

1 IN THE HOUSE

BY THE RULES COMMITTEE

2

HOUSE JOINT RESOLUTION NO. 11

3

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-THIRD SESSION

5

Relating to Military Personnel subject to foreign laws.

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WHEREAS, the members of our armed forces serving abroad,
7 their civilian components and the dependents of each, are now sub-
8 ject to the criminal jurisdiction of more than fifty countries in
9 which they may be on duty, by reason of the NATO Status of Forces
10 Treaty, the Administrative Agreement with Japan, and Executive
11 Agreements with other nations; and

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WHEREAS, these agreements penalize our servicemen for foreign
13 service by depriving them of many of the rights granted by our
14 Constitution, which they are sworn to defend; and

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WHEREAS, it is impossible for any serviceman accused of
16 transgression in a foreign country to receive a fair and impartial
17 trial because of the varying systems of jurisprudence which make
18 it impossible for him to receive the protection of all of the
19 rights and guarantees which our Constitution gives to every
20 citizen, and because of the prejudice and animosity sometimes
21 existing against our men; and

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WHEREAS, legislation has been introduced in both the Senate
23 and the House of Representatives of the United States to direct
24 the President to seek a modification of all such agreements so
25 that the United States may regain exclusive jurisdiction over the
26 members of its armed forces for all purposes, or if such a mod-
27 ification is refused, then to terminate or denounce the agreements
28 according to the terms of each.

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NOW THEREFORE, BE IT RESOLVED, that the Legislature of the

1 Territory of Alaska expresses its belief that all United States
2 service personnel stationed abroad should be tried by United
3 States military tribunals under the Uniform Code of Military
4 Justice for any offense committed on foreign soil; and

5 BE IT FURTHER RESOLVED by the Legislature of the Territory
6 of Alaska that the members of this body deplore the arrangements
7 now existing which make service in our Armed Forces abroad a
8 hazard by depriving our servicemen, their civilian components and
9 dependents of each, of the rights and guarantees of our Consti-
10 tution when they are stationed in other lands; and

11 BE IT FURTHER RESOLVED, that we respectfully urge the Congress
12 of the United States to immediately enact the legislation now
13 pending or similar legislation which will secure a modification
14 or denunciation of the provisions of the NATO Status of Forces
15 Treaty and all other agreements which surrender to foreign nations
16 criminal jurisdiction over our servicemen; and

17 BE IT FURTHER RESOLVED, that copies of this resolution be
18 sent to the President and Vice President of the United States,
19 to all Senators and Members of the House of Representatives of
20 the United States, and filed with the Clerk of the Senate and
21 the Clerk of the House of Representatives.

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