

CHAPTER 161.

AN ACT to repeal and re-enact with amendments Sections 2, 5, 10, 11, 13, 15, 31, 33 and 38 of Article 65 of the Annotated Code of Maryland (1924 Edition), title "Militia," making certain changes in the law relating to the Organized Militia of the State.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 2, 5, 10, 11, 13, 15, 31, 33 and 38 of Article 65 of the Annotated Code of Maryland (1924 Edition), title "Militia," be and they are hereby repealed and re-enacted with amendments, to read as follows:

2. When the militia of this State, or any part thereof, is called or ordered under the Constitution and laws of the United States, into the active military service of the United States, the Governor shall order out for service the Organized Militia, or such part thereof as may be necessary and if the number available be insufficient he shall order out such part of the unorganized militia as he may deem necessary.

5. The militia of this State shall be divided into two classes: the organized militia and the unorganized militia. The organized militia shall consist of the regularly enlisted members of the militia, and such other persons between the ages of forty-five and sixty-four as are authorized to enlist therein by the Governor, organized, armed and equipped, and of commissioned officers between the ages of twenty-one and sixty-four; provided, that a military office for which no salary is provided in the Budget, is not an office of profit. The unorganized militia shall consist of all those liable to serve but not regularly enlisted.

10. The Ranking Line Officer shall be on active duty status and his salary shall be as stated in the annual budget; provided, that should the Ranking Line Officer be also appointed the Adjutant General, he shall receive only the salary provided by law for the Ranking Line Officer; and provided further, that, should the Ranking Line Officer be called or ordered into the active military service of the United States, under the Constitution and laws of the United States, the Governor may designate an acting Ranking Line Officer, who will exercise all the duties of the office during such period.

The Ranking Line Officer shall be in control of the military department of the State, and subordinate only to the Governor in matters pertaining to said department. He shall keep in his office all records and papers required to be kept and filed therein, and make as of the 30th of September in each year, within