

paymaster of the regiment to which said officer is attached for the use of said regiment.

Dec. Ses. 1825

49. *And be it enacted*, That if any commissioned officer shall be guilty of any breach of orders, or shall at any division, regimental or company meetings, on any other occasion in the execution of the provisions of this act, or when the division, regiment or company, to which he may belong, or in or over which he holds a command, is paraded or on duty as prescribed by this act, or in the bye-laws of any company, mis-behave, demean himself, or appear in an unofficer like manner, he shall for such offence, be cashiered, suspended, reprimanded, or fined not exceeding one hundred dollars, in the discretion of such court martial as the case may require; and the proceedings of every court martial in case of cashiering shall be transmitted to the commander in chief for his approbation or disapprobation; and if any non-commissioned officer, private or musician shall at the time of parading the company as directed by this act, or in the bye-laws of the company to which he belongs, appear drunk or disobey orders, or use any reproachful, insulting or abusive language to his officers or any of them, or shall quarrel himself or promote any quarrel among his fellow soldiers, or interrupt them in the discharge of their duty, he may be dis-armed and put under guard by order of the commanding officer, until the company is dismissed, and shall be fined a sum not exceeding twenty dollars, in the discretion of such court martial as the case may require; and if on field days or when the division or a regiment is paraded, any non-commissioned officer, private or musician, shall use any reproachful or insulting language to the commanding officer or any other officer on duty, or oppose his or their orders or promote any opposition to such orders among his fellow soldiers, he shall be dis-armed and put under guard during such parade by such officer, and he shall be tried by a court martial chosen by the commanding officer, consisting of three commissioned officers attached to the regiment to which such offender belongs, and fined a sum not exceeding fifty dollars in the discretion of said court.

Offences & penalties.

50. *And be it enacted*, That if any by stander shall interrupt, molest or insult any officer or soldier when on duty, at any time as required by this act, or by the by laws of any company, the commanding officer at the time of such offence may cause the offender to be confined for the day, and he shall also be fined a sum not exceeding fifty dollars, in the discretion of the court martial to be appointed by such officer, to consist of three members, one of whom at least shall be a commissioned officer, which court shall proceed on such trial in the like manner as other courts martial under this act; and if the like misconduct shall take place before any court martial or other court established under the provisions of this act, towards any officer or soldier or other person required to attend such court, or towards such court or any member thereof, the said court may cause such offender to be confined for the day and may fine him not exceeding fifty dollars; and the returns thereof for collection shall be made as the returns of other fines imposed by such courts.

By standers offending.

51. *And be it enacted*, That any cavalry or field officer or Brigadier General or Major General removing out of the county, or any other officer out of the limits of the city of Baltimore, with an intention of making a permanent charge of his residence, shall on such removal be deemed to have resigned his commission, and it shall be the duty of the officer next highest in grade, to make such vacancy

Officer removing—neglecting to perform duty.