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FISCAL IMPACT REPORT

ORIGINAL DATE 2/13/07

SPONSOR Ortiz y Pino. LAST UPDATED _____ HB _____

SHORT TITLE _____ SB SJR 5

ANALYST Wilson

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY07	FY08		
	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of Bill

Senate Joint Resolution 5 petitions congress to commence the investigation of and impeachment proceedings against President George W. Bush and Vice President Richard B. Cheney.

It is resolved that George W. Bush and Richard B. Cheney by their conduct, warrant impeachment and trial and removal from office and disqualification to hold and enjoy any office of honor, trust or profit under the United States.

The secretary of state is instructed to certify and transmit to the speaker of the United States House of Representatives and the clerk of the United States House of Representatives, under the great seal of the state of New Mexico, a copy of this resolution and its adoption by the legislature of the state of New Mexico. The copies shall be marked with the word "Petition" at the top of the document and contain the original authorizing signature of the secretary of state.

FISCAL IMPLICATIONS

There is no fiscal impact.

SIGNIFICANT ISSUES

George W. Bush and Richard B. Cheney conspired with others to defraud the United States of America by intentionally misleading congress and the public regarding the threat from Iraq in order to justify a war in violation of Title 18 United States Code, Section 371.

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George W. Bush has admitted to ordering the national security agency to conduct electronic surveillance of American civilians without seeking warrants from the foreign intelligence surveillance court of review, duly constituted by congress in 1978, in violation of Title 50 United States Code, Section 1805.

George W. Bush and Richard B. Cheney conspired to commit the torture of prisoners in violation of Title 18 United States Code, Chapter 113C, the United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and the Geneva Conventions, which under Article VI of the United States constitution are part of the supreme law of the land.

George W. Bush and Richard B. Cheney acted to strip American citizens of their constitutional rights by ordering indefinite detention without access to legal counsel, without charge and without the opportunity to appear before a civil judicial officer to challenge the detention, based solely on the discretionary designation by the president of a United States citizen as an "enemy combatant", all in subversion of law.

George W. Bush and Richard B. Cheney have acted in a manner contrary to their trust as president and vice president, subverting constitutional government to the great prejudice of the cause of law and justice and to the manifest injury of the people of New Mexico and of the United States of America.

Petitions from the country at large may be presented by the speaker of the United States house of representatives, according to Clause 3 of House Rule XII; and Section 603 of Thomas Jefferson's Manual on Parliamentary Practice and of the Rules of the United States House of Representatives states that impeachment may be set in motion by charges transmitted from the legislature of a state.

DW/mt