

# California Freedom

June 2006

The official publication of the **Libertarian Party of California**

## After 7 Long Years, Victory at Last!

By **Steve Kubby**

Former Candidate for Governor

**W**ith your help, we have snatched victory from the jaws of defeat.

I'm pleased to tell you that it has now been five weeks since I was released from the Placer County Jail, where I spent 23-hours-a-day in lock-down, serving 62 days in "protective custody." My crime was the possession of a mushroom stem, used as an exhibit in one of my books, and some tiny peyote buttons left by someone in our guest bedroom.

Most readers know I was in jail for an unjust conviction that followed a politically-inspired investigation of me in 1998, while I campaigned as the Libertarian candidate for governor of California.

I chose to fight on behalf of the many qualified patients who were devastated by unfair prosecutions, and did not have the resources or resolve to face their persecutors. For seven years now, I have stood up for the rights of sick people who benefit from the medicinal properties of this healing herb. By speaking out, I incurred the wrath of those in power who believe medicinal marijuana is a hoax, and that my advocacy threatened their way of life. We've lost everything to the drug war, including our home and car. We must literally start over from scratch.

We've paid a high price for

• **Steve & Michele Kubby (right)**



• **Above: Kubby waves to supporters at the State Capitol. Left: Attorney Bill McPike and activists advocate for Kubby.**

freedom, but we are Libertarians and it is worth it.

• See **Kubby** page 6

## Olivier Says Bonds Will Create More Problems for Calif.

**A**rt Olivier, Libertarian candidate for Governor, says there are better ways to improve the state's infrastructure than with the \$37.3 billion in bonds the legislature is putting on the November ballot.

— Published May 7th in California Chronicle



**T**he California Legislature is putting the largest public works bond package in history on the November ballot. Art Olivier says the bonds are unnecessary and burdens the state with massive debt.

"The \$10.4 billion education bond is unnecessary as school construction in new developments are already funded by development fees" said Olivier, the former mayor of Bellflower. "Most of the remaining school

construction would not be needed if only children that are here legally were enrolled."

Olivier says that all school construction should be built using the California Uniform Building Code. "The depression era *Field Act*, which makes school construction prohibitively expensive, should be

• See **Olivier** page 6

**We've paid a high price for freedom, but we are Libertarians, and it is worth it.**

As a Libertarian, I chose to uphold the *Constitution* and the *Bill of Rights* and fight back.

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## The Libertarian Perspective Turns One

by **Richard Newell**

Chair, Media Relations, LPC

**O**n May 16, 2006 the 52nd issue of *The Libertarian Perspective* was published. This marks a full year of uninterrupted weekly publication.

I'd like to thank to our team of volunteers, including the eight authors and two editors who've made this all possible. Most have been with us from the first issue.

Joe Cobb's excellent column on Health Savings Accounts helped set the standard for quality that these columns have endeavored to meet. We've had columns on reducing and simplifying taxes, oversized state budgets and eliminating eminent domain abuse. We've covered housing prices, increased personal responsibility and ethics, choice in education, free trade and that's not close to all.



Photo: Elizabeth C. Brierly

Our authors wrote seminal articles on the role of government in (extending) disasters, ending the drug war, the right to

keep and bear arms and same gender marriage. Of course, along this journey we covered various California bills and initiatives.

Our current team consists of distinguished libertarian writers **Joe Cobb, Fred Foldvary, Ron Getty, Anthony Gregory, Tibor R. Machan, Lawrence Samuels, Thomas M. Sipos, and Adam B. Summers. Jacquelyn Estrada** edits with **Dan Minkoff** filling in as back-up editor and occasional guest writer.

Thanks also go to those writers who wrote one or so columns. **Aaron Starr** recruited the initial team and launched this project. I manage the

weekly affairs well as being involved in production.

Part of my job also includes posting the finished columns to the [www.CA.LP.org](http://www.CA.LP.org) website and distributing them to over 2100 California reporters and editors.

The goals of *The Libertarian Perspective* are to publish libertarian op-eds about timely issues of interest to the public. We do this while discussing Libertarian solutions to the problems facing California today. These solutions demonstrate real-world, good governance while moving public policy in a libertarian direction.

We offer practical solutions, not rosy

• **Jacquelyn Estrada, edits *The Libertarian Perspective*. For photos of the current team of writers see page 7.**



**To earn the respect of the media, the columns are available every week, like clockwork.**

visions of some far off, ideal world that does not exist.

Another goal of *The Libertarian Perspective* is providing content our LPC website visitors. We also seek to influence the members of the media these are sent to. We hope to make them receptive to our candidates and future press releases.

One aspect of earning the respect of the media is that the columns are available every week, like clockwork.

• See **One Year** page 7



## California Freedom

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### California Freedom

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#### SUBMISSION DEADLINES

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- September 2006: Due 7/20/06

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## FROM THE CHAIRMAN

I have some exciting news.

If you haven't received it already, soon you'll receive a letter from **Kate O'Brien**. Kate serves as an elected Libertarian on the Rancho Simi Recreation and Park District.

I believe Kate has become one of the best elected officials around, Libertarian or otherwise! I realize I could be a little biased—she happens to be my girlfriend of nine years—but I do have some objective evidence.

Kate has been elected to public office twice, and while that's an accomplishment in and of itself, she won her reelection campaign in 2004 with



the largest margin of victory in history for this office.

Now Kate is being recruited by Simi Valley voters to run for City Council in 2008. They like her as a person, and as a legislator.

All this has happened because she is an elected official today.

And Miss O'Brien is an elected official today because of our massive candidate recruitment effort in 2000, also known as *Operation Breakthrough*. *Operation Breakthrough* took a lot of money and hard work, but the results were well worth it.

Kate O'Brien is an important part of our 'farm team'. Voters like to see Candidates who have experience in public office. Their attitude is one of 'promoting' successful legislators. But, if we want more opportunities

like this to emerge, we need a bigger team.

That's why you must read her letter as soon as you get it.

A friend from college once told me the best definition I ever heard for the word "luck." *Luck is where opportunity and preparation meet.*

We have an opportunity to

elect more Libertarians to office this year, but it's going to be up to you whether we can afford to do the *preparation* needed to go forward.

Your commitment will make this possible.

Are you feeling lucky?

– Aaron Starr  
Chairman

## Convention continued from page 8

Congress, Illinois District 2. With a reputation among his constituents as a coalition builder, Williams is deeply concerned with domestic issues affecting the American family, education, energy, environment and economic development.

**Tonie Nathan**—As the first Vice-Presidential candidate

of the Libertarian Party, Ms. Nathan received the first Electoral College vote ever awarded to a woman in the history of the United States. She founded the Association of Libertarian Feminists. Nathan was the first Media Relations Director of the Libertarian Party where she generated national interest in the Party.

California-born **Krist Novoselic** was a founding member of the rock band Nirvana and is one of rock music's most politically-minded musicians. In 1995, Novoselic founded JAMPAC (Joint Artists and Music Promotions Political Action Committee). Novoselic's work with JAMPAC helped Seattle club owners find ways to host all-ages music events.

**Megan Dickson** is an 8th grader at Friends Christian School in Yorba Linda. Megan searched for a political party that sought a return to a constitutional form of government and found the LP. She will give a persuasive speech about libertarianism.

**More Details:** Check-in for the Convention will open on July 1st. Platform Committee meetings will begin on June 29th, and the LNC will hold a meeting on June 30th.

If you are member of the Platform Committee, ByLaws Committee, or the LNC, arrange to arrive in Portland on June 28. Delegate credential registration opens at noon on June 30. All other attendees should try to arrive on June 30 as conference registration opens at 9 a.m. and the first business session begins at 9 A.M.

Select packages admit attendees to special events. To register, choose the package that best suits you and register online. If you have additional questions or would like to pay over the phone or by mail, simply call 1-800-Elect-Us.

## Springing into Spring!



## FROM THE EXECUTIVE DIRECTOR

Your LPC Headquarters is jumpin'!

Now that tax season is over, our MVV (Most Valuable Volunteer) **Monica Kadera**, is back in the office on a regular basis. Monica handles all our accounting and bookkeeping needs. Thanks to Monica, your County receives their monthly membership-sharing funds. She also processes all the monthly pledges from our loyal supporters—a huge thank you to them as well! Monica is a full time mother and CPA, so we thank her family as well.



• **Monica Kadera processes your payments and cuts the checks which keep the lights on at the State Executive Office. Kadera, a CPA from Tujunga, is also running for the Board of Equalization.**



Your Chairman, **Aaron Starr**, is paying for our new office manager *out of his own pocket*. That

person is Elected Libertarian, **Kate O'Brien**. You may e-mail Kate at [kate@CA.LP.org](mailto:kate@CA.LP.org). Kate is handling the myriad of day-to-day office tasks that had previously taken up so much of my time. Aaron hired her to free me up to concentrate on *Operation Breakthrough*.

As you may know, *Operation Breakthrough* is Aaron's plan to elect as many Libertarians as possible to local offices. This is a huge undertaking we have already started implementing it.

*Operation Breakthrough* has been very successful in the past, and we plan on repeating and improving on that success.

One of our new volunteers, **Ali Martin**, is busy compiling a list of all the offices up for election in November. After that, we'll compile a list of Libertarians in each district who're high-propensity voters. We'll contact Libertarians about the offices up for election in their district, encouraging them to run. Once we have our candidates, we'll be in frequent contact to assist with their campaigns.

All of that costs money—hey, Freedom isn't free! **Don**



Photo: Dave Ruprecht

• **Kate O'Brien covered for Dave Ruprecht while he was out of the office in April and is now working part-time at State Party Headquarters.**

**Cowles**, a new member of our Executive Committee, has been an incredible help to me with the fundraising.

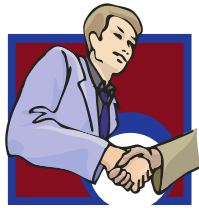
By now, I hope you've received a letter from Kate, a twice-elected Libertarian, asking for your support. When you see that envelope marked "Don't send any money" please read it and respond as soon as possible.

All in all, it's an exciting, fun and very busy time for us here at Headquarters.

If you'd like to participate, please call me at (877) 884-1776.

– Dave Ruprecht  
Executive Director

• See **Convention** page 3



# Welcome Aboard!

**A**fter a hiatus from publishing names of new members while we reorganized our database, the LPC would like to give a big welcome to members and subscribers who joined since October 2005. We hope to get better acquainted with all of you at your regional LP events, and perhaps even at the National Libertarian Party Convention in July.

<b>Alameda County</b>	Matt Apalategui ..... Santa Maria Donn Coenen ..... Grass Valley Nicholas Hodulik ..... San Francisco Jonathan Yaste..... Santa Clara
<b>Fresno County</b>	Daniel Bernardino..... Fresno
<b>Los Angeles</b>	Pamela Brown Anderson ..... Northridge William Batterton ..... Monica Berndt..... Los Angeles Manuel Leiva Jr. .... Panorama City Suzi Chen Raymond ..... Los Angeles
<b>Orange County</b>	Gazi Abousari..... Orange Gene Barker .....Anaheim John Briscoe ..... Jonathan Butcher..... Douglas Cable, M.D. Huntington Beach Ronald Cameron ..... Ryan Cobb .....Dana Point Erik Haven.....Irvine Kelly Hemmingsgaard..... Bryan Lacy..... Guy Lamunyon ..... A.E. Landes.....Balboa Janice Marsolek..... Laguna Woods Roger Myers ..... Randal Oakley .....Laguna Hills Thomas Rossi ..... Joseph Sims..... Huntington Beach Peter Wipperfurth... Huntington Beach
<b>Riverside County</b>	Ruben Caballero..... Corona
<b>San Bernardino</b>	Louis Fabin .....Twentynine Palms
<b>San Diego County</b>	Andrew Bourdon..... San Diego Christopher Boyer.....Santee Chris Calvi ..... San Diego D.H. Colon .....Bonsall John Dastrup ..... San Diego Jacob Fear ..... San Diego Merry Lusk..... San Diego Brian McMahon ..... San Diego John Mitchell..... Carlsbad Michael Moran..... San Diego Patricia Pawlowski .....El Cajon T. Matthew Gribben..... Redwood City
<b>San Mateo County</b>	
<b>Santa Clara County</b>	Nicole Desporges..... Campbell

## Convention

*continued from page 2*

The convention will be held at the Hilton Portland & Executive Tower. There is on-site parking available for \$18 per day. A ride from the airport in a taxi costs approximately \$25, and \$1.60 on the light rail.

If you are interested in giving convention planner Terry Quick a hand, please e-mail Terry at [terryq@entco.com](mailto:terryq@entco.com).

Says LP Executive Director

Shane Cory, "If you want to take part in the election of LNC members and other convention business, or if you just want to see how a true political party works, take the time to register today."

For more convention details, and to register online, go to [www.LPCConvention.org](http://www.LPCConvention.org). ●

– Excerpted from the May 2006 issue of *LP News* and the LP web site.

## LPC Executive Committee

# Meeting Report: New Goals, Resolutions, and New Member Database



by Daniel Wiener  
Secretary, LPC

**T**he Executive Committee of the Libertarian Party of California held its quarterly meeting on May 6th in San Jose, and it turned out to be a very busy and productive session.

There was an extensive discussion of priorities, and five major goals were established for 2006: (1) Elect local Libertarian officials through *Operation Breakthrough*, (2) Follow-up with elected Libertarian officials, (3) Voter registration, (4) Student recruitment and organizing, and (5) Fundraising.

**Kevin Takenaga** demonstrated the new LPC membership database, which is still a work-in-progress, but is already being utilized by the LPC office staff. County membership information will be e-mailed to county chairmen on a monthly basis until the database is ready for direct, on-line access.

The Executive Committee voted to oppose Proposition 81, the library bond measure on California's June ballot. The state convention had already passed a resolution expressing opposition to Proposition 82, the "Pre-school for All" initiative.

**Ted Brown** reported that we have sixty-five partisan candidates on the ballot, with the possibility of adding several more through write-ins. *Operation Breakthrough 2006* is under way, with the objective of electing more libertarians to local non-partisan offices.

A five-member Program Committee was appointed, consisting of **Bruce Dovner** as Chair, **Dan Fernandes**, **Curt Cornell**, **Brian Holtz**, and **Marty Swinney**. A convention committee will consider bids for the 2007 state convention

LPC Treasurer **Willard Michlin** has purchased a mail house business, and he has offered to donate the stuffing, stamping, sealing, and mailing activities (exclusive of printing and postage) for *Operation*

*Breakthrough* and *California Freedom*. He also provided the services of a management consultant who identified a comprehensive set of functions and committees for improving the operations of the LPC. ●

## Letters to the Editor



### Putting the Hall Before Wall

**A**s a Libertarian I'm in favor of freedom in all its forms, including legal immigration. The primary problem in the immigration issue is not immigrants. Can Americans blame other human beings for wanting more freedom? What if immigrants' motivation is not so much freedom as it is finding streets paved with gold at taxpayers' expense? I submit this is a problem, not radically different from Americans that have come to view milking taxpayers as an 'entitlement.'

Illegal immigration hype has recently produced a flurry of surveys where entitlements-related questions have been raised. So called entitlements are a big issue for citizens, legal immigrants, and illegal aliens alike. To argue that reliance on government handouts is only a problem for those who don't pay taxes is to miss the greater issue.

When Americans demand fewer government handouts for themselves, lower taxes allow greater support for private charities. Private immigration societies of yesteryear efficiently assisted immigrants while they promoted the American dream. Immigrants desiring freedom

and the willingness to work hard to make it continue to make America great.

Even a free country needs to maintain a 'hall' where people can enter. Ellis Island is the most notable American example. This system is needed to provide protection against disease, criminals, and 21st century terrorists. Legitimate applicants can apply, then enter only if they pass these tests and pledge allegiance.

When legal immigrants enter, let them find well-funded, efficient private charities if needed.

Once established here, legal immigrants should be expected to honor their oath.

With charities well funded and a properly run immigration system, government will be less ominous for citizens and legal immigrants alike. Government walls should only prohibit those that cannot—or refuse to—pass the legitimacy test. (A wall keeping out undesirables isn't like the Berlin Wall for that wall kept desirables in.)

To promote freedom, to welcome and assist legal immigrants, to nurture loyal citizens, every American needs to work to end government handouts in favor of private charity.

– Steve Owen Scheiderer  
Morgan Hill



Look for the latest from the LPC on the Web at [www.CA.LP.org](http://www.CA.LP.org)

### What's YOUR Story?

See YOUR viewpoint in print right here at *California Freedom*. Send us your comments, photos, reports on local libertarian events, or tell us about how government policies affect your line of business.

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# Anger at the Gas Pump

by Dan Fernandes

Region Rep, LP of L.A. County

Major media have been kicking big oil companies around lately. According to TV and radio's Bill O'Reilly, oil companies are subsidized by government, protected from competition, and have enough market pricing power to raise prices by fiat in order to make excessive profits, and pay fat bonuses to "greed-head" top executives, because with gasoline, "We have to buy it," says Bill. It's enough to make you angry, isn't it?

The only problem is, none of these accusations are true. Far from being subsidized, energy is our most taxed economic sector, providing tax revenue which is second in amount only to the personal income tax. All the so-called subsidies O'Reilly refers to are reductions in the industry's tax burden, not actual subsidies. In spite of those tax reductions,



the tax burden in a gallon of gasoline is about three times the profit.

An uncompetitive market? Unlike airlines and steel, domestic oil companies have no protection from foreign competition (such as Shell and BP), and rising players such as Valero support the fact that our energy market is highly competitive.

## The tax burden in a gallon of gasoline is about three times the profit.

Too much pricing power? If the oil companies had pricing power, why did they let the price of gasoline dip below a dollar a gallon in 1998? The fact is, the law of supply and demand controls the price of gasoline, and oil companies are as powerless as consumers (and government) to change that. Oil companies, like all companies, simply price their product to maximize their profits. That is the same price that balances supply with demand, which is why markets work so well.

Excessive profits? Oil company profits averaged 7.7% of sales in year 2005, which is slightly below the average for all U.S. industries. Yet the news media love to talk about "record profits", and quote

percent increases from the year 2002, a record low profit year. Year-to-year percent changes in profit can be used to mislead. For example, If profits become zero in any one year, then any profit in the next year would be an infinite percent increase! It happens all the time in airlines and steel.

Do we have to buy gas? Obviously not everyone does, because demand goes down as the price goes up, proving that price is the most efficient allocator of resources.

Fat bonuses to executives? Yes, but those bonuses come out of the pockets of stockholders and other employees, not customers, which makes it no concern of customers. Fat bonuses are present in many industries, including media. Why isn't Bill O'Reilly kicking Michael Eisner around?

## The case against oil companies doesn't hold water.



So the case against oil companies doesn't hold water, but that won't stop "greed-head" politicians from taking advantage of public anger and ignorance by slapping on another "excess profits" tax, just when we need profitable oil companies to expand production. ●

DAN FERNANDES is region representative for the Libertarian Party's Los Angeles County-East San Gabriel Valley. He is also serving on the LPC Program Committee. He ran for California State Senate in 2004.

*"If those senators really wanted to help people out, how about jumping on that bandwagon to eliminate the 18.4-cent a gallon federal gas tax for the summer?"*

- Neal Boortz  
Libertarian talk show host

Submitted by  
Paul Blumstein of Los Angeles

*"If there is anything worse than partisan demagoguery, it is bipartisan demagoguery.*

*Republican leaders have now joined the Democrats in blaming the oil companies for the fact that prices rise when demand expands more than supply."*

- Columnist Thomas Sowell

## Primary Election 2006 Calif. LP Slate Card

### Statewide Offices:

Governor..... ART OLIVIER  
Lieutenant Governor..... LYNNETTE SHAW  
Secretary of State..... GAIL LIGHTFOOT  
Controller..... DONNA TELLO  
Treasurer..... MARIAN SMITHSON  
Attorney General..... KENNETH WEISSMAN  
Insurance Commissioner. DALE OGDEN  
U.S. Senator..... MICHAEL METTI



### Board of Equalization:

BOE 1..... KENNITA WATSON  
BOE 2..... WILLARD MICHLIN  
BOE 4..... MONICA KADERA

### U.S. Congress (listed by district):

CD 2	E. KENT HINESLEY	CD 32	LELAND FAEGRE
CD 3	D. A. "ART" TUMA	CD 35	PAUL IRELAND
CD 4	DAN WARREN	CD 36	MIKE BINKLEY
CD 6	RICHARD FRIESEN	CD 37	HERB PETERS
CD 7	CAMDEN MC CONNELL	CD 40	PHILIP INMAN
CD 8	PHILIP BERG	CD 46	DENNIS CHANG
CD 9	JAMES EYER	CD 48	BRUCE COHEN
CD 14	BRIAN HOLTZ	CD 49	LARS GROSSMITH
CD 25	DAVID ERICKSON	CD 50	PAUL KING
CD 26	TED BROWN	CD 51	DAN LITWIN
CD 28	KELLEY ROSS	CD 52	MICHAEL BENOIT
CD 29	JIM KELLER	CD 53	ERNIE LIPPE

## Other LP Candidates Running for State Offices

### State Senate:

SD 4	TONY MUNROE	Chico
SD 6	ALANA GARBEROGLIO	Antelope
SD 20	PAMELA BROWN	Northridge
SD 22	MURRAY LEVY	So. Pasadena
SD 26	BUD RAYMOND	Los Angeles
SD 28	PETER DE BAETS	Los Angeles
SD 36	JOSEPH SHEA	Ramona
SD 38	BRIAN KLEA	Oceanside
SD 40	JESSE THOMAS	Chula Vista

### State Assembly:

AD 1	THOMAS REED	Cloverdale
AD 4	MICHAEL MURPHY	Rocklin
AD 6	RICHARD OLMSTEAD	Petaluma
AD 10	JANICE BONSER	Carmichael
AD 11	CORY NOTT	Concord
AD 24	LIONEL SILVA	San Jose
AD 25	MICHAEL DELLORTO	Mokelumne Hill
AD 29	JONATHAN ZWICKEL	Fresno
AD 38	PEGGY CHRISTENSEN	Granada Hills
AD 41	CONRAD FRANKOWSKI	Woodland Hills
AD 42	COLIN GOLDMAN	Sherman Oaks
AD 43	STEVEN MYERS	Los Angeles
AD 44	BARRON YANAGA	So. Pasadena
AD 49	LAURA BROWN	San Gabriel
AD 51	MARTY SWINNEY	Inglewood
AD 59	JILL STONE	Monrovia
AD 72	BRIAN CROSS	Orange
AD 73	ANDREW FAVOR	Laguna Niguel
AD 75	EDWARD TEYSSIER	San Diego
AD 77	RICHARD BELITZ	La Mesa
AD 78	GEOF GIBSON	San Diego

## Official LPC Positions

### Proposition 81

No

California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2006.

### Proposition 82

No

Preschool Education. Tax on Incomes Over \$400,000 for individuals; \$800,000 for Couples. Initiative Constitutional Amendment and Statute.

Photo: M. L. Brown



• Libertarians know that high gas prices reduce the use of gas-guzzlers like this Hummer, whose demand was driven in part by silly tax laws, and that the free market will eventually allocate fuel more efficiently.

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or E-mail: Advertising@CaliforniaFreedom.org

■ Election 2006

# Libertarians Oppose Prop 82

by **Laura Brown**

Teacher, Candidate for Assembly

Appearing soon on your June ballot is Proposition 82, which would create a publicly funded, voluntary preschool program for four-year-olds, to be paid for by a tax on individuals earning more than \$400,000 per year.

Libertarians oppose this measure on several principles. First and foremost, we oppose a tax increase on anyone, whether they are high income or low income. We already have tax receipts pouring into the state



Photo: Ted Brown

that exceed projections by \$5 billion due to stock gains, home sales, and business profits. Another tax increase, of any kind, is ludicrous.

The legislative analyst estimates this program will start at a cost of more than \$2 billion, but we know how quickly state programs outrun their estimated costs. Libertarians believe preschool is a choice, not a right, and that those parents who believe it is beneficial for their children should pay for

it themselves, as they do now. This program is voluntary when it starts, but there's no saying it wouldn't become mandatory in the future.

## Libertarians believe preschool is a choice, not a right.

Proposition 82 creates a whole new level of bureaucracy to recruit and train preschool teachers and set salaries. We've seen what an effective job California's existing public

schools bureaucracy has done with education—the proponents of this measure concede that California ranks 45th out of 50 states in reading. Do we really want to put these same bureaucrats in charge of preschool children?

The opponents of this initiative make a good point when they say in their argument: "Let's improve K-12 schools before we spend \$2.4 billion on an unproven new preschool bureaucracy."

Just take a look at the way this proposal is laid out in the ballot, and you'll get a picture of an impending fiscal and administrative nightmare. It takes no less than ten typed, single-spaced, 8½ by 11-inch

### Prop. 82 Summary: (from the ballot pamphlet)

Establishes voluntary preschool education for all four-year-olds. Funded by 1.7% tax on individual income over \$400,000; couples' income over \$800,000.

Fiscal impact: Increased annual revenues of \$2.1 billion in 2007-2008, growing with the economy in future years. All revenues would be spent on the new preschool program.

pages to describe how this Rob Reiner-orchestrated plan will be put into effect. But you don't have to wade through all the sanctimonious verbiage. Just vote "No" on 82 on June 6. ●

LAURA BROWN is a teacher and writer living in San Gabriel. She is the LP candidate in the 49th Assembly District.

# No on Proposition 82—Publicly Funded Preschool

by **Dr. Adrian Moore**

V.P., Reason Foundation

In California we're only a few weeks away from voting on an issue that's been hot in a number of states lately—universal preschool.

The idea of making preschool available to any family that wants it has a strong appeal for many.

But Libertarians won't be surprised at the details of how a state expands the school system, not to mention the realities of the benefits and costs of universal preschool. Like other Government programs, when you try to understand this, things get murky fast.

Reason has just released a new study showing preschool enrollment has increased from 16 to 66 percent since 1965. Yet this massive growth in preschool attendance and time spent in the classroom hasn't resulted in increased student achievement. U.S. test scores have risen only very slightly since 1970 when standardized national testing of fourth, eighth and twelfth graders began.

One factor behind preschools' failure to boost educational outcomes is something called 'fade out'. A 2006 UC Santa Barbara study found preschoolers were more prepared for kindergarten than non-preschoolers.

But, those advantages faded away by third grade and thus preschool had "limited use as



a long-term strategy for improving the achievement gap."

As my colleague Lisa Snell puts it, "We're seeing that early schooling may be immaterial to a child's later school performance..." She further said, "...the current school system, as it is structured and functioning, is unable to sustain any early gains that preschoolers might get."

"There is little factual evidence to backup claims that preschool will boost long-term learning. In fact, we are starting to see some evidence that universal preschool can be detrimental to some kids."

**We are starting to see some evidence that universal preschool can be detrimental to some kids.**



A study of more than 33,000 children who took part in Quebec's universal preschool program between 1994 and 2002 found: "Several measures

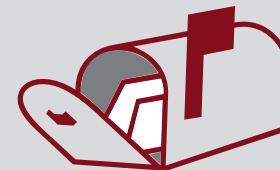
we looked at suggest that children were worse off in the years following the introduction of the universal childcare program. We studied a wide range of measures of child well-being, from anxiety and hyperactivity to social and motor skills. For almost every measure, we find that the increased use of childcare was associated with a decrease in their well-being relative to other children."

Like Quebec, Georgia and Oklahoma, the first two states to implement universal preschool, have gotten very little return on their heavy investment in early education. With universal preschool now firmly in place for years, both states scored below the national average in fourth grade reading on National Assessment of Education Progress tests in 2005. In fact, Georgia and Oklahoma ranked in the nation's bottom 10 when it came to increasing fourth grade reading scores from 1992 to 2005.

Expanding our K-12 system to pre-school is not the way to fix the problems we have with our education system. Let's focus on existing problems instead. ●

DR. ADRIAN MOORE is the Vice President, Reason Foundation, on the web at ([www.Reason.org](http://www.Reason.org)) For daily news and commentary, see Reason's weblog, *Out of Control*, <http://www.reason.org/outofcontrol/>

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## ■ Eminent Domain Watch

# Property Rights Today

by **Albert J. Segalla**  
Chair, LP of Calveras County

This article is intended to explore the definition, history and challenges to property rights in our time.

Real estate agents are taught as part of the course in Real Estate Principles that property rights consist of a "bundle of rights." These rights include the "right to own, possess, use, enjoy, borrow against and dispose of" real property.

## Wherever private property rights are respected, abundance results.

The institution of private property today is part of western culture dating back to ancient Greece and before. Property rights are linked to the concept of human liberty, supported by the Judeo-Christian concept of free will. This means human beings have, and ought to have,



Frederic Bastiat, in his writing of "The Law," exposed the fallacy of socialism in France. He reasoned the basis for all human rights can only be the rights to Life, Liberty and Property. Bastiat recognized these rights as the reason why America was so blessed.

Yet, at that time and especially during the early 20th century, the competing Socialist doctrine of 'collective rights' became highly influential worldwide, particularly in American universities and media. An example of this is Franklin Roosevelt's "Four Freedoms" speech wherein he expressed fundamental rights to be: "The first is freedom of speech...The second is freedom of every person to worship God in his own way...The third is freedom from want...The fourth is freedom from fear..."

the power to choose and be responsible for those choices.

About the time of the founding of America,

The attraction of socialist concepts was understandable prior to the collapse of the Soviet Union. Since then, however, this continued spread of socialist doctrine is phenomenal, as in every county where it has been imposed, there has been economic and social hardship including mass murder.

[Note: An excellent resource on the history of the Socialist movement in America is *Fabian Freeway* by Rose L. Martin.]

Today, the challenge to property rights still comes from the socialist camp. A glaring example of property rights abuse is the case of *Kelo v. City of New London*, which allows the taking of private property for private use under the power of eminent domain. Not so blatant is a movement called Agenda 21 being implemented by our existing governments. Agenda 21 advocates the removal of real estate from private ownership and restructuring habitation into controlled "villages". Their buzzwords include 'Sustainable Development' and 'Smart Growth'.

In summary, property rights,

## Olivier on Bonds

continued from page 1

abolished."

Olivier doesn't believe the \$2.9 billion housing bond will make housing affordable in California. Instead of bonds, Olivier suggests that government allow construction of more housing units. "High density residential is the most profitable type of real estate development and it can help solve our housing shortage. If cities relied more on property tax rather than sales tax for their revenue, they would make better land use decisions and allow more homes to be built instead of subsidizing big box retail development."

Over \$4 billion from sales taxes on gasoline has been raised since Proposition 42 went into effect in July of 2003. That money is supposed to go into transportation but

no matter if Real Estate or personal, are the basic human rights to use property in any way except to infringe on the rights of others.

Good news: wherever private property rights are respected, abundance results.

Viva Property Rights! ●

Governor Schwarzenegger spent the money on other programs. "The proposed \$19.9 billion transportation bond will waste more money on rail boondoggles and artificially high prevailing wages. If the gas tax and vehicle license fees went to expanding our freeways and legislation was written to allow private toll roads for commercial trucks, commuters would not have to deal with the day-to-day gridlock that wastes their time and gasoline" said Olivier.

"All of the California taxpayers should not be on the hook for the \$4.1 billion in flood protection for the Central Valley" says Olivier. "If property owners feel that their levees are inadequate, they can pass a local property assessment tax and require future flood zone developers to pay fees for levee upgrades."

Olivier further stated that "we should not burden our children with these massive bonds. We can fix our neglected infrastructure without new debt and the higher taxes that invariably follow." ●

Originally released May 8, 2006, by the Olivier for Governor Campaign. Reprinted with permission.

## Kubby cont. from p. 1

During my first few days of incarceration, I experienced excruciating pain, a vicious high blood-pressure crisis, passed blood in my urine, and lost 33 pounds. However, thanks to the efforts of nearly a hundred demonstrators and massive media coverage, the Placer County Jail staff became painfully aware of my situation and acted decisively to make sure I had proper medical care. To everyone's relief, we learned that Marinol is an acceptable, if not ideal, substitute for whole cannabis in treating my otherwise fatal disease.

I was fortunate that Dr. Tod Mikuriya prescribed Marinol, a synthetic form of THC, for me as an experiment. Marinol was a Schedule 2 drug when I was first arrested and was unavailable to me. Today, even though it remains very expensive, and prisoners are usually not allowed to use Marinol, it is a Schedule 3 drug and is often prescribed.

This discovery that the Marinol controlled my blood pressure was a fantastic turn of events for me, because guaranteeing a stable supply

of cannabis is expensive and dangerous. With Marinol as an acceptable replacement for whole cannabis, I can now supplement my use of medical marijuana with a prescription medicine that is widely available. This will allow me to travel and work more easily, and represents a new lease on life for me.

**"I am profoundly grateful to be alive and to have friends and supporters such as you."**

My 2006 arrest at the San Francisco airport and incarceration in Placer County were big news. Articles have appeared in the *L.A. Times*, *San Francisco Chronicle*, *San Jose Mercury News*, *Sacramento Bee* and *Fox News*, and noted by CNN. In a story carried by the Associated Press, I was described as a "medical-marijuana champion."

All this media attention represents millions of dollars of publicity in ink and TV time for the Libertarian Party and will

educate the public on some of our issues.

After seven difficult years, I can finally declare our hard-fought battle to be a victory and the mission of the Kubby Defense Fund successfully completed. This victory is largely due to members of the Libertarian Party and others who provided



• **Steve Kubby speaks at the State Capitol in Sacramento on April 23, 2006**

continuous ammunition to fight for freedom and I'm deeply thankful to you all. I'd also like to thank the San Francisco Board of Supervisors for passing a Resolution on my behalf.

Thanks to the skillful negotiating of attorney **E.D. Lerman**, I spent only a combined 62 days in jail versus the year or more that prosecutors wanted me to serve. Despite the new charge for going to Canada, I spent three weeks less in jail than I would have in 2001, when

the county did not have an early release for overcrowding.

In the seven years since my previous stay in the Placer County Jail, moreover, I found that law enforcement attitudes about medical marijuana had changed. Gone was the hostility and taunts that guards directed my way in 1999. This time they called me Mr. Kubby, and treated me with respect.

I might have stayed in jail two-thirds longer, but I was released early after receiving a personal visit from the Placer County Sheriff Ed Bonner, who commended me for my work on behalf of medical marijuana. Sheriff Bonner said law enforcement had learned a lot about medical marijuana through the course of my prosecution and said he was honored to meet me.

Finally, I must give a special thanks to the most important person in my life, **Michele**, my dear wife; she is the hardest working, most loyal woman I know. She's done everything from manage the Kubby Defense Fund, to representing me in courts in multiple jurisdictions in two countries while continuing to be a great mom. She has done so much more

Photo courtesy of Steve Kubby



• **Starchild (center) speaks on behalf of Kubby and medical marijuana to a television crew.**

then simply stand by my side. She has fought tirelessly for me and so many others. Often the stress Michele was living with was unimaginable—many times during this frequently frightening journey our children could have been taken away from us by the state. She fought hard and long to keep our family together.

Michele is finally looking forward to living a stress free life for the first time in 7 long years. Then she will consider going to law school—she certainly has more real-world courtroom experience than many practicing attorneys today! ●

Steve Kubby is available to travel anywhere in the USA or abroad to give motivational speeches on standing up for freedom. Contact Steve at [Steve@Kubby.com](mailto:Steve@Kubby.com) or call (530) 613-7730.

■ The Libertarian Perspective

# Bonds are Taxation Without Representation

by **Anthony Gregory**

Research Analyst,  
Independent Institute



**I**t has become a common cause of progressives and deficit-spending Republicans to rally their rank and file around bond initiatives. The appeal is understandable. The left gets its share of huge new government expenditures and the Republicans can act compassionate without raising taxes on their constituents.

So, the Sacramento legislators, forever conniving new ways to spend money and taking their cue from the governor,

**Many of those whose wealth is being spoken for are not old enough to vote yet.**

have put together the largest bond package in California history. Scheduled to appear on the November ballot, the bipartisan proposal promises to borrow and spend a staggering \$37.2 billion—\$19.9 billion for roads and transportation, \$10.4 billion for education infrastructure, \$4.1 billion for flood control and \$2.9 billion for new housing programs.

Gov. Arnold Schwarzenegger has been pushing bonds on the public since he came into office. The Democratic-controlled

legislature largely has gone along, approving a \$25 billion bond package in early 2004. The two parties appear more than eager to spend borrowed money, joined in a bipartisan resolve we rarely see. For politicians playing with other people's money, there's little risk in treating every new multi-billion-dollar plan as some sort of national security matter. Speaking militantly, Senate President pro tem Don Perata, D-Oakland, said the new bond plan will "help fortify California's middle class."

It appears, however, that many citizens don't understand what a bond really is. The government offers voters a chance to approve billions of dollars in new spending, but since the money is borrowed, it doesn't have to be paid back until sometime in the future. It is a tempting installment plan for an electorate accustomed to exorbitant credit card debt. Getting goodies now always seems better than waiting. Paying later is always better than paying today, and seems worth the interest premium.

Any comparison between government debt and personal debt has its problems, however. Most important, when you borrow money on your behalf, you are promising yourself to pay it back. When you borrow through government debt and bonds,

you are promising that others will help you pay it back over a period of years or decades. Many of those whose wealth is being spoken for are not old enough to vote yet. Some are not yet even born.

Here we see the foundational evil of government bonds. They are a form of taxation without representation.

The perversity comes when a politician claims that a bond package is "for the children," when in fact a large portion of the spending goes to present projects and will be financed by those very same children once they grow up and many of the projects have become obsolete. Even for long-term infrastructure plans, the immediate beneficiaries, the government contractors and the politically-connected corporations, will feed off the loot while the next

**America's founding generation revolted against the British over lesser exploitations.**

generation picks up the tab. Twenty years from now, much of the infrastructure will be dilapidated and, taking an example from their parents, the new crop of voters will likely elect to push the burden on their own children.

There are a million reasons not to approve new government spending that must be financed in the future. The political and economic effects include inflation, corruption and misallocation of resources. And who knows what needs our children will have when they grow up? Perhaps they wouldn't have accepted an extra debt of \$37.2 billion—more than \$1,000 per Californian, and that's not counting interest—as readily as today's voters.

It would be wrong to exclude women from voting and vote to raise their taxes. It would be wrong to do it to an ethnic group, or any other demographic. And it is especially wrong to do it to the children. Robbing from future generations might be easy, like stealing candy from a baby—only more effortless and in silent comfort, without even having to face the crying child. But it still is terribly wrong.

Bonds are a lien on future generations. They are taxation without representation, and taxation without representation is tyranny. America's founding generation revolted against the British over lesser exploitations. If the next generation revolts and refuses to pay up, it will be impossible to fault them. They

*The Libertarian Perspective's* op-ed columns are sent via e-mail weekly to over 2,000 news media professionals in California.

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Libertarian Party members are also welcome to join the list and receive our media e-mail missives!

might be turning their back on their parents' bad example, but they would be observing the nation's proud tradition of resisting tyrannical taxation. We can save them the trouble by declaring an Independence Day from all new government bonds, starting with California's latest ones. ●

*ANTHONY GREGORY is a writer and musician living in Berkeley. He is a research analyst at the Independent Institute, a non-partisan public policy research and educational organization in Oakland, and is a policy advisor for The Future of Freedom Foundation.*

## One Year

continued from page 1

On all accounts, *The Libertarian Perspective* has been a success. We've been published in papers and magazines large and small, from one end of the state to the other. Both general-interest newspapers like the San Francisco *Examiner* and special industry publications like the L.A. *Business Journal* have carried us.

Our op-eds have been linked to from all around the country, and republished on websites as far away as Serbia. We've earned the respect of newspaper editors across the state, some of them have publishing several of our columns.

We're very proud of the volume of work we've created. In

			
<b>Joe Cobb</b>	<b>Fred Foldvary</b>	<b>Ron Getty</b>	<b>Anthony Gregory</b>
			
<b>Tibor Machan</b>	<b>Lawrence Samuels</b>	<b>Thomas Sipos</b>	<b>Adam Summers</b>

**THE LIBERTARIAN PERSPECTIVE** **Current Writers**

fact, *The Libertarian Perspective* columns represent over half the content of the state party's website.

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*The Libertarian Perspective*. I hope to bring you even greater success in the years to come. ●

*RICH NEWELL is the Media Relations Chairman for the LPC.*

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# Who You'll Hear at National Party Convention



- **This year's convention theme, "Uniting Voters," highlights the recent trend of American voters to break away from the two major parties. The LP is offering a new home to these "dislodged voters."**

organization dedicated to fighting government corruption. He will speak at two convention events—the breakfast meeting for members of the LP Torch Club and the closing banquet.

Farrell has experience in military intelligence, including three tours of duty in Germany and one tour at Supreme Headquarters Allied Powers Europe. He was also a civilian contractor to the defense and intelligence communities and is now a member of the State Department's Overseas Security

- **July is the ideal month to visit Oregon. The 9-mile ride from the airport to the convention hotel is less than \$2 on the light rail.**

Advisory Council. He has written articles and lectured on both government corruption and intelligence matters.

BBC correspondent **Andrew Neil** will be participating in several events including the Chairman's Dinner and the Closing Banquet. Neil is the founding chairman of Sky TV, has served as publisher of *The Scotsman*, editor of *The Economist*, and editor-in-chief of the *Sunday Times*. The true source of Andrew Neil's international appeal goes beyond his diverse credentials and style. It stems from his uncanny foresight.

World leaders want to know what Neil thinks. CEOs want to get inside his head. Andrew



Photo: Portland Visitors and Convention Bureau

## Libertarian Party of California

14547 Titus St., Suite 214  
Panorama City, CA 91402

# California Freedom



## Kubby Free at Last!

Former Libertarian candidate for Governor of California, Steve Kubby, embraces his wife, Michele. During a seven year battle with heavy-handed law enforcement, Michele has run the Kubby Defense Fund, served as a lawyer in the courts in two countries, and raised their two daughters, while Steve stood up for his constitutional rights. See full story starting on page 1.

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Neil does more than predict the future. He nails it.

### Floor Speakers include:

**Judge John Buttrick** is a Superior Court judge in Maricopa County, Arizona. He served on the Libertarian National Committee from 1997 to 2000, and has also served as chairman of the LP's Platform Committee. Buttrick's speeches at the recent Libertarian State

Leadership Alliance conference in Phoenix were highlights of that conference, as he spoke about the unique challenges presented to a Libertarian in public office.

**Rev. Anthony W. Williams** is Pastor of St. Stephens Lutheran Church in Chicago, and is a Libertarian candidate for U.S.

- See **Convention** page 2

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