

3. Field officers of regiments, independent battalions, and squadrons, shall be elected by the commissioned officers of their respective regiments, battalions or squadrons.

4. Brigadier generals shall be elected by the field officers of their respective brigades.

5. Major generals shall be nominated by the Governor, and appointed by him, with the advice and consent of the Senate.

6. The legislature shall provide, by law, the time and manner of electing militia officers, and of certifying their elections to the Governor, who shall grant their commissions and determine their rank, when not determined by law;—and no commissioned officer shall be removed from office but by the sentence of a court martial, pursuant to law.

7. In case the electors of subalterns, captains, or field-officers, shall refuse or neglect to make such elections, the Governor shall have power to appoint such officers, and to fill all vacancies caused by such refusal or neglect.

8. Brigade inspectors shall be chosen by the field-officers of their respective brigades.

9. The Governor shall appoint the adjutant-general, quarter-master general, and all other militia officers whose appointment is not otherwise provided for in this constitution.

10. Major-generals, brigadier-generals, and commanding officers of regiments, independent battalions, and squadrons shall appoint the staff officers of their divisions, brigades, regiments, independent battalions and squadrons, respectively.

Section 2.

CIVIL OFFICERS.

1. Justices of the supreme court, chancellor, and judges of the court of errors and appeals, shall be nominated by the governor, and appointed by him, with the advice and consent of the Senate.

The justices of the supreme court and chancellor shall hold their offices for the term of seven years; shall, at stated times, receive for their services, a compensation which shall not be diminished during the term of their appointments: and they shall hold no other office under the government of this state or of the United States.

2. Judges of the courts of common pleas shall be appointed by the Senate and General Assembly, in joint-meeting.

They shall hold their offices for five years; but when appointed to fill vacancies, they shall hold for the unexpired term only.

3. The state treasurer and the keeper and inspectors of the state prison shall be appointed by the Senate and General Assembly, in joint-meeting.