

things in the most effective way; that due process can be guaranteed; that penalties are consistent; to determine if penalties should be tougher or more moderate; to reduce the time needed to complete the investigation, and to project a more positive image regarding the enforcement process." This discussion of due process, Senator Hefner, occurred because of the bill that Nebraska passed and that others were considering relating to due process. When our bill was pending Dick Schultz criticized the bill and said the Legislature should stay out of the NCAA's business. We passed the bill anyway and now he is telling the NCAA they need to respond to that. When it comes to this aid and other conduct by the NCAA in enforcing its rules, if you turn to page 6, you will see an article by Larry Guest, a columnist for the Orlando Sentinel, and this is what he says in discussing a book titled Undue Process about the NCAA. "In an exhaustive and landmark investigation of the investigators, Author Don Yaeger, a former Tallahassee bureau chief for Jacksonville's Florida Times-Union, documents in chilling detail what many of us have long suspected. The bungling NCAA is an arbitrary vindictive organization, just as its power-mad founder, Walter Byers so calculatingly intended. Undue Process should be required reading for every NCAA member, most of whom seem to be unaware of just how high-handed the help is in running their business." In the second column of this article, it gives an example of a coach. He had come to this country from Yugoslavia seeking what he thought was freedom. Do you know what heinous crime he committed that caused the NCAA to go after him to the extent of giving him a nervous breakdown? This is a quote from the article. "Using the cavalier ploy of interpreting its own sketchy notes during unrecorded interrogation, NCAA investigators branded Marist Assistant Basketball Coach," and I can't pronounce his name, "J-o-v-i-c-i-c, who had left Yugoslavia to become a free American, as an unethical liar after he came clean in a second interview about the heinous crime of buying hamburgers and soft drinks for three new players who had just arrived from Europe." That is the rule that you say is fair. That is the NCAA that you say you agree with. You were correct when you said you hadn't followed very closely what they had done because I know your standards of fairness, Senator Hefner, are much higher than this. I know you are more concerned about proper treatment of coaches and players. The NCAA has not been fair to anybody, and the case that I had attached,...

SPEAKER BAACK: One minute.