

prescribed for said similar courts; except in cases of absence without leave in which cases the charge shall be referred to the summary court officer for trial without previous reference to an investigating officer. The jurisdiction of said courts or boards established under the provisions of this Article shall be presumed and the burden of proof shall rest on any person seeking to oust such courts or boards of jurisdiction in any action or proceedings.

General courts-martial of the organized militia not in the service of the United States may be convened by orders of the Governor, and such courts shall have the power to impose fines not exceeding two hundred dollars; to sentence to forfeiture of pay and allowances; to a reprimand; to dismissal or dishonorable discharge from the service; to reduction of non-commissioned officers to the ranks; or any two or more of such punishments may be combined in the sentences imposed by such courts.

In the organized militia, not in the service of the United States, the commanding officer of each garrison, fort, post, camp or other place, brigade, regiment, detached battalion or other detached command, may appoint special courts-martial for his command; but such special courts-martial may in any case be appointed by superior authority when by the latter deemed desirable. Special courts-martial shall have power to try any person subject to military law, except a commissioned officer, for any crime or offense made punishable by the military laws of the United States, and such special courts-martial shall have the same powers of punishment as do general courts-martial, except that fines imposed by such courts shall not exceed one hundred dollars.

In the organized militia, not in the service of the United States, the commanding officer of each garrison, fort, post or other place, regiment or corps, detached battalion, company or other detachment, may appoint for such place or command a summary court to consist of one officer, who shall have power to administer oaths and to try the enlisted men of such place or command for breaches of discipline and violations of law governing such organization; and said court when satisfied of the guilt of such soldier, may impose fines not exceeding twenty-five dollars for any single offense; may sentence non-commissioned officers to reduction to the ranks; may sentence to forfeiture of pay and allowances. The proceedings of such court shall be informal, and the minutes thereof shall be the same as prescribed for summary courts of the Army of the United States.

Approved March 11, 1927.