

enlisted man "when entitled to same" for clarity.

In subsection (a)(2)(viii) of this section, the references to an "individual" are substituted for the former references to a "person". See General Revisor's Note to title.

In subsection (a)(2)(xv) of this section, the reference to an "order arising from an order to call out the National Guard or militia" is substituted for the former reference to an "order issued in obedience thereto" for clarity.

Also in subsection (a)(2)(xv) of this section, the reference to "refus[ing] or neglect[ing] to obey an order to call out the National Guard or militia" is substituted for the former phrase to "do[ing] the like" for clarity.

In subsection (a)(2)(xvi) of this section, a comma is added between the terms "certificate" and "account" as these are two separate items.

Also in subsection (a)(2)(xvi) of this section, the former term "parade return" is deleted as included in the reference to a "muster". Similarly, the former reference to a "meeting or instruction" is deleted as included in the reference to "other duty".

In subsection (a)(2)(xvii) of this section, the former reference to conduct unbecoming a "gentleman" is deleted as included in the reference to conduct unbecoming "an officer".

In subsection (b)(10) of this section, the term "damaging" is substituted for the former term "injuring" for clarity.

Defined term: "National Guard" § 13-101

13-804. POWER OF PRESIDING MILITARY JUDGE OR OFFICER.

THE MILITARY JUDGE OR OFFICER PRESIDING OVER A COURT-MARTIAL MAY:

- (1) ISSUE A WARRANT TO ARREST AND BRING BEFORE THE COURT FOR TRIAL AN ACCUSED INDIVIDUAL WHO HAS RECEIVED A COPY OF THE CHARGE AND AN ORDER TO APPEAR AND WHO FAILS TO APPEAR BEFORE THE COURT-MARTIAL;
- (2) ISSUE A SUBPOENA TO ATTEND, GIVE TESTIMONY, OR PRODUCE DOCUMENTS OR OTHER TANGIBLE THINGS;
- (3) ENFORCE BY ATTACHMENT THE ATTENDANCE OF WITNESSES AND THE PRODUCTION OF DOCUMENTS AND OTHER TANGIBLE THINGS; AND
- (4) IMPOSE A SENTENCE FOR A REFUSAL TO BE SWORN OR TO ANSWER AS PROVIDED IN ACTIONS BEFORE CIVIL COURTS.

REVISOR'S NOTE: This section is new language derived without substantive change from the third paragraph of former Art. 65, § 44, as it related to the authority of an individual presiding over a court-martial.

In the introductory language of this section, the reference to the "officer" presiding over a court-martial is substituted for the former reference to