

of the national guard, except that they shall not be counted in the aggregate force, and such commanding officer may disband such band now or hereafter established, and revoke the warrant of the band-master.

1908, ch. 103, sec. 93.

93. The duties assigned to an officer by title in this article shall devolve, in case of absence or disability to command of the officer named, upon the line officer next in rank, except as otherwise provided in this article.

See sec. 45.

1908, ch. 103, sec. 94.

94. The officers of any regiment or battalion not a part of a regiment or of the naval brigade, and members of any troop, battery, signal corps, hospital corps or field music may organize themselves into an association of which the commanding officer shall be president, and by the vote of two-thirds of all their members, formulate by-laws, rules and regulations not inconsistent with this article, and which shall conform to the system prescribed in general regulations and be submitted to the adjutant general for his approval, and when approved by him such by-laws, rules and regulations shall be binding upon all commissioned officers and enlisted men therein, but may be altered in the manner provided for their adoption from time to time as may be found necessary. This section shall not be construed to interfere in any way with any such organization now in existence or with their by-laws, if any, now in force.

1908, ch. 103, sec. 95.

95. The governor is hereby authorized to make such rules and regulations as he may deem expedient, but such rules and regulations shall conform to this article, and as nearly as practicable to those governing the United States army and the United States navy, respectively, and when promulgated shall have the same force and effect as the provisions of this article. The rules and regulations in force on March 23, 1908, shall remain in force until new rules and regulations are approved and promulgated.

1908, ch. 103, sec. 96.

96. All matters relating to the organization, discipline and government of the national guard not otherwise provided for in this article, or in the general regulations, shall be decided by the custom and usage of the United States army and navy, respectively. The provisions of this article shall not legislate out of office the officers now holding commissions.