The Weather

day—Sunny, high in low to mid s, low in upper 50s to low 60s, lance of rain is near zero. Thurs y—Sunny, high in low to mid 28s. sterday—Temp. tange: 80-65; 3 n. Air Index: 25. Details on B7.

The Washington Post

ORGATOR

Top Issues on

GI Drug Search

Oil, Sinai Plan Hill's Agenda

By Spencer Rich
Washington Post Staff Writer
President Ford's new Sinai peace plan and the old
controversy over decontrolling oil prices will be the
issues of overriding urgency when Congress convenes
today after its month-long August recess.
Although Senate Majority Leader Mike Mansfield (DMath.) antimula verdenty to home of the inspirate to

Is Upheld

By Timothy S. Robinson

By Timothy S. Robin

Public Employees Get High, Low Pay Is Outlined

San Prancisco police offi-cer, SI836 a year, New York City sanitation worker, Signature of the control of the Housing authority laborer, \$37.5 an hour; federal government press officer, \$50, Figures like these are common newspaper fare these days. Coupled with docum of cities and states, they suggest at disease in the public sector caused by

Military Stalls **Lisbon Shift** In Leadership

LISBON, Sept. 2—Growing anti-Communist sentiment within the military today forcet a delay in the installation of former Prime Minister Vasco Goncalves as chief of staff of the armed forces and of Vice Adm. Jose Pinheiro de Azevedo as prime minister.

Meanwhile, army and air force officers met to purge pro-Communist from their brancher' delegations to the Armed Forces. Movement's Armed Forces. Movement's to be held Friday.

Although President Francisco da Costa Gomes issued a statement criticitaing a high-ranking air force officers at tack on Goncalves, the president Grant Costa Gomes issued a statement criticitaing a high-ranking air force officers at tack on Goncalves, the president Grant Goncalves as appointed to last Friday when he was removed as prime minister.

Coppellion to that specialist Communication of the same force of the cost of the same force of the same f

Plan to Avert

N.Y. Default

Is June 19 of the profit of the relatively feeble wording used by the President.

Notation of the profit of the p

Teachers' Contract Agreed On

Negotiators for the Prince George's County School board and a teachers union reached agreement on a new contract yesterday as schools in Washington's suburbs completed first day classes with no problems.

Details on Page BI

Israeli Parties Back Agreement

The Israel-Egypt interim agreement on the Sinai Peninsula received strong endorsement from Israel's major political parties yesterday, and indications were that approval of the agreement in a Parliament vote is virtually assured.

'Happy to Be Free' Inmate Ends 'Indeterminate' Term

Washington Peat Staff Writer

BALTIMORE, Sept. 2 — nate sentence for joyriding

Roosevelt Murray, who in a stolen auto. As he left
spent nearly half his life in the prison yard today, sev-



Charlotte Learns to Live With Busing



GI Drug Search Is Upheld

By Timothy S. Robinson Washington Post Staff Writer

The Army can search sol- W diers and their belongings 8 without warrants to attempt A to control drug abuse, the U.s. b Court of Appeals ruled here a yesterday.

The decision reverses an earlier ruling by a tederar judge that had found such !! searcnes during a drug control 6 program in Europe unconstitu- P tional because they did not meet the Fourth Amendment's p requirements of a search war-h rant.

jı

The European program, which began two years ago, was allowed to continue despite that ruling, but evidence c taken in such searches could fi not be used in any punitive action against the soldiers involved.

However, yesterday's unani- U mous ruling by a three-judge refederal appellate panel said to the searches are constitutional in the military context be-fo cause of the "vital interest of the nation in maintaining the readiness and fitness of its y armed forces." Evidence taken in such searches is legally seized, and may be used against soldiers in later proceedings, the court added.

"The soldier cannot reasonably expect the Army bar- co racks to be a sanctuary like his civilian home," wrote U.S. District Court Senior Judge William Jameson of Montana, sitting as an appeals judge here in this case.

Voting with Jameson were U.S. Circuit Judges George MacKinnon and Malcolm R. Wilkey.

Attorney David Addlestone, b who brought the class action suit for the American Civil Liberties Union and the Lawyers' Military Defense Committee on behalf of 145,000 soldiers stationed in Europe, said S the ruling was a setback for groups that have been attempting to gain increased rights for servicemen.

"If the armed forces persist ci in using such crude methods [as warrantless searches], all they will do is drive young recruits away," Adlestone said. "There is in effect no review in the federal courts when 'military necessity' is invoked" as a defense by the government, he added.

The ruling by the appellate

See DRUGS, A6, Col. 2

U.S. Appeals Court Says Army Can Search Soldiers for Drugs

DRUGS, From A1

judges yesterday listed five unit and assuring its fitness to legal. main reasons why the warrantless searches are legal in not as a punitive measure. the military, but said none of them alone would justify the searches being ruled constitutional.

The five factors cited by the judges:

- drug abuse in the armed forces, which the judges said "poses a substantial threat to the readiness and efficiency of our military forces."
- styles between the military lower "expectation of privacy" available to a member of the enlisted man," the judges said. armed forces.

illegal drugs as a means of | fective military force," they accomplish its mission," and

- The drug inspections apusers.
- to "guard the dignity and pri-• The increased incidence of vacy of the soldier insofar as practical" in its regulations concerning the searches.

"With the advent of the allvolunteer Army in recent years, the armed forces have • The difference in the life-improved conditions of military life by providing greater and civilian personnel and the benefits and a broader scope tional. The appeal followed. of individual freedom to the

"Nevertheless, the fact re-• The primary purpose of mains that discipline and fitsuch searches is to "ferret out ness are prerequisites of an ef-

protecting the health of the added in ruling the searches

The Army began its drug search program in Europe after Congress had ordered pear to be the "most effective treatment of armed forces permeans" of identifying drug sonnel who were drug addicts or alcoholics. GI rights groups • The Army has attempted opposed various parts of a treatment program that followed, and filed suit in federal court here in April, 1973.

U. S. District Court Judge Gerhard A. Gesell ruled in January, 1974, that the warrantless searches were not justified by military necessity and therefore unconstitu-

Attorneys familiar with the case said yesterday that an appeal of yesterday's ruling was unlikely.