

HOUSE....No. 232.

---

Commonwealth of Massachusetts.

---

In the Year One Thousand Eight Hundred and Sixty-  
Three.

---

AN ACT

To regulate the discharge of Soldiers on Writ of Habeas  
Corpus.

*Be it enacted by the Senate and House of Representa-  
tives, in General Court assembled, and by the authority of  
the same, as follows:—*

1    SECT. 1. From and after the passage of this act  
2 no person enlisted or drafted into the military service  
3 of the United States, or substituted for any person so  
4 drafted, who has received, or may hereafter receive,  
5 bounty money or advance pay, in consideration of  
6 his contract of enlistment, or of being so drafted or  
7 substituted into said service, shall be discharged from

8 such service upon a writ of *habeas corpus*, on the  
9 ground that he was a minor at the time of his enlist-  
10 ment, or on any other ground, until he shall have  
11 paid over to the provost-marshal of the district where  
12 he is commorant, such bounty money and advance  
13 pay, and until he shall have delivered up to said  
14 provost-marshal all clothing, arms and military accou-  
15 trements, by him received, from any officer of the  
16 United States, or of the Commonwealth of Massa-  
17 chusetts, for his equipment as a soldier: *provided*,  
18 *however*, that in cases of enlistment procured by  
19 fraud, the court, in their discretion, may discharge  
20 the enlisted person upon such terms and conditions  
21 as justice may require.

1     SECT. 2. The provost-marshal shall keep an account  
2 of all moneys, clothing, arms and military accoutre-  
3 ments by him received as aforesaid, and once each  
4 month shall pay over and deliver the same to the  
5 parties by whom they were paid or furnished to the  
6 person mentioned in the preceding section.

---

IN SENATE, April 4, 1863.

Passed to be engrossed.

Sent down for concurrence.

S. N. GIFFORD, *Clerk*.