

CHAP. 251. State, or insurrection or threatened insurrection therein, or opposition to the laws of the State, he shall be cashiered or punished by fine not exceeding five hundred dollars, at the discretion of a brigade court martial, and if the commanding officer of any company shall, on any such occasion, neglect or refuse to give orders for assembling the company to which he belongs, or any part thereof, at the direction of the commanding officer of the regiment, extra battalion, or squadron, to which such company belongs, he shall be cashiered or punished by a fine, not exceeding one hundred dollars, at the discretion of a regimental court martial; and a non-commissioned officer, offending in such case, shall be fined at the discretion of a company court martial, in any sum not exceeding twenty dollars.

Cashiered or fined
500 dollars

Company officer
neglecting

Cashiered or fined
100 dollars

Company officer
neglecting to
make lists of
persons for duty,
&c.

Fine 5 to 100 dol-
lars

General court mar-
tial

Division court
martial

Brigade C. M.

Regimental

Extra battalion

Company

Article 3.—If any captain or commanding officer of a company shall refuse or neglect to make a list of the persons notified to perform any tour of duty, or to send or convey the same to the commanding officer of the regiment, extra battalion or squadron to which such company may belong, for every such neglect or refusal, he shall be cashiered or fined at the discretion of a regimental court martial, a sum not exceeding one hundred dollars, nor less than five dollars.

Article 4.—Every general court martial, shall consist of twelve members, one of whom, at least, shall be a general officer, and none under the grade of field officer.

Article 5.—Every division court martial shall consist of twelve members, two thirds of whom, at least, shall be field officers.

Article 6.—Every brigade court martial shall consist of twelve members, at least one third of whom shall be field officers.

Article 7.—Every regimental court martial shall be composed of six commissioned officers.

Article 8.—Every extra battalion or squadron court martial shall consist of six commissioned officers.

Article 9.—Every company court martial shall be composed of one subaltern officer, one non-commissioned officer, and one private, to be appointed by the commanding officer of the company; and in case there should be no subaltern or non-commissioned officer attached to said company, then the captain shall apply to the commanding officer of the regiment, extra battalion or squadron to which he may be attached, who shall, within three days after such application, order a commissioned, or non-commissioned officer, or