

Department of the Army
Headquarters, United States Army
Training and Doctrine Command
Fort Eustis, Virginia 23604-5700

*TRADOC Regulation 27-2

26 July 2019

Legal Services
Military Justice

PAUL E. FUNK II
General, U.S. Army
Commanding


WILLIAM T. LASHER
Deputy Chief of Staff, G-6

History. This publication is a major revision. The portions affected by this revision are listed in the summary of changes.

Summary. This regulation prescribes policy and implements procedures for the administration of military justice.

Applicability. This regulation applies to all commands and Soldiers assigned to, attached to, or otherwise under the command and control of the U.S. Army Training and Doctrine Command (TRADOC).

Proponent and exception authority. The proponent of this regulation is the TRADOC Staff Judge Advocate (SJA). The proponent has the authority to approve exceptions or waivers to this regulation that are consistent with controlling law and regulations. The proponent may delegate this approval authority in writing.

Supplementation. Supplementation is authorized after upon approval. Send one copy of the proposed supplement to TRADOC Office of the Staff Judge Advocate (OSJA), 950 Jefferson Avenue (ATJA), Fort Eustis, VA 23604-5707.

Suggested improvements. Users may submit comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications and Blank Forms) to Headquarters, U.S. Army TRADOC, ATTN: ATJA, 950 Jefferson Avenue, Fort Eustis, VA 23604-5700.

*The regulation supersedes TRADOC Regulation 27-2, 22 March 2016.

Distribution. This memorandum is available in electronic media only at the TRADOC Administrative Publications website (<https://adminpubs.tradoc.army.mil>).

Summary of Changes

TRADOC Regulation 27-2
Military Justice

This major revision, dated 26 July 2019-

- o Realigns superior competent authorities (para 2-2).
 - o Establishes reporting requirements (para 3-1).
 - o Establishes courts-martial results reporting requirement (para 3-2).
-

Contents

	Page
Chapter 1 Introduction	3
1-1. Purpose	3
1-2. References	3
1-3. Explanation of abbreviations and terms	3
1-4. Responsibilities.....	3
1-5. Records management requirements.....	3
Chapter 2 Superior Competent Authorities (SCAs).....	3
2-1. General.....	3
2-2. Jurisdictional alignment.....	4
2-3. Nonjudicial punishment.....	5
2-4. Unfavorable information	6
Chapter 3 Reports of Offenses	6
3-1. Significant alleged misconduct and high-profile case reporting	6
3-2. Court-martial results reporting	7
Appendix A References	7
Glossary	8

Figure List

Figure 2-1. SCA alignment for U.S. Army Training and Doctrine Command (TRADOC) centers, schools, and activities on TRADOC-led installations.....	4
Figure 2-2. Alignment of non-TRADOC general court-martial convening authorities (GCMCAs)/SCAs for TRADOC installations/activities on non-TRADOC installations	5
Figure 2-3. Sample format for Article 15 appeal transmittal.....	6

Chapter 1

Introduction

1-1. Purpose

This regulation designates the superior competent authorities within U.S. Army Training and Doctrine Command (TRADOC) centers, schools, and activities for Uniform Code of Military Justice (UCMJ) and adverse administrative actions, identifies reporting requirements for significant alleged misconduct and high-profile cases, and establishes supervisory responsibilities over legal technicians.

1-2. References

See [appendix A](#).

1-3. Explanation of abbreviations and terms

See the [glossary](#).

1-4. Responsibilities

a. Commanders of TRADOC centers, schools, and activities will ensure that matters covered by this regulation are forwarded to the appropriate authorities.

b. Staff judge advocates (SJA) of subordinate TRADOC installations, commands, or direct reporting units shall inform the TRADOC Office of the SJA of incidents that occur within their supported installation or command population that meet the criteria outlined in chapter 3.

1-5. Records management requirements

As decreed by Army Regulation (AR) 25-400-2, the records management (recordkeeping) requirements for all record numbers, associated forms, and reports are included in the Records Retention Schedule-Army. Detailed information for all related record numbers, forms, and reports associated with AR 25-30 are located in RRS-A at: <https://www.arims.army.mil>.

Chapter 2

Superior Competent Authorities (SCAs)

2-1. General

Unless another regulation directs otherwise, a superior competent authority (SCA) serves as the next higher level of reviewing appellate authority for adverse administrative and UCMJ actions. The TRADOC Commander designates the U.S. Army Combined Arms Center (CAC) and Fort Leavenworth Commander and TRADOC Deputy Commanding General/Chief of Staff (DCG/COS) as SCAs. The CAC Commander or TRADOC DCG/COS may act as the first level of reviewing authority above a subordinate TRADOC commander for UCMJ and adverse administrative purposes as outlined in paragraph 2-2. When the TRADOC DCG/COS lacks authority to act, because a matter requires action by either a designated commander or a general court-martial convening authority (GCMCA), the CAC Commander, or the TRADOC Commander, as necessary, shall serve as the SCA.

2-2. Jurisdictional alignment

a. Military justice and administrative actions. A designated SCA may assign matters referred by subordinate commanders to an aligned TRADOC GCMCA. A TRADOC GCMCA unable to adjudicate a case or action, including complaints made under UCMJ, Article 138, involving personnel assigned or attached to a TRADOC center, school, or activity, will refer the action to an SCA as outlined in figure 2-1. Consistent with applicable law and regulations, the designated SCA may refer, assign, or act on that matter.

b. TRADOC activities geographically located on non-TRADOC installations are subject to the GCMCA jurisdiction and SCA designation as outlined in figure 2-2.

c. TRADOC activities that are tenants on a TRADOC installation other than their organic higher headquarters are subject to the UCMJ jurisdiction at that location. This UCMJ alignment has no effect on technical supervisory responsibilities, or office of the SJA personnel rating schemes.

d. Nothing in this regulation precludes the TRADOC Commander from exercising GCMCA in appropriate cases.

Commander, U.S. Army Combined Arms Center and Fort Leavenworth	Deputy Commanding General/Chief of Staff, U.S. Army TRADOC
U.S. Army Intelligence Center of Excellence and Fort Huachuca, AZ	U.S. Army Combined Arms Center and Fort Leavenworth, KS
U.S. Army Maneuver Center of Excellence and Fort Benning, GA	U.S. Army Center for Initial Military Training and Fort Eustis, VA
U.S. Army Aviation Center of Excellence and Fort Rucker, AL	U.S. Army Cadet Command and Fort Knox, KY
U.S. Army Fires Center of Excellence and Fort Sill, OK	U.S. Army Recruiting Command, Fort Knox, KY
U.S. Army Maneuver Support Center of Excellence and Fort Leonard Wood, MO	U.S. Army Training Center and Fort Jackson, SC
U.S. Army Cyber Center of Excellence and Fort Gordon, GA	
U.S. Army Combined Arms Support Command / Sustainment Center of Excellence and Fort Lee, VA	
U.S. Army Medical Center of Excellence, Joint Base San Antonio, TX	
Defense Language Institute Foreign Language Center, Presidio of Monterey, CA	

Figure 2-1. SCA alignment for U.S. Army Training and Doctrine Command (TRADOC) centers, schools, and activities on TRADOC-led installations

TRADOC Organization/Activity	Non-TRADOC GCMCA	TRADOC SCA
U.S. Army Asymmetric Warfare Group, Fort George G. Meade, MD	Commander, U.S. Army Garrison, Fort George G. Meade, MD	Commander, U.S. Army Combined Army Center & Fort Leavenworth, KS
U.S. Army Rapid Equipping Force, Fort Belvoir, VA	Commander, U.S. Army Garrison, Fort Belvoir, VA	Deputy Commanding General/Chief of Staff, U.S. Army TRADOC
U.S. Army Aeronautical Services Agency, Fort Belvoir, VA	Commander, U.S. Army Garrison, Fort Belvoir, VA	Commander, U.S. Army Aviation Center of Excellence and Fort Rucker, AL
U.S. Army Sergeants Major Academy, Fort Bliss, TX	Commander, 1st Armored Division and Fort Bliss, Fort Bliss, TX	Commander, U.S. Army Combined Arms Center, Fort Leavenworth, KS
U.S. Army Center of Military History, Fort Lesley J. McNair, VA	Commander, U.S. Army Military District of Washington, Fort Lesley J. McNair, Washington, DC	Deputy Commanding General/Chief of Staff, U.S. Army TRADOC

Figure 2-2. Alignment of non-TRADOC general court-martial convening authorities (GCMCAs)/SCAs for TRADOC installations/activities on non-TRADOC installations

2-3. Nonjudicial punishment

a. Delegation. The TRADOC Commander delegates authority under UCMJ, Article 15, to the TRADOC DCG/COS and designates the TRADOC DCG/COS to act as a superior authority for Article 15 appeals arising from a subordinate command.

b. Appeals. When forwarding an appeal of nonjudicial punishment to the designated TRADOC SCA for action in accordance with AR 27-10, the imposing commander will promptly notify the SCA. Similarly, the imposing commander’s SJA will notify the SCA’s SJA. Appeals will include the following documents:

(1) A transmittal memo from the imposing commander memorializing compliance with AR 27-10. See figure 2-3, for a sample format for Article 15 appeal transmittal. If the appeal raises any new matters, the imposing commander should address such matters in the forwarding documentation.

(2) DA Form 2627 (Record of Proceedings under Article 15, UCMJ) with evidence considered by the imposing commander. Enter “DCG/COS, TRADOC” or “CG, CAC” as appropriate, in block 4c.

(3) A current Soldier’s individual record brief.

(4) DA Form 268 (Report to Suspend Favorable Personnel Actions (Flag)).

(5) Delegation of UCMJ, Article 15, authority pursuant to AR 27-10, if applicable.

(6) Assumption of command orders, if applicable.

(7) Matters submitted by the appellant. Installation chiefs of justice will separately identify any matters submitted at the hearing from additional matters received in conjunction with the appeal.

<i>(Letterhead)</i>
<i>(Office Symbol)</i> <i>(Date)</i>
MEMORANDUM FOR <i>(Superior Competent Authority)</i>
SUBJECT: Uniform Code of Military Justice (UCMJ), Article 15, Appeal; 1LT Michael F. Johnson, 1 st Squadron, 16 th Cavalry Regiment, 316 th Cavalry Brigade, Fort Benning, GA 31905
1. The above servicemember submitted an appeal of an action I imposed on 18 Jan 19 under the provisions of UCMJ, Article 15. I am forwarding this for action in accordance with AR 27-10, paragraph 3-33.
2. As imposing commander, I reviewed the appeal pursuant to AR 27-10, paragraph 3-32. After careful consideration of the matters submitted by the servicemember, I determined that no additional action is appropriate.
3. Point of contact for this action is MAJ Sarah F. Smith, Office of the Staff Judge Advocate, at (706) 545-6311.
<i>(Commander's signature)</i> <i>(Typed name, grade, branch)</i>

Figure 2-3. Sample format for Article 15 appeal transmittal

2-4. Unfavorable information

The TRADOC Commander delegated authority to the TRADOC DCG/COS to make Army Military Human Resource Record filing determinations for general officer-imposed, nonpunitive administrative memoranda of reprimand, admonition, or censure.

Chapter 3

Reports of Offenses

3-1. Significant alleged misconduct and high-profile case reporting

a. Concurrent with the requirements contained in AR 27-10, SJAs, or a designee, will transmit a copy of the required report via email to the TRADOC SJA/Deputy SJA and Chief, Military Law Division.

b. Additional circumstances which require reporting as described above:

(1) Any allegation of an offense by a person serving as a representative in the Sexual Harassment/Assault Response and Prevention Program.

(2) Any allegation of an offense committed by Judge Advocate General's Corps personnel, regardless of rank.

c. In addition to the required reporting under AR 27-10, as well as incidents subject to reporting under TRADOC Regulation 1-8, SJAs are encouraged to report any other matter that may be of interest to TRADOC leadership.

d. Commanders will report trainee abuse incidents and maintain records of preliminary inquiries in accordance with TRADOC Regulation 350-6.

3-2. Court-martial results reporting

Upon completion of a court-martial related to any incident reported under this chapter, SJAs will transmit a copy of a statement of trial results to the TRADOC Chief, Military Law Division.

Appendix A References

Section I Required Publications

AR 15-6
Procedures for Investigating Officers and Boards of Officers

AR 27-10
Military Justice

Section II Related Publications

A related publication is a source of additional information. Users do not have to read a related reference to understand this publication.

AR 25-400-2
The Army Records Information Management System (ARIMS)

AR 600-37
Unfavorable Information

MCM United States (2019 Edition)
Manual for Courts-Martial

UCMJ
Uniform Code of Military Justice

Section III Prescribed Forms

This section contains no entries.

Section IV Referenced Forms

Unless otherwise indicated, DA forms are available on the [Army Publishing Directorate](#) website.

DA Form 268
Report to Suspend Favorable Personnel Actions (Flag)

Form 2028
Recommended Changes to Publications and Blank Forms

DA Form 2627
Record of Proceedings under Article 15, UCMJ

Glossary

AR	Army regulation
CAC	U.S. Army Combined Arms Center
DCG/COS	Deputy Commanding General/Chief of Staff
GCMCA	General Court-Martial Convening Authority
RRS-A	Records Retention Schedule-Army
SCA	superior competent authority
SHARP	Sexual Harassment/Assault Response and Prevention
SJA	staff judge advocate
TRADOC	U.S. Army Training and Doctrine Command
UCMJ	Uniform Code of Military Justice