

pleted, and if it shall appear to said officers, or a majority of them, that the said commanding officer or paymaster of said regiment has failed to comply with any of the provisions of this act as required of him, and as contemplated by this section, they shall without delay report the same to the officer competent to order such court martial as the case may require; and it shall be the duty of said officer forthwith to order such court, which shall have power to cashier or fine the delinquent as aforesaid a sum not exceeding five hundred dollars if he should be found guilty of having made any dishonest or improper use of the money belonging to the regiment as aforesaid, and if any officer shall neglect or refuse to comply with any of the duties required of him by this section he shall be fined a sum not exceeding one hundred dollars, in the discretion of such court martial as the case may require.

Penalties.

Recovery of fines.

SEC. 65. *And be it enacted*, That if any sum or sums of money collected under or by virtue of the provisions of this act, be not paid over conformably thereto, the same shall and may be recovered by action of debt in Baltimore county court, in the name of the state, for the use of the regiment for whose benefit the same was collected, and it shall be the duty of said court to render judgment at the first term after action brought, and from such judgment there shall be no appeal.

Brigade expenses.

SEC. 66. *And be it enacted*, That the necessary expenses of each of the said brigades, accruing under the provisions of this act, shall be paid in equal portions by the regiments composing the same, by written orders from the several commanding officers on their respective paymasters.

Brevet officers.

SEC. 67. *And be it enacted*, That the commanding officer of any regiment may, on any vacancy occurring in his staff, brevet any person to fill said vacancy, or he may appoint a brevet officer to any company of his regiment which may be without company officers, in consequence of death, resignation, disqualification or other cause; *Provided*, that the said commanding officer shall immediately thereafter notify the governor and council of the same, and such brevet officer shall have and exercise all the powers incident to his office in as full and ample a manner as if he was commissioned, until he shall be superseded by a commissioned officer.

Grade of officers.

SEC. 68. *And be it enacted*, That all staff officers shall rank agreeably to the regulations of the army of the United States, and may be taken from the line without impairing their rights in the same.

Band of music.

SEC. 69. *And be it enacted*, That it shall and may be lawful for the commanding officer of each regiment, to form and organize a band of musicians for his regiment, and to prescribe and alter whenever it shall appear to him proper, the uniforms of