

35.325 Error of law -- Lesser included offense.

- (1) A finding or sentence of a court-martial may not be held incorrect on the ground of an error of law unless the error materially prejudices the substantial rights of the accused.
- (2) A reviewing authority with the power to approve or affirm a finding of guilty may approve or affirm, instead, so much of the finding as includes a lesser included offense.

Effective: June 25, 2013

History: Amended 2013 Ky. Acts ch. 32, sec. 64, effective June 25, 2013. -- Created 1954 Ky. Acts ch. 99, sec. 64, effective July 1, 1954.