

MAINE STATE LEGISLATURE

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Seventy-first Legislature.

SENATE.

No. 129

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THREE.

AN ACT to amend chapter one hundred and fifty-nine of the public laws of nineteen hundred and one, providing for the retirement of commissioned officers of the Militia of the National Guard of the State of Maine.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section one of said act is hereby amended by
2 striking out the word "nine" in the third line, and substituting
3 therefor the word 'six', and by inserting after the word
4 "years" in the fourth line, the words 'or for the period of nine
5 years not necessarily continuous.' By striking out the words
6 "rank held by him at the time of his discharge from said ser-
7 vice or at the time such application is made" in the fifth,
8 sixth and seventh lines and substituting therefor the words

9 'highest rank held by him during said service'. By striking
10 out the words "at the time of such discharge or of making
11 such application, has" in the eighth and ninth lines and sub-
12 stituting therefor the words 'shall have'. So that said section
13 as amended shall read as follows:

'Sect. 1. Any person who shall have served as a commis-
15 sioned officer in the Militia or the National Guard of this
16 State, for the continuous period of six years or for the period
17 of nine years not necessarily continuous, may, upon his own
18 application, be placed upon the retired list, with the highest
19 rank held by him during said service, provided, however,
20 that an officer so retired who shall have remained in the same
21 grade for the continuous period of nine years shall be retired
22 with increased rank. Retired officers on occasions of cere-
23 mony may and when acting under orders as hereinafter pro-
24 vided, shall wear the uniform of their retired rank. Retired
25 officers shall be eligible to perform military duty, and the
26 commander-in-chief may, in his discretion, by order require
27 them to serve upon military boards courts of inquiry and
28 courts martial, or to perform any other special or temporary
29 military duty, and for such service they shall receive the same
30 pay and allowances as are provided in law for like service by
31 the officers of the National Guard. All retired officers shall
32 be amenable to courts martial for military offenses as if upon
33 the active list of the National Guard. The names of all offi-
34 cers of retired rank shall be borne upon a separate roster,
35 kept under the supervision of the adjutant general. Retired
36 officers shall report to the adjutant general any change in
37 their residence whenever such change occurs.'

STATE OF MAINE.

IN SENATE, February 27, 1903.

Reported by Mr. MORRISON from Committee on Military Affairs, and
laid on table to be printed under joint titles.

KENDALL, M. DUNBAR, *Secretary*