

*District Courts Martial.*

SECT. 116.—Any district commandant may, and whenever thereto required by the commander-in-chief, shall order a district court martial for the trial of commissioned officers of independent companies belonging to his district, to consist of three commissioned officers of such companies.

SECT. 117.—In case there should not be in any district sufficient officers eligible for said court, the commandant thereof shall certify the fact to the judge advocate general, who shall cause the requisite number to be detailed from adjacent districts to attend the same.

*Regimental Courts Martial.*

SECT. 118 —Any regimental commander may, and whenever thereto required by the general commanding, or in his absence, by the commander-in-chief, shall order a regimental court martial for the trial of commissioned officers of his battalion or regiment, below the rank of major, and of non-commissioned staff officers, to consist of three commissioned officers of such battalion or regiment.

*General Courts Martial.*

SECT. 119.—For the trial of all officers above the rank of captain, of district commandants, of all general staff officers, and of all officers, non-commissioned officers and privates, upon a capital charge, any general officer, or in his absence, the commander-in-chief may order a general court martial, to consist of not less than three nor more than five commissioned officers.

*Officers of the Court.*

SECT. 120.—A judge advocate shall, and a provost marshal may, be detailed for attendance upon a general court martial by the order convening the same. Of other courts martial, the duties of judge advocate shall be performed by the president.

*Penalty for Absence.*

SECT. 121.—Any member or officer of a court martial shall be liable to a fine of ten dollars for each day he may be unnecessarily absent therefrom, if a general court martial, and of five dollars in other cases, and for a willful refusal to attend any such court shall be liable to be reduced to the ranks and fined not exceeding five hundred dollars.

*Jurisdiction.*

SECT. 122.—Courts martial shall have cognizance of all crimes, offenses and violations and neglects of duty under the militia law of the State, or these or any future rules and orders in pursuance thereof, except absences from drill or parade.