

Dec. Ses. 1823

Penalty for neglect.

Calling the roll of officers

Returns of absentees.

Consolidated returns.

Returns—consolidated.

Penalty for neglect.

Report of absence of superior officers.

Fines for non attendance.

of his company, and if he shall neglect or refuse to do so he shall be fined a sum not exceeding fifty dollars in the discretion of such court martial as the case may require; and the said commanding officer shall forthwith cause the same to be entered in his company book, and within five days after each of said meetings, shall transmit a copy of the same, to the commanding officer of his regiment, together with a consolidated return of the strength of his company, which consolidated return shall be entered on the books of the regiment; and at the meetings directed by this act for the division review and regimental parades, the commanding officer of each regiment shall cause the names of all the regimental field and staff officers of said regiment, to be called over by the Adjutant or such person as he may appoint, who shall note those who are absent, and within two days after each of said meetings shall make return in writing of such absentees to the commanding officer of his regiment, and if he shall refuse or neglect to do so he shall be fined a sum not exceeding fifty dollars, in the discretion of such court martial as the case may require; and the said commanding officer shall forthwith cause the same to be entered in his regimental book, and within ten days after each of said meetings shall transmit a copy of the same to the commanding officer of the brigade to which he belongs, together with a consolidated return of the strength of his Regiment, which consolidated return shall be entered on the books of the brigade; and it shall be the duty of the commanding officer of each brigade to transmit within twenty days, after the division review as aforesaid, to the commanding officer of the division a consolidated return of the strength of his brigade, which shall be entered on the books of the division; and the commanding officer of the division shall in ten days thereafter transmit to the adjutant general of this state, a consolidated return of the strength of the division; and if any officer shall neglect or refuse to comply with any of the provisions of this section as required of him, he shall be fined a sum not exceeding one hundred dollars, in the discretion of such court martial as the case may require.

18. *And be it enacted*, That it shall be the duty of the oldest Colonel, in rank on parade of each brigade to ascertain and report in writing to the brigade courts of appeal respectively, before or during the sitting of the same, the brigadier general of his brigade, if absent, and also such of his staff officers as are absent from the division review as herein established; and the senior officer in the rank, on parade shall in like manner ascertain and report the Major General if absent, and also such of his staff as are absent from said review to the brigade court of appeals of the third brigade; and each of said courts shall have power to remit such fines as may have been incurred by the said officers respectively for absence from said parade, under the same conditions as are prescribed by this act for other officers; and if any officer shall neglect or refuse to comply with any of the provisions of this section, as required of him, he shall be fined a sum not exceeding fifty dollars, in the discretion of such court martial as the case may require.

19. *And be it enacted*, That if any general whose duty it shall be to attend shall refuse or neglect to attend any of the meetings prescribed by this act, he shall forfeit the sum of fifty dollars; and if any regimental field officer, or division or brigade staff officer whose duty it shall be to attend, shall refuse or neglect to attend any of the meetings