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ARTICLE 1. If any field or other commissioned officer, at any regimental, battalion or company meeting, or any other occasion when the regiment, battalion or company, to which he may belong, or in which he holds a command, is paraded, shall appear, misbehave or demean himself, in an un-officer-like manner, he shall, for such offence, be cashiered, or punished by fine, at the discretion of a court-martial, as the case may require, in any sum not exceeding fifty dollars, nor less than five dollars; that for offences against the militia law of this state, all company officers shall be tried by a regimental court-martial, but in cases of cashiering, they may have an appeal to a brigade court-martial; all field and staff-officers shall be tried by a brigade court-martial, and all general officers shall be tried by a division or general court-martial; and that the proceedings of every court-martial, in case of sentence for cashiering, be transmitted to the commander in chief to approve or disapprove of; and if any non-commissioned officer or private shall, on any occasion of parading the company to which he belongs, appear drunk, or shall disobey orders, or use any reproachful or abusive language to his officers, or any of them, or shall quarrel himself, or promote any quarrel among his fellow-soldiers, he shall be disarmed, and put under guard, by order of the commanding officer present, until the company is dismissed, and shall be fined, at the discretion of the company court-martial, in any sum not exceeding twenty dollars, nor less than seventy-five cents.

ARTICLE 2. If the lieutenant-colonel or commanding officer of any regiment, battalion or extra-battalion, shall neglect or refuse to give orders for assembling his regiment, battalion or extra-battalion, at the times appointed by law, at the direction of the inspector of the brigade to which he belongs, when the inspector is thereto commanded, or in case of an invasion of the state, he shall be cashiered, or punished by fine, not exceeding two hundred dollars, nor less than twenty dollars, at the discretion of a brigade court-martial; and if the commanding officer of any company shall, on any such occasion, neglect or refuse to give orders for assembling the company to which he belongs, or any part thereof, at the direction of the lieutenant-colonel or commanding officer of the regiment, battalion or extra-battalion, to which such company belongs, he shall be cashiered, or punished by fine, not exceeding one hundred dollars, nor less than ten dollars, at the discretion of a regimental court-martial; and a non-commissioned officer offending in such case shall be fined, at the discretion of a company court-martial, in any sum not exceeding twenty dollars, nor less than five dollars.

ARTICLE 3. If any captain or commanding officer of a company shall refuse or neglect to make a list of the persons noticed to perform any tour of duty, and send or convey the same to the lieutenant-colonel or commanding officer of the regiment or extra-battalion to which such company may belong, for such neglect or refusal he shall be cashiered, or fined, at the discretion of a regimental court-martial, in any sum not exceeding one hundred dollars, nor less than ten dollars.

ARTICLE 4. Every general court-martial shall consist of thirteen members, one of whom at least shall be a general officer, and none under the grade of a field-officer.

ARTICLE 5. Every division court-martial shall consist of thirteen members, two thirds of which at least to be field-officers.

ARTICLE 6. Every brigade court-martial shall consist of thirteen members, all of whom shall be commissioned officers, and of such rank as the case may require.

ARTICLE 7. Every regimental court-martial shall be composed of five commissioned officers.

ARTICLE 8. Every company court-martial shall consist of one subaltern officer, one non-commissioned officer, and one private, to be selected from the company by the captain or other commanding officer of the company; and it shall be the duty of every captain or other commanding officer of a company to appoint, at each meeting of the company, a company court-martial, to try the delinquencies of such meeting, the court-martial to assemble and try such delinquencies at the succeeding meeting of the company, and the commissioned officer shall be the president of such court-martial.

ARTICLE 9. In any court-martial not less than two thirds of the members must agree in every sentence for inflicting any penalty, otherwise the person charged shall be acquitted.

ARTICLE 10. The president of each and every court-martial shall require all witnesses, in order to the trial of offenders, to declare on oath, or affirmation, as the case may be, that the evidence they shall give is the truth, the whole truth, and nothing but the truth; and the members of all such courts shall take an oath, or affirmation, which the president is required to administer to them, as follows: "You and each of you do swear, (or affirm, as the case may be,) that you will well and truly try, and impartially determine, all causes to be tried by this court, according to the rules for regulating and governing the militia of the state of Maryland; so help you God;" and the president shall take the same oath, to be administered by any member of the court-martial.

ARTICLE 11. All persons called as witnesses in any case before a court-martial, who shall refuse to attend and give evidence, shall be fined, at the discretion of the said court, not exceeding twenty dollars, nor less than seventy-five cents.

ARTICLE 12. No officer, being charged with transgressing any of these rules, shall be suffered to do duty in the regiment, company or troop, to which he belongs, until he has had his trial by a court-