

*From The Desk of
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On March 13, 1963, \$8.00 in cash was stolen from a Phoenix, Arizona bank worker. Police suspected and arrested Ernesto Miranda for committing the theft. During two-hours of questioning, Mr. Miranda, who was never offered a lawyer, confessed not only to the \$8.00 theft, but also to kidnapping and raping an 18-year-old woman 11 days earlier. He was tried and convicted, but on appeal the conviction was over turned because he was never advised of any of his rights. His right to a lawyer before any questioning, that if he could not afford a lawyer, one would be appointed for him. His right not to incriminate himself and his right to be informed that anything that he says would be held against him. This became known as the Miranda rights.

In this present day we once again have a similar setting in which the most basic rights of an individual are being over run by a state entity in it's quest to find a guilty person. The free use of intimidation, lies, deceit, and even bribery is most disturbing. Innocent men are even now imprisoned for lengthy periods, families are broken and children are being made wards of the court under the color of law to justify the budget and broker for a greater one. Many of these families will become totally dependent on the state for their subsistence and live in poverty. All this because unqualified social workers acting as police, prosecutor and judge can and do violate the sanctity of the family without regard to the law or common sense.

Once this great state had a law on the books concerning the alienation of affections. Any individual seeking to willingly and knowingly disrupting the sanctity of a marriage could be taken to court and dwelt with in a sure fashion. Today the CPS uses the alienation of affections as a tool to disrupt/destroy the family for it's own ends. These abuses could be greatly curtailed if two simple amendments were to be added to the law.

1. A Miranda rights for families. To be given to the family before any questioning takes place so that the family could receive the proper legal aid at the beginning of the investigation and not at the end of the investigation.
2. Stronger Standards. If CPS is going to be the principle investigator (in fact or by default) they should be required to have the same accountability and training, as the detective must undergo. They should be required to possess an MS in their Social Service programs as well as an MS in the police field as well. Finally, they should possess at least ten years experience before being put into such a position of power. The stakes for both the family and the state are just too high to allow an inexperienced amateur to have that much power.

I would like to ask the Legal Services to help draft a bill to this effect. I will also be looking for a sponsor to present these bills to the legislators in both houses.

