

Pennsylvania. Laws statutes etc. Digest.

Oct 12

A Digest

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OF THE

LAWS OF PENNSYLVANIA,

FROM THE YEAR

ONE THOUSAND SEVEN HUNDRED

TO THE TENTH DAY OF JULY,

ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO.

ORIGINALLY COMPILED BY
JOHN PURDON, Esq.

TENTH EDITION,
Revised, with Notes to the Judicial Decisions.

BY
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1873.

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hereafter be directed for the militia by laws of the United States, shall be observed by the militia of this commonwealth.

94. The commander of every regiment, battalion and detached company may annually order out the commissioned and non-commissioned officers under his command, for elementary drill, two separate days, between the middle of May and the middle of July, at such place as he deems most convenient; and if the place of any such officer in a company is vacant, the commander thereof shall detail from the privates under his command, a sufficient number to make up the deficiency; every person unnecessarily neglecting to attend at the time and place appointed for such drill, shall forfeit, to the use of the brigade fund, three dollars.

95. The commander-in-chief may prescribe the time, place and manner of assembling the troops for the purposes declared in this section, and each commander of division shall, upon notification from the commander-in-chief, order an encampment of his division, by brigades or regiments; the orders for encampment by brigade shall be promulgated in the brigade, thirty days before the time appointed for the encampment; the orders for encampment by regiment shall be promulgated in the regiment, twenty days before such time.

96. Each encampment may last three days; the troops shall be inspected, reviewed and thoroughly exercised as companies, battalions or brigades, in the whole routine of camp and field duty; every officer, non-commissioned officer and private, held by law to do military duty, and unnecessarily neglecting to appear at the time and place appointed for encampment, shall forfeit, commissioned officers, ten dollars per day, and non-commissioned officers and privates, five dollars per day, to the use of the brigade fund.

97. Each company roll-call shall be made during the term of encampment, under the supervision and in presence of a regimental or commissioned staff-officer, to be designated by the commanding officer of the regiment or battalion to which the company is attached.

98. Every commanding officer, when on duty, may ascertain and fix necessary bounds and limits to his parade, not including a road, so as to seriously obstruct passing, within which no spectator shall enter without leave from such commanding officer; whoever intrudes or attempts to intrude within the limits of the parade, after being forbidden, and whoever resists a sentry who attempts to put him or keep him out of such limits, may be arrested, and confined under guard during the time of parade, or a shorter time, at the discretion of the commanding officer.^(a)

99. No officer or soldier shall be holden to perform military duty, except in case of invasion, insurrection, riot or tumult made or threatened, or in obedience to the orders of the commander-in-chief, on a day appointed for a general or state election, in the place of his residence; and an officer parading his company, or ordering it to parade, contrary to the provisions of this section, shall, besides being liable to court-martial, forfeit not more than three hundred dollars, for the use of the brigade.

100. Nothing herein contained shall be construed to prevent any company from meeting for the purpose of drill, funeral or other escort, or a voluntary service, nor to impair the obligation arising under constitutional articles of agreement, adopted by the company, so far as regards the members who have signed the same, unless they are repugnant to law.

101. Every non-commissioned officer or private who appears at a parade or drill, required by law, deficient in any arm furnished him by the state, or with such arms unserviceable or in bad condition, shall forfeit one dollar; and every such officer or private, so appearing deficient in any article of equipment or ammunition furnished to or required of him by law or general order, or with such equipment or ammunition of bad quality or condition, shall forfeit two dollars, for the use of the brigade fund.

102. A soldier who unnecessarily, or without order from a superior officer, comes to any parade with his musket, rifle or pistol loaded with ball, slug or shot, or so loads the same while on parade, or unnecessarily or without order from a superior officer, discharges the same, when going to, returning from, or upon parade, shall forfeit not more than twenty dollars, to the use of the brigade fund.

103. A soldier quitting his guard, section, platoon or company, shall forfeit not more than ten dollars, to be recovered, if the offence is committed at a regimental or battalion parade, to the use of the brigade fund.

4 May 1864.

Ibid. § 71.

Drill.

Ibid. § 72.

Encampments.

Ibid. § 73.

Reviews and inspections.

Ibid. § 74.

Company roll-call.

Ibid. § 75.

Parades.

Ibid. § 76.

Military duty not to be required on day of election.

Penalty for violation.

Ibid. § 77.

Company meetings.

Ibid. § 78.

Penalty for appearing on parade, not duly equipped.

Ibid. § 79.

Penalty for appearing on parade, with loaded arms.

Ibid. § 80.

Penalty for quitting guard.

(a) By act 2 June 1871 § 4, this is not to include any street or highway within the city of Philadelphia. P. L. 286. But whether this exception applies to the enacting part

of the 75th section of the act in the text, or to the exception therein contained, it is difficult to decide.