

more, shall be permitted to serve in the neighbouring regiments in Baltimore county.

1812.

16. AND BE IT ENACTED, That all resignations of company and staff officers must be made through their commanding officers of regiments or extra-battalions (as the case may be;) and all resignations of commanding officers of regiments, battalions and extra battalions, through their respective brigadiers, and at least sixty days prior to the regular field days, (except in case of removal;) and that otherwise no officer shall be considered as having resigned, which officers shall within twenty days after receiving such resignation, transmit a notification thereof to the governor and council; *Provided*, That this shall not be binding on independent corps, or where there may be no field officer or brigadier in commission.

Resignations.

*Proviso.*

17. AND BE IT ENACTED, That in all cases where a militia man may be draughted to perform a tour of duty under this act, he shall be considered as a soldier, and liable to all the duties as such, unless he shall furnish a substitute; and the commanding officer of the regiment or extra-battalion (as the case may be) to which he may belong, shall be the sole judge of the qualification of said substitute, and may receive or reject him at his discretion.

Persons draughted to perform a tour.

18. AND BE IT ENACTED, That all able bodied male white persons in this state between eighteen and forty-five years of age, shall stand their draught (except as herein excepted; *Provided*, That Quakers, Menonists, Tunkers and persons conscientiously scrupulous of bearing arms, are not to be exempt by virtue of this exemption from standing their draught;) and when any part or parts of the militia shall be draughted, or called out of the state into actual service, every person liable to draught as aforesaid, who is not a commissioned officer, shall have it in his choice, either to serve in person, or to find a sufficient person for a substitute, which said substitute shall be approved of by the commanding officer of the regiment or extra-battalion (as the case may be) to which he shall belong; but if any person not being disabled by sickness, shall neglect or refuse to serve, or find such sufficient substitute in his place within ten days after notice given to him, the commanding officer of the regiment or extra-battalion (as the case may be,) to which such delinquent belongs, shall, and he is hereby required to provide, hire or procure on as reasonable terms as may be, a substitute for such person so refusing or neglecting; and to charge such sum or sums.

Draughts, substitutes, &c.

*Proviso.*