

1 SENATE JOINT RESOLUTION 5

2 **48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

3 INTRODUCED BY

4 Gerald P. Ortiz y Pino

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10 A JOINT RESOLUTION

11 PETITIONING CONGRESS TO COMMENCE THE INVESTIGATION OF AND
12 IMPEACHMENT PROCEEDINGS AGAINST PRESIDENT GEORGE W. BUSH AND
13 VICE PRESIDENT RICHARD B. CHENEY.

14
15 WHEREAS, George W. Bush and Richard B. Cheney conspired
16 with others to defraud the United States of America by
17 intentionally misleading congress and the public regarding the
18 threat from Iraq in order to justify a war in violation of
19 Title 18 United States Code, Section 371; and

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

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underscored material = new
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1 WHEREAS, George W. Bush and Richard B. Cheney conspired to
2 commit the torture of prisoners in violation of Title 18 United
3 States Code, Chapter 113C, the United Nations Convention
4 Against Torture and Other Cruel, Inhuman or Degrading Treatment
5 or Punishment and the Geneva Conventions, which under Article
6 VI of the United States constitution are part of the "supreme
7 Law of the Land"; and

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

16 WHEREAS, in all of this, George W. Bush and Richard B.
17 Cheney have acted in a manner contrary to their trust as
18 president and vice president, subverting constitutional
19 government to the great prejudice of the cause of law and
20 justice and to the manifest injury of the people of New Mexico
21 and of the United States of America; and

22 WHEREAS, petitions from the country at large may be
23 presented by the speaker of the United States house of
24 representatives, according to Clause 3 of House Rule XII; and

25 WHEREAS, Section 603 of Thomas Jefferson's Manual on

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1 Parliamentary Practice and of the Rules of the United States
2 House of Representatives states that impeachment may be set in
3 motion by charges transmitted from the legislature of a state;

4 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
5 STATE OF NEW MEXICO that George W. Bush and Richard B. Cheney,
6 by such conduct, warrant impeachment and trial and removal from
7 office and disqualification to hold and enjoy any office of
8 honor, trust or profit under the United States; and

9 BE IT FURTHER RESOLVED that the New Mexico congressional
10 delegation be requested to cause to be instituted in the
11 congress of the United States proper proceedings for the
12 investigation of the activities of George W. Bush and Richard
13 B. Cheney, to the end that they may be impeached and removed
14 from their offices; and

15 BE IT FURTHER RESOLVED that the secretary of state be
16 instructed to certify and transmit to the speaker of the United
17 States house of representatives and the clerk of the United
18 States house of representatives, under the great seal of the
19 state of New Mexico, a copy of this resolution and its adoption
20 by the legislature of the state of New Mexico. The copies
21 shall be marked with the word "Petition" at the top of the
22 document and contain the original authorizing signature of the
23 secretary of state.