

1 court but a junior officer would be subject to the  
2 military, not to impeachment.

3 THE CHAIRMAN: Now the next sentence.

4 DR. BARD: All impeachments shall be tried  
5 by special tribunal of 15 judges appointed by the Senate  
6 from among the judges of the various state courts. We  
7 spent a good deal of time in connection with who should  
8 try the actual indictment after the indictment had  
9 takenplace. For a while we thought about the Senate  
10 and thought that wouldn't be good. We hit upon this  
11 tribunal. I am going to ask Congressman Miller to tell  
12 us why you felt so strongly in connection with this  
13 tribunal. We have run it up to 15 now.

14 MR. MILLER: We were embarrassed by the  
15 possibility that we might have a general assembly of one  
16 body. If that was the case, it would be undesirable  
17 to have them initiate an impeachment and then try it.

18 So, starting with that premise -- and some  
19 of the states refer to a special court -- suppose the one  
20 man you want to impeach is a member of that court. So  
21 we thought of a solution. I don't say it is the best