

**First Draft of the Popular Amendment**

For the people and by the People

March 16, 2008

## **Preamble**

We the people of the United States have come together in the face of great peril. In the face of the utter corruption and tyranny within our great republic, drastic measures must be brought to heal all that we hold dear. No constitution can protect a people from corruption when the corrupt dare to ignore its message and must consent to its enforcement and amendment. It is the people who grant power and the people who may take it away. Herein is the will of the people and it is a law higher than any other or the edicts of any governing body. Let the man who would stand in the path of the people's will tremble in the face of his utter folly.

## **Terms of Enactment**

In the year 2006, 80,588,000 citizens voted in the national presidential elections. This shall be used as a metric for the active voting population of the United States. Signatures shall be collected in digital and written form to this amendment and if within a five year period more than half that number of citizens gives their support this document shall be considered executed as the will of the people. At such time it shall be considered the highest law of the land, and no high congress, supreme court, or bold president may dare to strike it down in any part.

## **Article I**

The right to freedom of speech and assembly shall not be infringed upon. Any citizen who feels the need to protest or vocalize discord with the status quo may do so without need for permit, permission, or to reveal identity.

## **Article II**

No profit seeking entity that is not human, or entity that directly furthers the interests of a non-human profit seeking entity, shall be considered above the interests of a citizen. The officers of these organizations shall be held responsible for the criminal actions of these organizations as if they had committed them with their own hand with the highest degree of

malice. The people are tired of mere fines being levied and considered a cost of doing business. The people are tired of crimes committed carelessly as well. It is time for those in white collars to face responsibility for their crimes.

### **Article III**

The right of privacy shall not be infringed by any military, congress, court, police, or other body without a documented and reviewable warrant from the court. The privacy of a citizens home, transport, luggage, person, communications of all kinds, technological storage devices of all kinds, and biometric and genetic codes will all be held sacred. In addition, if it is held in wide belief that something is private it shall be protected as private.

### **Article IV**

The courts shall not be usurped in time of war. If action must be taken in a matter of security the courts will be consulted and warrants obtained with regard to citizens. If secrecy is required then the courts will be considered to have the highest level of clearance and security and shall seal the matter until they deem it no longer sensitive. If immediate action must be taken with probable cause it shall be reviewed by the court after the fact and the court shall have the authority to declare abuses to be a treason that none may pardon and no position grants immunity to.

### **Article V**

Henceforth, all federal elections will be held with only public debates and campaigning. To be eligible as a candidate for office an individual must have a petition of at least 5,000 citizens of his state and may use private funds to solicit them. However, once this petition is obtained government channels that give equal coverage to all candidates may only be used for campaigning. To this end the congress shall be tasked with establishing or utilizing a media outlet in all current popular forms of media.

Further, preventing abusive campaigning during the initial petition phase is critical. The annual incomes of the citizens shall be established by accepted means, the highest 20% of those

incomes will be discarded and the rest averaged. This is considered to represent the average income of a citizen for one year and shall be the most that may be spent to secure signatures for petition. No longer do the people wish to be ruled by a wealthy elite class.

#### **Article VI**

The United States shall engage in no undeclared wars on foreign soil. If a combat action occurs the President must notify and request permission of congress to continue within one week. Within six months congress must either give an official declaration of war per the Constitution or order the action to cease. After declaration of war congress must vote again to continue war each year.

#### **Article VII**

Congress is hereby ordered to establish within a five year period an oversight committee and government agency to manage a national currency backed by assets and territories of the United States and shall no longer employ a third party organization to do so. Never again shall the congress employ a third party organization to commence its duties, or to employ an organization with the terms 'United States', 'Federal', or 'State' in its title for any purpose.

In accordance, the United States Postal Service is to become a fully designated government agency and be seized via imminent domain. The Postal service has long been held to be critical to the function of this nation and the protections given it from competition are not appropriate to the free market of this nation.

#### **Article VIII**

Juries in criminal courts shall be advised of their right to determine if a law is just when applied to case at hand. Laws are black and white but justice is not, no law is just in every application including this one. This power of the people has been abused before and likely will be abused again, but it remains the greatest immediate power of the people to keep unjust laws in check.

## **Article IX**

No control or law shall be enforced that attempts to punish for a victimless crime. No further attempts will be made to persecute those whose only crimes are the possession or the attempt to possess a substance for personal adult use and the consenting adult use of others. Standards and regulation to assure such substances are safely produced and only purchased by adults is permitted but must allow the substance to be readily available without artificial price inflation. The people of the United States do not want our citizens imprisoned simply because they utilize forms of recreation that may be the result of poor judgment. We have been told these things erode society but the war against them has cost billions and created a dangerous criminal black market that can no longer be allowed to exist.