

1 Deity was never referred to in the first place or because
2 it has been deleted by case law.

3 DELEGATE BOYER: Delegate Rybczynski, I truly
4 don't know the answer to it. I can't say that it ever
5 has or has not been in any previous constitution. I see
6 Delegate Sickles rising. I wonder if he could clarify it.

7 THE CHAIRMAN: Delegate Sickles?

8 DELEGATE SICKLES: It is my understanding the
9 current Constitution requires one who takes an oath must
10 believe in the existence of God, but as a result of the
11 Torcaso case this was held to be unconstitutional. Some-
12 body is shaking their head.

13 THE CHAIRMAN: Delegate Henderson?

14 DELEGATE HENDERSON: I would like to ask, right
15 along the line that has been suggested here, whether the
16 Committee has the view that the non-believer, one who does
17 not believe in God, which was the Torcaso case, would be
18 permitted to assume office without taking this oath?

19 DELEGATE BOYER: I have an answer to that, but
20 I am going to yield if I may, Mr. Chairman, to Delegate
21 Blair, who was the Chairman of this Subcommittee.