

## **THE REPUBLICAN PARTY OF LANE COUNTY, OREGON**

### **STANDING IN OPPOSITION TO THE PROVISIONS IN THE NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012 WHICH AUTHORIZE MILITARY DETENTION AND TRIAL OF U.S. CITIZENS AND LAWFUL RESIDENTS IN DIRECT VIOLATION OF THE UNITED STATES CONSTITUTION AND THE OREGON CONSTITUTION AND BILL OF RIGHTS.**

**WHEREAS**, on Dec. 15, 2011, on the 220th anniversary of the Bill of Rights, the United States Senate passed the Conference Report to House of Representative bill H.R. 1540, the "NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012 (NDAA),"

**WHEREAS**, on Dec. 31, 2011, President Barack Obama signed the Conference Report to House of Representative Bill H.R. 1540, the NDAA, into law,

**WHEREAS**, the NDAA contains numerous provisions repugnant to, and destructive of, the constitutions and Bill of Rights of the United States of America, and this state,

**WHEREAS**, the United States Constitution and the constitution of this state are infringed and/or usurped by provisions in the NDAA which authorize the application of: military force (including assassination), indefinite military detention without trial, military trial, and rendition to foreign countries and foreign entities of any person, including American citizens and lawful resident aliens, at the discretion of the President or a subordinate within the Department of Defense,

**WHEREAS**, the support in any way of a law considered unconstitutional is inconsistent with state officials' oath to support the U.S. Constitution.

**WHEREAS**, the citizens of this state, and the Republic, are entitled to protection under allegiance, and subject to the protection of the Constitution of the United States, anywhere in the world.

**WHEREAS**, Federal Judge Katherine Forrest has ruled Section 1021 of the 2012 NDAA unconstitutional,

**THEREFORE**, it is resolved that the Republican Party of Lane County reject all unconstitutional parts of the NDAA for Fiscal Year 2012 (NDAA), and in particular, regarding this resolution, sections 1021 and 1022, in contravention of the Rights of the People and sovereignty of this state and exceed the Constitution's limits of authority granted the federal government, and demand the Legislature and governor of this state by resolution direct this state's Congressional delegation to immediately commence efforts to repeal aforementioned sections, which are repugnant to the sovereign rights of the citizens of this state and are usurpations of authority by the federal government,

**BE IT FURTHER RESOLVED**, the Republican Party of Lane County supports the board of commissioners to develop and implement a policy consistent with this resolution.

**BE IT FURTHER RESOLVED**, the Republican Party of Lane County supports the board of commissioners to urge the sheriff of this county to develop and implement a policy consistent with this resolution, including interposing the sheriff's department in defense of the unalienable Rights of the People.

**BE IT FURTHER RESOLVED**, the Legislature and Governor of this state are directed, in pursuance of their oaths of office, and their duty to protect the Constitution, to enact laws prohibiting any official, employee, agent, or citizen of this state, or any other person, or of any of its subdivisions, from aiding, abetting, assisting, enforcing, or in any way supporting any official, employee, or agent of the United States Government, including any of its military forces or paramilitary forces under its direction or control, from enforcing or applying sections 1021 and 1022 of the NDAA, or any part thereof, against any person within this state, including citizens and lawful resident aliens, including by capturing or arresting such individuals, and establishing that all who violate such law be subject to criminal penalties,

**BE IT FURTHER RESOLVED**, the Legislature and Governor of this state are directed, in pursuance of their oaths of office, and their duty to protect the Constitution, to enact laws prohibiting any official, employee, or agent of the United States Government, including any of its military forces or paramilitary forces under its direction or control, or that of any foreign military or foreign entity from enforcing or applying sections 1021 and 1022 of the NDAA, or any part thereof, against any person within this state including citizens and lawful resident aliens, including by capturing or arresting such individuals, and establishing that all who violate such laws be subject to criminal penalties.

**BE IT FURTHER RESOLVED**, recognizing our oath-bound duty to defend the Constitution of the United States and the Constitution of this state, as well as recognizing the duty of "We the People" to protect our unalienable natural rights to "Life, Liberty, and the pursuit of Happiness" as alliterated in the Declaration of Independence, we, the members of the Republican Party of Lane County, Oregon hereby adopt this resolution on this 14<sup>th</sup> day of November, 2013 by the Lane County Republican Party Central Committee in session.