

into the military, moral and general capacity, qualifications and efficiency of any officer who has been commissioned, or who may be elected or nominated for commission in the National Guard; and said board shall have the same power to take evidence, administer oaths and compel witnesses to attend and testify and produce books and papers, and punish those failing to do so, as is possessed by a general court-martial. The said board shall convene at headquarters of the Brigade at least four times in each year if there are any candidates to be examined, said sessions to be held in the months of January, April, July and October, and at such other times and places as the convening authority shall direct; and for the Naval Brigade at such times and places as the Commander-in-Chief may direct. At least two weeks' notice of date of sitting will be given all officers ordered to appear for examination. Within twenty days after each examination said board shall make a detailed report of its results to the Commander-in-Chief, who shall thereupon revoke the commissions of all officers who have been previously commissioned on probation failing to appear, and of those failing to pass an examination satisfactory to said board; provided, that he may allow an examination to any officer who shall give him a satisfactory excuse for not appearing before said board when first ordered, and on recommendation of said board may allow a second examination to any officer failing to pass an examination satisfactory to said board. The boards so appointed shall be named for a specific term of service.

SEC. 36. All staff officers shall be commissioned by the Governor upon the recommendation of their immediate commanding officers. When the Governor desires to create new organizations he shall have power in the first instance to appoint all the officers necessary to commence and complete such organization.

SEC. 37. Officers of the line of the Brigade shall be elected as follows: The Brigadier General by the ballots of the Field Officers of the Brigade; Colonels and Lieutenant Colonels by the ballots of the other Field Officers and the Company Officers by their respective regiments; Majors by the ballots of the Company Officers of their respective regiments; Captains and Lieutenants of companies, the troop of cavalry, the battery of artillery and the Signal Corps by the ballots of the enlisted men in said respective organizations. The Captain, Commander and Lieutenant Commander of the Naval Brigade shall be elected by the ballots of all other line officers of the Naval Brigade. The division officers of the Naval Brigade shall be elected by the ballots of the enlisted men of their respective divisions.