

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 43

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1
2 RELATING TO THE MILITARY DIVISION; AMENDING SECTION 46-1103, IDAHO CODE, TO
3 PROVIDE THAT FOR CERTAIN PURPOSES MEMBERS OF THE IDAHO MILITARY SHALL BE
4 CONSIDERED TO BE IN A DUTY STATUS AT ALL TIMES.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 46-1103, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 46-1103. PERSONS SUBJECT TO THE CODE. The Idaho code of military jus-
9 tice applies to all members of the Idaho military not in federal service
10 when they are in or lawfully ordered to be in a duty status and to all mem-
11 bers of the military forces of any other state when in or ordered to be in a
12 duty status while they are assigned or attached to any command within the
13 Idaho military, unless jurisdiction has been exclusively reserved by the
14 other state's general court-martial convening authority, and at any time
15 any of the aforesaid members engage in activities which tend to bring dis-
16 credit upon the Idaho national guard or disrupt the good order and discipline
17 thereof. For purposes of section 46-1177, Idaho Code, members of the Idaho
18 military shall be considered to be in a duty status at all times.