

FEB 04 2013

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# SENATE RESOLUTION

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REQUESTING PRESIDENT BARACK OBAMA, OF THE UNITED STATES OF AMERICA, TO INITIATE A FORMAL INVESTIGATION INTO THE CONDUCT OF FEDERAL LAW ENFORCEMENT PERSONNEL IN REGARD TO THE VIOLATION OF THE CONSTITUTIONAL RIGHTS OF, HAWAII COUNTY RESIDENT, THE REVEREND ROGER CHRISTIE.

1 WHEREAS, Roger Christie is a longtime resident of the State  
2 of Hawaii and County of Hawaii; and  
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4 WHEREAS, Roger Christie is the Reverend Minister of a  
5 church in that county that claims the right to use marijuana as  
6 a sacrament; and  
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8 WHEREAS, Reverend Christie, along with several members of  
9 his church, were arrested in July of 2010 on charges relating to  
10 the growing and distribution of marijuana; and  
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12 WHEREAS, Reverend Christie has no prior criminal record and  
13 has not been accused of any acts of violence; and  
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15 WHEREAS, Reverend Christie has been denied bail on the  
16 grounds that he is a "danger to the community"; and  
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18 WHEREAS, Reverend Christie has been held in Federal  
19 detention since July of 2010 without the benefit of trial; and  
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21 WHEREAS, Reverend Christie has actively taken the  
22 leadership role concerning the efforts to stop Hawaii County  
23 from participating in the Federal marijuana eradication effort  
24 known as "Operation Green Harvest"; and  
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26 WHEREAS, Reverend Christie has also actively taken the lead  
27 role in convincing Hawaii County voters to pass a 2008  
28 resolution directing their county police to give marijuana law  
29 enforcement the lowest possible priority; and  
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31 WHEREAS, Reverend Christie's political activities have  
32 caused annoyance and embarrassment to the Federal Government  
33 leading some Hawaii residents to suggest that his denial of bail



1 is based on his prior political acts rather than any "danger" he  
2 poses; and

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4 WHEREAS, the sixth amendment to the Constitution of the  
5 United States, says that "in all criminal prosecutions, the  
6 accused shall enjoy the right to a speedy and public trial"; and

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8 WHEREAS, the eighth amendment to the Constitution of the  
9 United States, says that "excessive bail shall not be required";  
10 and

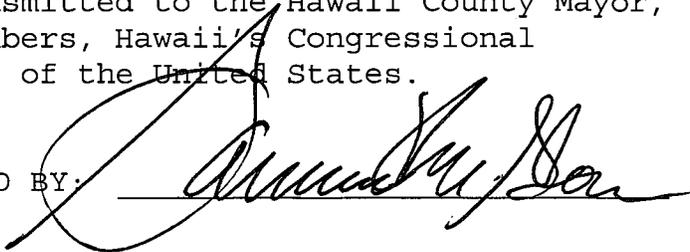
11  
12 WHEREAS, all Federal Government employees, specifically  
13 those who have acted to imprison Reverend Christie, to deny him  
14 bail, and to deny him a speedy and public trial, have taken an  
15 oath to "preserve, protect, and defend" the Constitution of the  
16 United States; now, therefore,

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18 BE IT RESOLVED by the Senate of the Twenty-seventh  
19 Legislature of the State of Hawaii, Regular Session of 2013, we  
20 believe the treatment of Reverend Roger Christie by the Federal  
21 authorities to be illegal and unconstitutional; and

22  
23 BE IT FURTHER RESOLVED that we call upon the President of  
24 the United States to uphold the law of the land, in accordance  
25 with his oath of office to preserve, protect, and defend the  
26 Constitution, by instructing the US Bureau of prisons, and any  
27 other Federal entity charged with the incarceration of the  
28 Reverend Roger Christie, that Mr. Christie is to be immediately  
29 released; and

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31 BE IT FURTHER RESOLVED that we call upon the President of  
32 the United States to initiate a formal investigation into the  
33 conduct of Federal law enforcement personnel in regard to the  
34 violation of the Reverend Christie's constitutional rights, with  
35 a goal to determine if any individuals may be held civilly  
36 and/or criminally liable for his illegal detention; and

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38 BE IT FURTHER RESOLVED that certified copies of this  
39 Concurrent Resolution be transmitted to the Hawaii County Mayor,  
40 all Hawaii County Council members, Hawaii's Congressional  
41 delegation, and the President of the United States.

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43 OFFERED BY: 

Russell Prude

Anna Thel

Amey de Bue

W.M.P.

