

penalties. Any enlisted man of the Maryland national guard, on conviction of any of the offenses mentioned in section 62 of this article, may be sentenced to be dishonorably discharged, reprimanded, and if a non-commissioned officer, reduced to the ranks or fined to an amount not exceeding \$50.00, or to all or either of such fines and penalties. No excuse shall be valid for any absence from assemblies except *bona fide* absence from the city or place where such assemblies are ordered, illness of member (such as would prevent attention to ordinary pursuits) or sickness in family requiring his personal care and presence; provided, however, that the court may, in its discretion, excuse his absence for any other reason satisfactory to it. No excuse will be valid for absence from annual inspection except illness of member, such as would prevent his attendance, or illness in family requiring his presence and personal care.

Service of summons to appear before a court-martial shall be made by delivery to and leaving with each delinquent a copy thereof or by reading it to him, or by leaving a copy at his last known place of abode or business, or by mailing to him a copy directed to his last known place of abode or business. The officer or enlisted man serving such summons shall, if required, make a return thereof containing the time, place and manner of such service, which may be verified by oath before any commissioned officer. Such certified returns shall be as good evidence on the trial of such person so summoned of the facts therein stated, as if such officer or enlisted man had testified to the same before the court-martial on such trial.

1908, ch. 103, sec. 65.

64. The commanding officers of the several regiments and separate organizations of the Maryland national guard shall appoint courts-martial in accordance with the regulations made by the governor for the trial of offenses and the imposition of fines prescribed in sections 62 and 63 of this article, and the offender shall be entitled to a hearing before the court-martial so constituted. Upon the finding of any such court-martial imposing any of said fines, and upon the approval of the findings by the officer appointing the court, the fine or fines so imposed shall be and become at once payable, and in case any officer or enlisted man upon whom a fine has been imposed in accordance with the provisions of this section shall fail, refuse or neglect to pay the fine so imposed upon him within ten days after he shall have been notified thereof, the said fine may be collected in the name of the State before any justice of the peace having criminal jurisdiction in the county or city where the delinquent resides, in the same manner as other fines for offenses against the general police regulations of the State are collected, upon the certificate in writing of the proper commanding officer setting forth the findings of the court-martial and his approval thereof, upon the production of the said certificate before the said justice of the peace; and the arrest and production of the offender before the said justice of the peace, the said justice shall forthwith