**Section 400.405 Jurisdiction of Courts-Martial**

a) General. *Each component of the* SMF *has court-martial jurisdiction over all members of the particular component who are subject to* the *Code*. *Additionally, the Army and Air National Guard* SMF *have court-martial jurisdiction over all members subject* to the Code. (Code Section 17)

b) General Courts-Martial. *Subject to* subsection (a), *general courts-martial have jurisdiction to try persons subject to the Code for any offense made punishable by* the *Code*, *and may, under such limitations as the Governor may prescribe, adjudge any punishment not forbidden by* the Code. (Code Section 18)

c) Special Courts-Martial**.** *Subject to* subsection (a), *special courts-martial have jurisdiction to try persons subject to* the *Code for any offense made punishable by* the Code, *and may, under such limitations as the Governor may prescribe, adjudge any punishment not forbidden by* the *Code except dishonorable discharge, dismissal, confinement for more than one year, forfeiture of pay exceeding ⅔ pay per month, or forfeiture of pay for more than one year*. (Code Section 19)

d) Summary Courts-Martial

1) *Subject to* subsection (a), *summary courts-martial have jurisdiction to try persons subject to* the *Code,* *except officers, cadets and candidates, for any offense made punishable by* the *Code under such limitations as the Governor may prescribe*. (Code Section 20(a))

2) *No person with respect to whom summary courts-martial have jurisdiction may be brought to trial before a summary court-martial if that person objects. If objection to trial by summary court-martial is made by an accused, trial by special or general court-martial may be ordered, as may be appropriate. Summary courts-martial may, under such limitations as the Governor may prescribe, adjudge any punishment not forbidden by the Code except dismissal, dishonorable or bad-conduct discharge, confinement for more than one month, restriction to specified limits for more than 2 months, or forfeiture of more than ⅔ of one month's pay*. (Code Section 20(b))