

dered before a board constituted under this section shall be sufficient ground for a finding by such board that the officer ordered to appear be discharged.

SEC. 44. The Governor may, upon the request of the commanding officer of any organization, approved by the Brigade Commander or the Commander of the Naval Brigade, detail officers on the retired list for active duty, in which case they shall rank in their grade from the date of such detail, and he may relieve them from such duty and return them to the retired list, at his discretion.

SEC. 45. The Governor may, upon the recommendation of their commanding officers (approved by the Brigade Commander) or Commander of the Naval Brigade, confer brevet commissions on a grade next higher than the ordinary commission held by them upon officers of the National Guard in active service for gallant conduct or meritorious service. He may also confer upon officers in active service in the National Guard, who have previously served therein in a higher grade or who have previously served in the forces of the United States in time of war, brevet commissions of a grade equal to the highest grade in which they previously served. Such commissions shall carry with them only such privileges or rights as are allowed in like cases in the military and naval service of the United States.

SEC. 46. An officer who shall have been absent without leave for a period of six months or more shall be dismissed by the Governor upon the recommendation of his commanding officer.

SEC. 47. A commissioned officer shall not be removed from office without his consent, except by the sentence of a general court-martial or as provided in this article.

SEC. 48. Any man who is a citizen of the United States, or has declared his intention to become a citizen, if more than eighteen and not over forty-five years of age, able-bodied, of good character and temperate habits, may be enlisted in the National Guard of this State, under the restrictions of this article, for a term of not less than three years, except that men may be enlisted as musicians if more than sixteen years of age. No minor shall be enlisted without the written consent of his parent or guardian, if one exists. No man who has been expelled or dishonorably discharged from any military organization of the State or United States shall be eligible for enlistment or re-enlistment unless he produces the written consent to such enlistment of the commanding officer of the organization from which he was expelled or dishonorably discharged, and of the commanding officer who approved such expulsion or issued such dishonorable discharge. Men who have been dis-