

The Public Safety Article Review Committee notes, for consideration of the General Assembly, that while the officers' ranks for the Army, Marines, and Air Force are identical, the Navy's and Coast Guard's are different. Subsection (c)(2) of this section requires the individual to have had a grade higher than captain. The third ranking officer for the other branches is a captain; while for the Navy and Coast Guard, it is a lieutenant. A captain in the Navy and Coast Guard is the sixth ranked officer comparable to a colonel in the other branches.

Defined term: "National Guard" § 13-101

13-602. OATH.

A COMMISSIONED OFFICER OF THE ORGANIZED MILITIA SHALL TAKE THE FOLLOWING OATH OF OFFICE:

"I,, DO SOLEMNLY SWEAR THAT I WILL SUPPORT AND DEFEND THE CONSTITUTION OF THE UNITED STATES AND THE CONSTITUTION OF THE STATE OF MARYLAND, AGAINST ALL ENEMIES, FOREIGN AND DOMESTIC; THAT I WILL BEAR TRUE FAITH AND ALLEGIANCE TO THE SAME; THAT I WILL OBEY THE ORDERS OF THE PRESIDENT OF THE UNITED STATES AND OF THE GOVERNOR OF THE STATE OF MARYLAND; THAT I MAKE THIS OBLIGATION FREELY, WITHOUT ANY MENTAL RESERVATION OR PURPOSE OF EVASION, AND THAT I WILL WELL AND FAITHFULLY DISCHARGE THE DUTIES OF THE OFFICE OF IN THE NATIONAL GUARD OF THE UNITED STATES AND OF THE STATE OF MARYLAND UPON WHICH I AM ABOUT TO ENTER, SO HELP ME GOD."

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 65, § 19.

The former reference to "subscrib[ing] to" an oath is deleted as included in the reference to "tak[ing]" an oath.

13-603. EXAMINATION.

(A) SUBJECT OF EXAMINATION.

EACH INDIVIDUAL APPOINTED AS AN OFFICER SHALL PASS THE TESTS THAT THE GOVERNOR REQUIRES ON PHYSICAL, MORAL, AND PROFESSIONAL FITNESS.

(B) METHOD OF EXAMINATION.

THE GOVERNOR SHALL APPOINT A BOARD OF THREE COMMISSIONED OFFICERS FROM THE UNITED STATES ARMY OR AIR FORCE OR THE NATIONAL GUARD TO CONDUCT THE EXAMINATION REQUIRED BY SUBSECTION (A) OF THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from the second sentence of former Art. 65, § 21 and, as it related to examination, the first sentence.

In subsection (a) of this section, the former statement that "this article shall not apply to any person hereafter" appointed an officer unless the person passes a test is deleted as surplusage.