

dollars, nor less than one dollar; and no militia fine shall be remitted, in any case, except by the officer authorized to approve and accept a satisfactory excuse, or who ordered the court martial that imposed such fine, or the governor of the state, who may remit any militia fine at his pleasure.

Remitting fines.

SEC. 4. *And be it enacted*, That it shall be the duty of the commissioned officers of each company, battalion, squadron, regiment, brigade and division, of militia of this state, respectively and severally, to report themselves, by mail or otherwise, to the adjutant-general of this state, on or before the first day of November next, who shall record such of said reports in his office, as may be received by him on or before that day; and every commissioned officer of the militia of this state, who shall not report himself on or before said day, shall be deemed, and by the adjutant-general be recorded, as having vacated his office and forfeited his commission; and the governor and council shall then, or soon afterwards, appoint and commission suitable persons, being citizens of the United States and of this state, to fill the vacancies hereby occasioned, or which shall otherwise exist or happen; and there shall be appointed and commissioned, one adjutant-general and one quarter-master-general, in the militia of this state; to each division of said militia, one major-general, and two aids-de-camp, with the rank of major, one inspector of, and one quarter-master of division, to each brigade, one brigadier-general, with inspector, to serve also as a brigade major, and one quarter-master of brigade, to rank as majors; to each regiment, one colonel, one lieutenant-colonel, and one major, and a regimental staff, to consist of one adjutant and one quarter-master, to rank as lieutenants; one paymaster, one surgeon, and one surgeon's mate, one chaplain, one sergeant-major, one drum-major, and one fife-major; to each extra battalion, or squadron, one major, and the same staff officers as a regiment hath; to each company of infantry or riflemen, one captain, one first lieutenant, and one second lieutenant; to each company of artillery, one captain, and two lieutenants; and to each company of cavalry, one captain, and two lieutenants; and, whenever the office of major-general, brigadier-general, colonel, lieutenant-colonel, major, captain, or lieutenant, shall be vacant, the officer next in rank shall exercise the command, and perform the duties thereof, until the vacancy shall be supplied.

Officers to report themselves by 1st November.

Record thereof.

Office vacated if neglected. Governor and council to commission.

Others to be appointed. General staff.

Regimental officers.

Extra battalion officers.

Company officers.

Case of vacancy. Duties to be performed by the next in grade.

SEC. 5. *And be it enacted*, That out of the militia of this state, enrolled as in this act directed, there shall be formed for each battalion, at least one company of riflemen, or light infantry; and that to each brigade there shall be at least one company of artillery, and four troops of horse.

Proportion of riflemen.

Of cavalry. Of artillery.

