

35.075 Courts-martial classified.

The two (2) kinds of courts-martial in the state military forces are:

- (1) General courts-martial, consisting of:
 - (a) A military judge and not less than five (5) members; or
 - (b) Only a military judge, if before the court is assembled the accused, knowing the identity of the military judge and after consultation with defense counsel, requests orally on the record or in writing a court composed only of a military judge and the military judge approves; and
- (2) Special courts-martial, consisting of:
 - (a) A military judge and not less than three (3) members; or
 - (b) Only a military judge, if one has been detailed to the court, and the accused under the same conditions as those prescribed in subsection (1)(b) of this section so requests.

Effective: June 25, 2013

History: Amended 2013 Ky. Acts ch. 32, sec. 20, effective June 25, 2013. -- Amended 1970 Ky. Acts ch. 56, sec. 11. -- Created 1954 Ky. Acts ch. 99, sec. 14, effective July 1, 1954.