

XII. And be it enacted, That each and every officer, appointed and commissioned by virtue of this act, shall, previous to their entering on the execution of their respective offices, take the following oath, or affirmation: "I, ———, do swear, or affirm, (as the case may be,) that I will be true and faithful to the state of Maryland."

C H A P. LIII. Officers to take an oath.

XIII. And be it enacted, That the state and regimental colours shall be provided by the field officers, and the drums and fifes, or bugle-horns, by the commissioned officers of companies, who shall contribute to the same in proportion to the pay they would respectively be entitled to receive if now called into actual service; and if the said colours, drums, fifes or bugle-horns, shall not be provided on or before the first day of August next, in the manner herein directed, every officer who shall have neglected to contribute his proportion shall forfeit and pay one third of a month's pay to which such officers respectively are entitled when called into actual service.

Colours, &c. to be furnished by the officers, &c.

XIV. And be it enacted, That the whole of the militia, so enrolled as aforesaid, shall, after the first day of June next, be exercised under their respective officers, as followeth; that is to say, in companies on some day in August and November, and in battalion on some day in October, after the tenth day thereof; and after the year seventeen hundred and ninety-four, the said militia shall be exercised as aforesaid, in companies on some day in the months of April and November, in battalion on some day in August, and in regiment on some day in October, after the tenth day thereof; that the captains of companies shall appoint the days and places of meeting in companies, the majors shall appoint the days and places of meeting in battalion, and the lieutenant-colonels shall appoint the days and places of meeting in regiment; on each of which days every militiaman so enrolled shall duly attend with his arms and accoutrements in good order; and the captain or commanding officer of each company is required to appoint a fit and proper person, who shall, at the end of one hour after the time appointed for the meeting of the company, battalion or regiment, call over the muster-roll of the company, noting those who are absent, and on that day shall make return in writing to the captain or commanding officer then present, of such absentees; and all the persons so absent at the time of calling over the roll, or who shall depart from the parade before duly discharged, shall be liable to the fines hereafter mentioned.

Militia to be exercised, &c.

XV. And be it enacted, That if any commissioned officer shall refuse or neglect to attend on any of the days which shall be appointed for exercise, accoutred and equipped as aforesaid, (unless prevented by sickness, or some other unavoidable accident,) such commissioned officer shall forfeit and pay a sum not exceeding six dollars per day; and any non-commissioned officer or matros in the artillery, and any non-commissioned officer or dragoon, who shall so refuse or neglect to attend on any of the said days, armed and accoutred as aforesaid, (except as before excepted,) shall forfeit a sum not exceeding two thirds of a dollar per day; and all other non-commissioned officers and privates, who shall so refuse or neglect to attend, armed and accoutred as herein before directed, (except as before excepted,) shall forfeit and pay one cent per day, unless excused for appearing without arms and accoutrements by the commanding officer of their respective companies for the day; and if they shall not attend on the several days of meeting, to be appointed as aforesaid, each and every person, so neglecting, shall forfeit and pay half a dollar per day, unless prevented by sickness, or other unavoidable accident; the names and surnames of all which persons, so incurring the said fines and penalties, (except such as may have paid the same into the hands of the captain or commanding officer of the company,) shall be duly and forthwith returned by the captain or commanding officer of each company, under his hand, together with such fines as he has received, to the lieutenant-colonel of the regiment to which he shall belong, who shall, immediately after the said returns are made to him, cause the same to be respectively recovered before some justice of the peace living near the place where the delinquents respectively reside, as in the case of small debts; and the said lieutenant-colonel shall, twice in every year, account with the

Penalty on officers, &c. for not attending, &c.