

as above, either fail to appear, or to show valid cause of excuse, the fine assessed against him shall be confirmed by the court.

Record of Proceedings.

SECT. 86.—Every such court shall keep a record of its proceedings, and immediately after each session shall transmit a copy thereof, with a correct list of all fines remitted or confirmed, the names of the parties, the districts in which they reside, and the causes and amounts of said fines respectively, to the adjutant general.

Collection of Fines.

SECT. 87.—The said court shall also, and at the same time, deliver a like list of all the fines confirmed by it to the commandants of the several military districts in which the delinquents respectively reside.

SECT. 88.—The district commandant shall immediately upon the receipt of said lists proceed to collect said fines, in the same manner, and with the same penalty and costs, and the proceeds when collected, shall be appropriated to the same purpose, as hereinbefore provided for the collection of commutations by section 27.

SECT. 89.—When a delinquent can satisfy the district commandant that he has had no opportunity of appearing before the court of review, as by reason of sickness or unavoidable absence, and that he has good cause of excuse for the absence for which the fine was imposed, the district commandant may suspend the proceedings for the collection of said fine for ten days to allow such delinquent the opportunity of procuring in the mean time a hearing of his excuse by the court, the cost thereof to be paid by said delinquent, and at the end of which time, if no remission of the fine is certified, it shall be collected as above ordered.

OFFICERS.

Mode of Appointment.

SECT. 90.—All general, regimental and battalion officers, including general and regimental staff, will be appointed by the Governor, by and with the advice and consent of the senate, or by the Governor during the recess of the senate.

Captains and lieutenants by the ballots of the members of the respective companies.

The non-commissioned staff officers of the regiments shall be appointed by the colonels of the respective regiments.

Non-commissioned officers of companies shall be appointed by their respective captains, and when such companies belong to an organized regiment, the said captains shall forthwith make a return, in writing, of such appointments to the officer commanding the regiment, who shall issue warrants to said non-commissioned officers.