

The Chair recognizes Delegate Schneider.

DELEGATE SCHNEIDER: Mr. Chairman, at this time I would like to offer Amendment 1 to Amendment No. 8 which I hope has been distributed. After the word "militia" in line 3 of Amendment No. 8 add the words "and other members of the military of this State."

This I think would clarify that we are not —

THE CHAIRMAN: Just a second.

Is the amendment in writing?

DELEGATE SCHNEIDER: Yes, sir. I have a copy of it.

THE CHAIRMAN: Just a second.

The Chair believes the motion is not in proper form inasmuch as Amendment No. 8 has already been adopted. Your amendment should be to amend Committee Recommendation GP-1 as amended. May your motion be restated in that form?

DELEGATE SCHNEIDER: This was originally the way I had intended. I did not intend originally an amendment to the amendment, but for convenience sake I referred to line 3 of Amendment No. 8, rather than spell out all the language.

At this time I move that we amend the adopted section or the so-far amended section of Committee Recommendation GP-1 so that after the word—this is difficult because I do not now what line it is going to be on when it comes out in print.

THE CHAIRMAN: May the Chair state the amendment for you?

DELEGATE SCHNEIDER: Please do.

THE CHAIRMAN: I take it the amendment is to amend Committee Recommendation GP-1 by inserting after the word "militia" in the last sentence of the Recommendation as amended, the words "and other members of the military of this State."

Is that your amendment?

DELEGATE SCHNEIDER: Yes, sir; that is my amendment.

But I am not wedded to the wording of this amendment.

THE CHAIRMAN: Is the amendment seconded?

*(The motion was duly seconded.)*

THE CHAIRMAN: Who seconded it? Delegate Hutchinson seconded it.

You may speak to the amendment.

DELEGATE SCHNEIDER: Though I am not wedded to the wording of this amendment, it seems to me that we had better spell out clearly that we are not limiting the power of court martial to the militia. I still do not believe the militia necessarily incorporates the Maryland national guard, or that the Maryland national guard in all facets is the militia. It seems to me that the Maryland national guard in training time might be just the Maryland national guard and not the militia, and we ought not remove their right to court martial.

THE CHAIRMAN: The Chair recognizes Delegate Morgan.

DELEGATE MORGAN: Mr. Chairman, a parliamentary inquiry. Is not the effect of this amendment to amend an amendment that has already been agreed to?

THE CHAIRMAN: The point of order is well taken, but the Chair incorrectly advised Delegate Schneider in telling him that the motion that he wanted to make could be made either after the motion to reconsider had carried or at this time.

If the point of order were pressed, I would have to rule in your favor, but I think it would be unfair to Delegate Schneider.

Delegate Henderson.

DELEGATE HENDERSON: Mr. Chairman, might I raise another point of parliamentary procedure? Since the whole subject matter of the article which is under consideration deals with the militia, is it in order to undertake to legislate or deal with other subject matter? In other words, is it germane to the subject under discussion?

THE CHAIRMAN: I take it that your question is whether the phrase "other members of the military of this State" refers to militia. The Chair is not clear what is meant by the phrase "other members of the military of this State."

I would say that the only military of this State could be the militia. I would, therefore, rule the amendment germane.

Is there any further discussion?

Delegate Wheatley.