

1 and the militia.

2           Could you give me some reason why there is any need  
3 for such an exception in the Constitution?

4           DELEGATE WEIDEMEYER: Well, our forefathers, when  
5 they drew the Constitution, and I am telling you this is  
6 in the Federal Constitution, it is the exact wording of  
7 the Federal Constitution, and it has held good since  
8 the adoption of it, and I have heard no clamor for change,  
9 and ordinarily when a man is in active military service,  
10 he is subject to the jurisdiction of the military.

11           DELEGATE JAMES: Delegate Marion.

12           DELEGATE MARION: Is it not true, though, that the  
13 U. S. has an army and has a navy and has by act of Congress  
14 a system of military courts in which those offenders are  
15 punished, and we have made no such provision for that as  
16 the judicial system of this state?

17           DELEGATE WEIDEMEYER: If those cases arise under  
18 the federal jurisdiction or the military forces, of course  
19 they would be prosecuted under those federal laws, so  
20 we can make an exception without violating anything.

21           DELEGATE JAMES: For what purpose does Delegate