

FEB 04 2013

SENATE CONCURRENT RESOLUTION

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



1 WHEREAS, Reverend Christie's political activities have
2 caused annoyance and embarrassment to the Federal Government
3 leading some Hawaii residents to suggest that his denial of bail
4 is based on his prior political acts rather than any "danger" he
5 poses; and
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7 WHEREAS, the sixth amendment to the Constitution of the
8 United States, says that "in all criminal prosecutions, the
9 accused shall enjoy the right to a speedy and public trial"; and
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11 WHEREAS, the eighth amendment to the Constitution of the
12 United States, says that "excessive bail shall not be required";
13 and
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15 WHEREAS, all Federal Government employees, specifically
16 those who have acted to imprison Reverend Christie, to deny him
17 bail, and to deny him a speedy and public trial, have taken an
18 oath to "preserve, protect, and defend" the Constitution of the
19 United States; now, therefore,
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21 BE IT RESOLVED by the Senate of the Twenty-seventh
22 Legislature of the State of Hawaii, Regular Session of 2013, the
23 House of Representatives concurring, we believe the treatment of
24 Reverend Roger Christie by the Federal authorities to be illegal
25 and unconstitutional; and
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27 BE IT FURTHER RESOLVED that we call upon the President of
28 the United States to uphold the law of the land, in accordance
29 with his oath of office to preserve, protect, and defend the
30 Constitution, by instructing the US Bureau of prisons, and any
31 other Federal entity charged with the incarceration of the
32 Reverend Roger Christie, that Mr. Christie is to be immediately
33 released; and
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35 BE IT FURTHER RESOLVED that we call upon the President of
36 the United States to initiate a formal investigation into the
37 conduct of Federal law enforcement personnel in regard to the
38 violation of the Reverend Christie's constitutional rights, with
39 a goal to determine if any individuals may be held civilly
40 and/or criminally liable for his illegal detention; and
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42 BE IT FURTHER RESOLVED that certified copies of this
43 Concurrent Resolution be transmitted to the Hawaii County Mayor,



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1 all Hawaii County Council members, Hawaii's Congressional
2 delegation, and the President of the United States.

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OFFERED BY:

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