

National Gestapo Act Slated for Passage

S-1 Bill 'Aimed Like a Rifle' at Working Class

by Don Baier

According to sources highly informed on the workings of the United States Congress, the National Gestapo Act, commonly referred to as the Criminal Code Reform Act or S-1, is close to becoming the law of the land. If S-1 is enacted, U.S. workers and their families will find themselves living in a **legally sanctioned police state**.

Under the National Gestapo Act sought by Rockefeller's henchmen Attorney General Edward Levi and National Security czar Henry Kissinger you could be:

***legally jailed for anywhere up to three to 15 years and fined up to \$100,000 on charges of 'sabotage' merely for participating in an 'unauthorized' strike in virtually any industry, and probably any strike of public workers.

***sent up for three years or more and fined up to \$25,000 for 'inciting to riot' if you attend or organize a rally or demonstration in another state thought to be a danger to persons or property, even if no actual threatening statements are made or actions committed.

***tossed in a Federal penitentiary for up to 15 years and fined up to \$100,000 for membership in a group which 'incites other persons to engage in conduct that then or at some future time could facilitate the forcible overthrow or destruction of the government' — an updating of the witchhunt law popularly known as the Smith Act.

These are only the most brazenly repressive features of a bill that one civil liberties lawyer has described as 'aimed like a rifle at movements for social change.' And yet the danger of the bill lies less in any single 'nasty' provision or group of provisions, than in what its passage would mean to the battered Rockefeller forces politically at this time.

In effect, passage of S-1 would announce to Levi and Kissinger that Congress — having heard more than enough about the criminal activities of the FBI and the NSC to put both Kissinger and Levi out of business — had instead decided to give them a carte blanche to carry on their pursuits with the blessings of the solons of parliamentary democracy. Not long after that moment, Congress would find even its vestigial usefulness as window dressing for a 1984 police regime had disappeared.

Rehabilitation or Zombie Manufacture?

S-1 is an **openly fascist bill**. This is clear to every Congressman and anyone familiar with the legislation, whether they will publicly admit to it or not. This is clearest paradoxically enough, when one examines the bill's cover story.

S-1 masquerades as a codification of existing criminal statutes, a sort of roundup and house-cleaning of various legal bric-a-brac, which contains useful 'reform' provisions. For

example, S-1 writes into law the 'liberal' concept of indeterminate sentencing, supposedly designed to allow law enforcement officials to free convicted criminals on parole at the earliest possible moment once they have been 'rehabilitated.'

Indeterminate sentencing works like this: Instead of being sentenced to, say, three to five years for a drug-pushing felony, the convict is sentenced to 'up to seven years.' Under existing law, there is no way the man could be released from prison before his three years are up, not counting time off for good behavior. Under the National Gestapo Act, however, he may be released as soon as he has convinced parole or prison officials that he will behave as they want him to behave. S-1 makes it more 'reasonable' for him to submit to mind-destroying prison 'therapy' programs in the hope of gaining an early release and more 'expensive' to refuse and risk serving the maximum. To obtain his release will he scab? Become a professional in-plant stool pigeon? S-1 gives him every incentive to do so. The primary purpose of this LEAA criminal code 'reform' is to ensure Levi and Kissinger an ever-larger supply of the zombies they are now manufacturing out of potential human beings. The slave labor principle of S-1 is already operating in embryo in Law Enforcement Assistance Administration pre-trial diversion and work-release programs.

When one considers the recent attempts on President Ford's life and the threats to Labor Party Presidential candidate LaRouche and others, it becomes equally clear that S-1 is also a tool for maintaining Rockefeller's assassination capability. In this context, it is worth noting that permanent implantation of radio receiver transmitters in the brains of paroled convicts has been proposed by Dr. Barton Ingraham and Dr. Gerald W. Smith. These devices would be monitored by a computer programmed to deliver electrical shocks to the brain, a useful technique facilitating the inducement of psychotic rage. Similiar ideas have been advocated by Dr. Schwitzgebel and Joseph Meyer, a computer specialist with the National Security Agency.

Sabotage?

The so-called sabotage sections of S-1 essentially enshrine national security as the hub of all industrial activity, and make all workers potential criminals. To commit sabotage, a worker need only 'disregard the risk that his conduct might impair...the ability of the U.S. or an associate nation to prepare for or to engage in war or defense activities' and 'damage, tamper with, defectively make or defectively repair...any defense-related facility, process or product, including the production of raw

material necessary to the support of a national defense production program.'

As practically any basic industry is 'necessary' to war-making capacity, the legislation clearly applies to all industrial workers. Note that the worker commits a crime even if not intending to simply by participating in the act of manufacturing a defective product. Given current rates of speedup, lack of equipment maintenance and the general accelerated disintegration of U.S. plant and equipment, the National Gestapo Act simply proclaims the working class guilty of the dismantling of basic U.S. industrial capacity undertaken by Rockefeller in a vain attempt to sustain payment on his debt.

The strikebreaking aspect of the sabotage sections falls under the category of 'delay or obstruction' of the industrial war effort and is clearly pointed up by an exception saying the law does not apply to 'lawful strikes.' As public employees strikes are generally illegal, and the law makes it a crime to delay or obstruct 'service of a public facility,' a teachers' picket line outside a school is sabotage. Any unsanctioned strike, especially a political strike, called by industrial workers is also subject to such a definition.

It is not necessary for the President to declare a national emergency or for the Congress to declare war to put the sabotage provisions of the Gestapo Act into effect; this is a peacetime law. Under war conditions, the penalties simply become stiffer.

S-1 also outlaws virtually any political organizing which the Federal government wishes to prohibit at any given time, through its anti-riot provisions, an update of the so-called Rap Brown Law of 1968. Under the law as presently defined it is a crime to cross state lines either in person or by mail or telephone to organize an assembly of three or more persons which results in acts of violence constituting a clear and present danger to persons or property. What that means is that it is incumbent on the government to produce evidence of some riotous word or deed; under the modifications of the Gestapo Act, it is only necessary to convince a jury that a grave danger to persons or property exists. No overt act or threat of violence is required; an ordinary loud demonstration of the sort readily observed at any political nominating convention fits the definition of tumultuous conduct deemed felonious under the law.

S(mith)-1 Act

The revival of the Smith Act in S-1 merely makes explicit what the rest of the Gestapo Act assumes — that Rockefeller and company intend to crush the Labor Party leadership of the working class as a necessary part of their drive toward a thermonuclear showdown with the Soviets. The original 1940 Smith Act, outlawing membership in the Communist Party, was only one of a series of witch hunt laws which tied up CPUSA in court for more than 15 years, draining the organization of funds and helping to create,

in coordination with the operations of the FBI during the McCarthy era, a climate of terror which drove the majority of party members to inform, retreat to their basements, or commit some equivalent form of moral suicide.

The present Smith Act update is even more sweeping than the original or its McCarthy Era companion legislation, the Mundt, Nixon Internal Security Act or the Communist Control Act. S-1 requires only that the political victim belong to a group whose actions 'could facilitate the overthrow of the government at some future time.'

Unlike the CPUSA the Labor Committees cannot be psychologically broken by terror, although Rockefeller clearly maintains the capability, at considerable political cost, to frame up and assassinate its membership. Should the working class condone the passage of S-1, that is exactly the course of action he will pursue at the earliest convenient moment.

Will It Be Passed?

At the present time, the Rockefeller strategy for passage of the S-1 is to give up provisions of the bill making it a crime for newspapers to print false information on defense matters, report classified information and other gag measures widely publicized even in the Rockefeller press as an obvious violation of First Amendment rights. In return, liberal newspapers like the Washington Post are stepping forward to endorse a 'cleaned up' version of the Gestapo Act.

Simultaneously, the exposure of Levi's and Kissinger's lawlessness in the Pike and Church committees is being used as an advertisement for S-1, to which, it is now said, amendments will be offered giving Congress the power to 'oversee' the operations of Federal police and national security agencies. Reportedly many Congressmen are now willing to go along with the upcoming 'compromise.' This is like accepting the argument that a hydrophobic dog can be brought under control if only he is given a leash and a license.

The principal opposition to S-1 now making itself heard to Congressmen is centered in a network of civil libertarians including the American Civil Liberties Union whose opposition has somewhat tainted the bill for liberals, but whose political influence in Congress is relatively slight. To guarantee that the National Gestapo Act does not become law, a full mobilization of the working class is required over the upcoming Congressional recess and last weeks of 1975.

Congress must be made to understand that if they capitulate to Rockefeller on this one, they are writing their political obituaries. They must get full briefings on how the working class is contributing funds and organizers to the Labor Party and the Labor Organizers Defense Fund to ensure that we have the political muscle to back up our warning.

If we fail, future resistance to Rockefeller in the USA will have to be conducted against Nazi criminals who have the law on their side.