

CHAPTER 259.

CHAP. 259.

An act supplementary to the several Militia Laws of this State. Passed Mar. 10, 1841.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That in every case where it is made the duty of any officer of the militia of this State, by any act or acts of Assembly now in force, to make a division, brigade, regimental or company return to the adjutant general of the State, and such officer or officers may have omitted to make such return when the same last became due, it is hereby made the duty of the adjutant general to issue an order, and have the same published three times in one newspaper in the county where the officer or officers reside, stating the nature of the return which has been omitted to be made, and the name of the officer whose duty it was to have made it; and if there is no newspaper published in said county, then in one newspaper published in each of the cities of Annapolis and Baltimore.

SEC. 2. *And be it enacted,* That, if such return shall not be made to the adjutant general on or before the last Monday of December next, he shall certify to the Governor that such return or report has not been received; and the Governor shall thereupon revoke and cancel the commission of the officer whose duty it was to have made such report.

SEC. 3. *And be it enacted,* That, in each and every year, after the passage of this act, it shall be the duty of the adjutant general, if any report or return shall not have been received by him for two months after the same shall have become due, to certify that fact to the Governor, who shall thereupon revoke or cancel the commission of the officer who has failed to make the return; *provided always,* that whenever any officer, whose duty it shall be to make a report under the provisions of this act, shall not be able to make the same, in consequence of the neglect or refusal of any officer or officers to make such reports to said officer, as the existing acts of Assembly require, or for the want of such officers being in commission, it shall then be the duty of such officer to report the fact to the adjutant general, who shall certify the same to the Governor, which shall be deemed a compliance with the provisions of this act, and the commission of such officer shall not be revoked.

If any officer fail to make report, Adjutant General to give public notice

If not made to certify the fact to the Governor who shall cancel commission

And annually, to do the same if report be not received for two months after it became due

Proviso