniformed police officials teach children the official government line on drugs. Correct answers to policemen's questions are rewarded with small gifts and candy. Instructors encourage children to call police and turn in their

parents and friends "for their own good." What police don't tell children is that if they turn their parents in, the parents will be immediately arrested, the children may be placed in foster homes, and their homes can be confiscated under civil forfeiture laws. The exact content of DARE is secret. Instructors refuse to let parents see teaching manuals or sit in on classes.

A particularly disturbing trend is the rapid expansion of local, state and federal civil asset forfeiture laws. In complete defiance of the Bill of Rights, these laws enable government agencies to confiscate cash, cars, homes and businesses *without indictment, trial or conviction*. Totally innocent people and those accused of minor offenses are losing everything they own. In the last three years, police in Volusia County, FL (near Disney World) have seized over \$8 million in cash and property from motorists stopped for minor traffic violations. In New York City alone, 10,000 cars a year are seized and sold by the city, which keeps the revenue. Over \$644 million in property was seized in 1991; this will double to over \$1.2 billion in 1992. Once property is seized by the government, it's virtually impossible to get it back.

Every Constitutional defense against asset forfeiture is being abolished. Recently the "Justice" Dept. has taken the position that once an illegal act occurs on some property (e.g. if someone sells drugs in an apartment building, hotel or restaurant), that property belongs to the government from the moment of the illegal act, even if the owners knew nothing about it and had no involvement with the "crime" (*U.S. v. 92 Buena Vista Ave, Rumson, NJ, no. 91-781*).

The rate at which totalitarian legislation is being introduced and passed is truly mindboggling. Pending federal laws include:

- * HR 1790, which would prohibit the manufacture or sale of most independent replacement parts for cars, appliances or furniture (car repair costs alone could triple);
- * The 1992 Omnibus Crime Bill, which lists 52 acts requiring a federal death penalty, including mailing an undefined "injurious device"; and
- * The Arctic Penitentiary Act, which mandates the establishment of a U. S. prison camp (gulag) above the Arctic Circle for drug users and sellers.

Laws now being passed in the U. S. closely parallel those enacted in Germany by Adolf Hitler during the early years of his

Cont. on page 10 -- See "Police-State"

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"Police-State" -- cont. from page 8

rule:

banning of firearms, confiscation of property without due process, and the establishment of "shock incarceration centers." With millions of laws now on the books, there is not a single person in America who hasn't broken some of them. In 1991 alone the Federal Register published 67,715 pages of new federal laws and regulations each of us is required to obey. This is in addition to *over one million pages* of laws and regulation already enacted. (Remember, ignorance of the law is no excuse!) Anyone in the U. S. can now be legally accused of a crime, "detained" in jail for months or years without trial, and have all of their property summarily confiscated by the government based upon mere accusation.

If Libertarians are to serve any serious purpose in this country, in this century, we have to get very busy and very serious right now about stopping the emerging American police state. You only have three options (besides leaving the country): join the oppressors or try to become one of their buddies; meekly submit and hope you don't get unlucky or offend anyone in power; or *you can fight back!*

For those who want to fight back, you must first educate yourself about new and pending laws. Even I found it hard to believe how vicious and totalitarian some of the new laws are. Next you must inform others. Start with issues on which you will get substantial public support. Most Americans don't endorse confiscation of the assets of innocent people, banning independently manufactured auto replacement parts, and prohibiting doctors from performing tests in their offices. Each of us can make a tremendous difference by talking to our friends, writing and FAXing legislators (state legislators in particular get very little mail), getting on local talk shows, and starting letter-writing clubs.

The current disgust with the failing economy and rising crime, along with disdain for politics as usual, creates a tremendous opportunity for Libertarians. To communicate our ideas effectively, we must befriend our neighbors and quickly become salesmen for liberty. This article is a call to arms: We must stop the emerging American police state NOW, before it's too late.

(This article is a slightly edited version of an article in World Freedom Bulletin, newsletter of the International Society of Individual Liberty, 1800 Market St., San Francisco, CA 94102, 415-864-0952.)

ROHRABACHER: LIBERTARIAN TRAITOR IN CONGRESS

Spy magazine has uncovered what many Libertarians already knew: that U. S. Rep. Dana Rohrabacher (R-Huntington Beach) used to be a libertarian anarchist before he went to Washington, first as a Reagan speechwriter and in 1988, as a congressman.

The magazine unearthed the lyrics of some songs Rohrabacher performed in 1980 to an audience of libertarian-types. Some examples:

*You can't legislate my morals,
Or anything I do
I can have my pot, or have my girl
Because I'm not screwing you.* and

*I'm Jack Webb and I patrol the gay bar
I trap 'em in the act, and show 'em my star.
So if you get robbed while I'm on my beat
At least you're not being bothered by a queer in the street*

Rohrabacher, who is rumored to have written a libertarian position paper on repealing drug laws back in the '70s, is now a top drug warrior. While not part of the religious right, he now says he is anti-choice on abortion and makes a big stink over a minute but "flashy" part of the federal budget: subsidies to "obscene" artists. Once a pentagon basher, he now defends top-heavy defense spending. He was elected in 1988 primarily because a campaign visit and endorsement by Lt. Col. Oliver North put him on the political map.

Gene Berkman, recently the Libertarian candidate in the 43rd Congressional District in Riverside, reports that he was present when Rohrabacher took LSD at Disneyland in 1970. The congressman also reportedly used marijuana and hashish. He has neither admitted nor denied past drug use, but said that "I don't think any mistake I made in my personal life as a young person is anybody's business but my own." We assume he is a friend of fellow Orange County Republican Congressman Robert K. Dornan, who has been scoring Bill Clinton for "youthful" marijuana smoking, draft dodging, and Moscow traveling.

Many libertarians were hopeful when Rohrabacher first won his seat, but now we know that he has completely sold out any libertarian principles he once had. Perhaps these principles will come back to haunt him someday -- and hopefully because he abandoned them, not because he once held them.



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