

Militant-State Systemic Reformation Initiative (MSSRI / misery)

The initiative represents all persons residing within the boundaries of the United States of America (contiguous and non-contiguous, all territories overseas or unincorporated, reservations and sovereign lands, and within embassy boundaries). The 28th Amendment Framework Proposal is presented out of necessity to protect persons residing in the United States from the compounded adversities inflicted by the Militant-State which has plagued the people unencumbered, infringing upon basic constitutional rights.

A Militant-State is defined as:

Any government using weapons, officers, policies, and practices to police civilians with force: physically and monetarily. With physical-force penalization (through confinement / detention / internment / imprisonment / incarceration / censorship), or monetary-force penalization (through permits / fees / tariffs / fines / seizure / censorship), or jointly, militant-policing directly and indirectly leads to death of civilians. When these practices are disproportionately administered to marginalized communities of people because of limited wealth, ethnicity, physical or mental exceptionality, gender, sex, or sexuality, disparities of wealth and opportunity is perpetuated through the militant-policing. These combined actions of the Militant-State wage warfare on human rights to growth, prosperity, and life.

The proposed policies / laws against Militant-State governance will be the first steps in managing the expansive disparities of education, healthcare, gender, sex, and sexuality, wealth, exceptional needs, housing, and environmental protections. First we must be able to live, then we will be able to enact further reform.

This is an amendment, or rather, an addition to the original constitution which already inherently protects the human rights of persons residing in this United States of American.

PROPOSAL FRAMEWORK

***United States Constitutional Amendment 28 - Limited Militant-State
Militant Infringement of Civilian Rights Bill***

Dismantle and reform all current militant and policing practices/policies within the United States of America, perpetuated by the Executive, Legislative, and Judicial branches, and fortified by law enforcement departments and agencies, which infringement upon basic rights of growth, prosperity, and life, and are based on discrimination of ethnicity, wealth, gender, sex, or sexuality, physical or mental exceptionality, and citizenship. Enact new comprehensive laws that are uniformly practiced across all villages, cities, counties, and states, with no exceptions, which does not infringe upon states' 10th Amendment Reserved Powers, but assures rights originally granted under the United States Constitution. New universal laws/policies to include without limitation:

● Dismantle all current militant policing practices/policies within the U.S. Department of Justice (DOJ), the U.S. Department of Homeland Security (DHS), and other departments, reforming all agencies within these departments, especially but not limited to the Federal Protective Service (FPS). Enact new comprehensive laws/policies uniformly practiced across all villages, cities, counties, and states, including but not limited to:

1. Rewrite and reform current Use of Force Continuum Models, including but not limited to: De-escalation Stage, and ESCALATED Situations Stage. Reforms to be voted on.
2. Ban of excessive force and lethal force practices, including but not limited to: ban of No-knock entry, ban shooting with traditional guns, ban use of assault weapons, ban Shoot-to-kill practice, ban pepper spray, ban strangulation/chokeholds, ban tear gas, rubber bullets and tanks during civil protests, ban of any other weapons of opportunity (reforming Use of Force Continuum Models), and ban lethal force for security and protection of items, property, resources, and capital (cash or liquid assets).
3. De-escalation practices BEFORE ANY form of physical interaction (reform to be the first stage in Use of Force Continuum Model).
4. Force ONLY to be enacted in ESCALATED Situations (ESCALATED Situations practices to be tiered and voted on, reforming Use of Force Continuum Models).
5. Exhaust all prerequisite options available within the De-escalation Stage BEFORE using ESCALATED Situations Stage within reformed Use of Force Continuum Model.
6. ESCALATED Situations Stage in reformed Use Of Force Continuum Model to allow tasers and rubber bullets ONLY, and ONLY as last resorts due to lethality, tiering tasers use BEFORE rubber bullets.
7. Require warning BEFORE use of EACH stage/tier involving verbal force and physical force.

8. Officers **ONLY** allowed rubber bullets **WITHOUT** metal, used **ONLY** as a last resort effort within the Use of Force Continuum Model's **ESCALATED** Situations Stage, and **ONLY** used properly (aiming away from the body first, and lastly **ONLY** at lower-extremities, never aiming at persons/animals upper-extremities/head/torso).

9. Enact practices and policies to reform officer response to animals in the care of civilians, in which lethal force is the absolute last resort following a tiered response. Practices to be voted on.

10. Reform car response practices: ban shooting at moving vehicles, ban high-speed car chases.

11. Agency repayment of **ANY** damaged property even if the person is found guilty.

12. All officers mandated to intervene if they witness use of excessive force and/or improper application of Use of Force Continuum Model, especially within the **ESCALATED** Situations Stage.

13. All officers mandated to report any excessive force they are involved with directly/indirectly/witness.

14. Reformed screening processes and policies of persons admitted to officer training programs. **ONLY** highly vetted and exhaustively tested persons may be admitted. Admittance qualifications to be voted on.

15. Rigorous and exhaustive officer training programs of 2 years minimum. Training to be voted on.

16. Regular psychological evaluation of officers with continuous diversity and sensitivity training.

17. Community Security (formerly Community Policing/Community-oriented Policing): building relationships within the community, walking the streets, etc.).

18. Mandatory officer counseling **AND IMMEDIATE** dismissal for illegal use of excessive force, and a law in place to pay for training former personnel in a new career field.

19. Immediate arrest and prosecution of all law enforcement personnel who have assaulted detained or free adults and children. Assaults include without limitation: deprivation, starvation, physical, and sexual.

20. Enactment of an irrevocable ban of readmittance upon officer dismissal. Dismissed persons may not transfer or seek employment within any other precinct/city/county/state as an officer of the law.

● Dismantle all laws, loopholes, policies, and practices that disproportionately affect/block wealth and which enforce penalties of charges (permits/fees/tariffs/fines/seizure/jail/incarceration/censorship) against persons especially of marginalized ethnic and socioeconomic groups. Enact and enforce laws that make discriminatory laws, loopholes, policies, and practices illegal and highly punishable. This includes without limitation: business/practice permits, fines (parking, tickets, etc.), seizure, bail bonds, loan interest rates, censorship, etc...

● Enact laws for equal punishment no matter the wealth of the prosecuted.

● Replace legal punishments (fines, jail, incarceration, etc.) with actual rehabilitation programs.

- Ban voting restrictions of criminally charged and incarcerated persons.
- Ban private prisons.
- All parties that have owned or profited from the use of private prisons shall have assets seized and used for the entire initiative.
- Replace U.S. Immigration and Customs Enforcement (ICE) with the Agency of Reunification and Immigration. This includes without limitation:
 1. Ban use of ICE practices, arrests, officials, facilities, and civilian border militias and citizens arrest.
 2. Ban deportation of minors AND separation or removal of minors from parents/guardians of minors.
 3. Immediate arrest and prosecution of ICE personnel who have assaulted detained or free adults and children. Assaults include without limitation: deprivation, starvation, physical, and sexual.
 4. Agency of Reunification and Immigration will find and reunite parents/guardians with their children, and enforce dismissal of all adoptive parents' rights where there are parents/guardians available.
 5. Agency of Reunification and Immigration will serve as the liaison to the U.S. Citizenship and Immigration Services, the U.S. Customs and Border Protection, and the Executive Office for Immigration Review, to ensure security and safe passage to persons during the immigration process, and assistance of return to native country of persons denied.
 6. All organizations that have funded ICE efforts shall have assets seized to be used for the entire initiative.
- Enactment of Executive US Department of Native Justice Affairs headed by each Native Tribe. Enactment of laws/policies includes without limitation that:
 1. These members will decide for and enact all initiatives.
 2. These members will each have a seat in senate and congress.
 3. These members will appoint a judge(s) to represent them amongst the US supreme court.
 4. These members will appoint representatives in each of the US Executive Departments.
 5. All Native affairs will be channeled directly to the Supreme Court.
- Enactment of Executive US Department of Repatriations and Reparations for both Native Americans and African Americans, headed by persons of those communities, funded through taxation of large Corporations.
- Revocation of government and corporation use of the Patriot Act.