

Offenses Requiring Disposition by Judge Advocate (O-6) in Proposed Floor Amendment

Disposition by Judge Advocate (O-6)

➤ The following offenses require Judge Advocate (O-6) disposition if the maximum punishment authorized for confinement is more than one year. For example, some simple assault and larceny offenses have a maximum punishment of less than one year confinement and would not qualify for Judge Advocate (O-6) disposition:

- Art 78: Accessory after the fact*
- Art 80: Attempts*
- Art 81: Conspiracy*
- Art 82: Solicitation*
- Art 118: Murder
- Art 119: Manslaughter
- Art 119a: Death or Injury of an Unborn Child
- Art 120: Rape and Sexual Assault Generally†
- Art 120a: Stalking
- Art 120b: Rape and Sexual Assault of a Child†
- Art 120c: Other Sexual Misconduct†
- Art 121: Larceny and Wrongful Appropriation*
- Art 122: Robbery
- Art 123: Forgery
- Art 123a: Making, Drawing, or Uttering Check, Draft, or Order without Sufficient Funds*
- Art 124: Maiming
- Art 125: Sodomy
- Art 126: Arson*
- Art 127: Extortion
- Art 128: Assault*
- Art 129: Burglary
- Art 130: Housebreaking
- Art 131: Perjury
- Art 132: Frauds against the United States*

* Articles that contain at least one offense that is punishable by ≤ 1 year confinement

† Articles with complicated maximum punishment landscapes

‡ Article includes traditionally military offenses and offenses such as making or distribution of child pornography

Disposition by Commander

- Art 83: Fraudulent Enlistment, Appointment, or Separation
- Art 84: Effecting Unlawful Enlistment, Appointment, or Separation
- Art 85: Desertion
- Art 86: Absence Without Leave
- Art 87: Missing Movement
- Art 88: Contempt Toward Officials
- Art 89: Disrespect Toward a Superior Commissioned Officer
- Art 90: Assaulting or Willfully Disobeying a Superior Commissioned Officer
- Art 91: Insubordinate Conduct Toward Warrant Officer, Noncommissioned Officer, or Petty Officer
- Art 92: Failure to Obey Order or Regulation
- Art 93: Cruelty and Maltreatment
- Art 94: Mutiny and Sedition
- Art 95: Resistance, Flight, Breach of Arrest, Escape
- Art 96: Releasing Prisoner Without Proper Authority
- Art 97: Unlawful Detention
- Art 98: Noncompliance With Procedural Rules
- Art 99: Misbehavior Before the Enemy
- Art 100: Subordinate Compelling Surrender
- Art 101: Improper Use of Countersign
- Art 102: Forcing a Safeguard
- Art 103: Captured or Abandoned Property
- Art 104: Aiding the Enemy
- Art 105: Misconduct as a Prisoner
- Art 106: Spies
- Art 106a: Espionage
- Art 107: False Official Statement
- Art 108: Military Property of the United States-sale, loss, damage, destruction, or wrongful disposition
- Art 109: Property Other than Military Property of the United States- waste, spoilage, or destruction
- Art 110: Improper Hazarding of Vessel
- Art 111: Drunken or Reckless Operation of Vehicle, Aircraft, or Vessel
- Art 112: Drunk on Duty
- Art 112a: Wrongful Use, Possession, etc., of Controlled Substances
- Art 113: Misbehavior of Sentinel or Lookout
- Art 114: Dueling
- Art 115: Malingering
- Art 116: Riot or Breach of Peace
- Art 117: Provoking Speeches or Gestures
- Art 133: Conduct Unbecoming an Officer and Gentlemen
- Art 134: General Article‡