

said unorganized militia in his city or county as are required by the Governor, and shall forthwith forward to the Governor a list of the persons so drafted. Such force shall be forthwith mustered into the National Guard, to serve for three years unless sooner discharged, and shall be immediately assigned for duty with the units of the National Guard whose numbers are below the required number or quota.

Section XIII. Every member of the militia ordered out, or who volunteer, or who is drafted under the provisions of this article, that does not appear at the time and place designated by his commanding officer or the sheriff aforesaid within twenty-four hours from such time, or who does not produce a sworn certificate of physical disability, to so appear from a physician in good standing, shall be taken to be a deserter and dealt with as prescribed in the Articles of War of the United States.

Section XIV. Whenever any portion of the militia shall be on duty pursuant to the orders of the Governor, or shall be on duty or ordered to assemble for duty in time of war, insurrection, invasion, public danger, or to aid the civil authorities on account of any breach of the peace, tumult, riot, resistance to process of this State, or imminent danger thereof, or for any other cause, the Article of War governing the army of the United States, as well as such regulations issued thereunder, shall be in force and regarded as part of this article until said forces shall be duly relieved from such duty. As to offenses committed when such Articles of War are in force, courts-martial shall possess, in addition to the jurisdiction and power of sentence and punishment therein vested to them, all additional jurisdiction and power of sentence and punishment exercisable by like courts under such Articles of War or the regulations and laws governing the United States Army, or the customs and usages thereof; but no punishment under such rules and articles, which shall extend to the taking of life, shall in any case be inflicted, except in time of actual war, invasion or insurrection, and then only after approval by the Governor of the sentence inflicting such punishment. Imprisonment other than in guardhouse shall be executed in jails or prisons designated by the Governor for the purpose.

Section XV. The Governor and Commander-in-Chief shall have power to make such rules, orders and regulations for the enlistment, organization, discipline and equipment of the