

CHAP. 251

brigadier general, removing from said city, beyond the limits of Baltimore county, and any other commissioned officer removing out of the district of their brigade, regiment, extra battalion or squadron, with an intention of making a permanent change of his residence, shall, on removal, be deemed to have resigned his commission, and it shall be the duty of the commanding officer of the regiment, extra battalion, or squadron that he commanded or to which he belonged, to make such vacancy known to the Adjutant General, as soon thereafter as possible, that the vacancy thereby occasioned, may be supplied by the Governor and Council.

Deemed to have resigned

Duty to report such vacancy

Private removing or volunteering

Still liable to duty

Until he produces certificate

Penalty for quitting company

All resignations must be 30 days prior to inspection day

Notice of resignation required

Sec. 29. *And be it enacted*, That if any militia man shall remove out of the company district in which he is enrolled, into another district, or shall become a member of any unformed company, he shall continue subject to all the duties that might be devolved on him in the district from which he removed or was enrolled, until he produces to the commanding officer of said district, a certificate of the commanding officer of the district into which he shall have so removed, or from the commanding officer of said uniform militia company, stating that he had been enrolled in his district, or admitted into his uniform company; and no person shall be permitted to leave his company, except in the case aforesaid, or unless he shall remove out of the city of Baltimore, or the limits of a brigade, or unless commissioned in some other corps, without the consent of the commanding officer, under a penalty not exceeding twenty dollars, in the discretion of such court martial as the case may require; which fine shall be collected and paid over by the sheriff of the proper county, as other fines are directed to be by this act.

Sec. 30. *And be it enacted*, That all resignations of commissioned officers shall be made through the Adjutant General, and at least sixty days prior to the regular days appointed in this act for the inspection, drill, or making any annual enrolment or draught, of the district militia or uniform corps, to which such officer belonged, except in cases of removal; and that otherwise no officer shall be considered as having resigned, except those who shall neglect to report themselves as directed in the fourth section of this act; and every officer who may resign, shall immediately notify the commanding officer of his company, battalion, squadron, regiment or brigade, as the case may be, of his resignation, that the officer next in rank may be charged with the