

**35.115 Who may convene a summary court-martial.**

- (1) Summary courts-martial may be convened by:
  - (a) Any person who may convene a general or special court-martial;
  - (b) The commanding officer of a detached or separate company or corresponding unit or other detachment of the National Guard or active militia;
  - (c) The commanding officer or officer in charge of any other command, when empowered by the adjutant general.
- (2) When but one (1) officer is present with a command or detachment he shall be the summary court-martial of that command or detachment and shall hear and determine all summary court-martial cases brought before him. Summary courts-martial may, however, be convened in any case by superior competent authority when deemed desirable by him.

**Effective:** July 1, 1954

**History:** Created 1954 Ky. Acts ch. 99, sec. 22, effective July 1, 1954.