

NSB - 1003

AN ACT

To

Establish a Department of Justice and Civil Security

Introduced

July 24, 2024

By Senator Aidan Kraft

Be it enacted by the National Senate of the Republic of Soundland,

Section 1: Short Title:

This Act shall be cited as the “Department of Justice and Civil Security Establishment Act”.

Section 2: Intent

The intent of this act is to establish a Department of Justice and Civil Security that will be responsible for the affairs of the enforcement of the laws of the Republic of Soundland, the administration of justice, the protection of constitutional rights and the ensurance of the civil security of the republic, of which shall include the placing of the National Police under the jurisdiction of of such department.

Section 3: Definitions

In this Act:

- (a) “The Department”, “DJCS”, or any variation thereof, unless otherwise stated, refers to the proposed executive department of the Republic of Soundland cited as the Department of Justice and Civil Security.

- (b) “Secretary” refers to the Secretary of the Department of Justice and Civil Security.
- (c) “National Police” refers to the national police agency of the Republic of Soundland by the same name.
- (d) “Civil Security” means the maintenance of public order, the protection of the public safety and the enforcement of the law, and actions and measures taken in the interest of such.
- (e) “Public Safety” means the welfare and the safety of the general public, and the protection of such.

Section 4: Establishment

There is hereby established an executive department of the government of the Republic of Soundland, to be called the Department of Justice and Civil Security, of which shall be led by a Secretary of Justice and Civil Security, who shall be appointed by the President by and with the advice and consent of the National Senate.

Section 5: Powers and Duties of the Department

- (a) The Department shall have the power to investigate and prosecute violations of national law, and shall otherwise have full power to enforce national law.
- (b) The Department shall be responsible for the protection of civil and human rights and liberties and upholding the rule of law.
- (c) The Department shall be responsible for the protection of public safety against threats.
- (d) The Department shall represent the Republic of Soundland in all legal matters of which the Republic of Soundland is a party before the courts.
- (e) The Department shall have the authority to engage in civil litigation in addition to criminal prosecution in the interest of enforcing national law and protecting constitutional rights and liberties.

- (i) The Department shall, in addition, have the power to take other civil legal actions in the furtherance of the enforcement of the laws of the Republic of Soundland and the rights of its citizens.
- (f) The Department may provide legal advice to government agencies and officials, including advice on compliance with national laws and regulations.
- (g) The Secretary of the Department may provide legal advice to the President.
- (h) The Department shall have the authority to investigate national and territorial governmental agencies, bodies, and officials.
- (i) The Secretary shall appoint persons independent of the department to investigate possible crimes or wrongdoing when they determine that criminal investigation of a person or matter is warranted and -
 - (i) That investigation or prosecution of that person or matter by the Department would present a conflict of interest for the Department or other extraordinary circumstances; and
 - (ii) That under the circumstances, it would be in the public interest to appoint an outside Special Counsel to assume responsibility for the matter.
 - (iii) Those appointed shall have a complete knowledge of relevant Soundlandian law and shall have a reputation for integrity.
 - (iv) The Secretary has the power to order an initial investigation to help inform their decision regarding appointment of a special counsel.
- (j) The Department shall have the power, in furtherance to its powers to enforce national law, to investigate domestic threats against the public safety and civil security of the Republic of Soundland, including by the means of the investigatory powers of the National Police or any other agency under its jurisdiction.

- (k) The Department shall have the power to issue grants to improve the capabilities and quality of law enforcement in the Republic of Soundland, including to public and private organizations.
- (l) The Department shall oversee the correctional processes and systems of the Republic of Soundland.
- (m) The Department shall have the power to create and enforce appropriate secondary legislation for the effective implementation of this act.

Section 6: National Police

- (a) The Department shall oversee the National Police as an executive agency under the jurisdiction of the department.
- (b) The Secretary of the Department shall have the power to appoint the Director of the National Police.
- (c) The National Police has the authority to enforce all national laws, and in addition, any applicable territorial laws, but the Department shall take precedence in all matters of jurisdiction over investigations concerning national law.
- (d) The Department may utilize the National Police to assist in its execution of all legal and enforcement actions.

Section 7: Severability

If any provision of this act, or the application of provision to any person or circumstance, is held by a court to be invalid, the remainder of this act, or the application of the provision other than those as to which it is held invalid, shall not be affected.

Section 8: Effective Date

This act shall take effect three days after the date of its enactment.