

Also in subsection (d)(3) of this section, the reference to the admission into evidence "without the presence or testimony" of an individual is substituted for the former reference to evidence "as if [the individual] had testified to the same before the court-martial" for brevity.

Defined term: "Department" § 13-101

#### 13-806. GENERAL COURT-MARTIAL.

A GENERAL COURT-MARTIAL MAY BE CONVENED BY AN ORDER OF THE GOVERNOR.

REVISOR'S NOTE: This section is new language derived without substantive change from the second paragraph of former Art. 65, § 43, as it related to the convening of a general court-martial.

The balance of the second paragraph of former Art. 65, § 43 is revised in §§ 13-801 and 13-812(a) of this subtitle.

#### 13-807. SPECIAL COURT-MARTIAL.

##### (A) IN GENERAL.

THE COMMANDING OFFICER OF A GARRISON, FORT, POST, CAMP OR OTHER PLACE, BRIGADE, REGIMENT, DETACHED BATTALION, OR OTHER DETACHED COMMAND OR A SUPERIOR AUTHORITY MAY APPOINT FOR THAT COMMAND A SPECIAL COURT-MARTIAL.

##### (B) POWERS.

EXCEPT FOR A COMMISSIONED OFFICER, A SPECIAL COURT-MARTIAL MAY TRY AN INDIVIDUAL SUBJECT TO MILITARY LAW, FOR ANY CRIME OR OFFENSE MADE PUNISHABLE UNDER THE MILITARY LAWS OF THE UNITED STATES.

REVISOR'S NOTE: This section is new language derived without substantive change from the third paragraph of former Art. 65, § 43, as it related to the convening of a special court-martial.

In subsection (a) of this section, the former reference to the appointment of a special court-martial "when by the latter deemed desirable" is deleted as surplusage.

The balance of the third paragraph of former Art. 65, § 43 is revised in §§ 13-801 and 13-812(b) of this subtitle.

#### 13-808. SUMMARY COURT-MARTIAL.

##### (A) IN GENERAL.

(1) THE COMMANDING OFFICER OF A GARRISON, FORT, POST OR OTHER PLACE, REGIMENT OR CORPS, DETACHED BATTALION, COMPANY, OR OTHER DETACHMENT MAY APPOINT FOR THAT COMMAND OR PLACE A SUMMARY COURT-MARTIAL.