

Cherokee Nation Code Annotated
Title 21: Crimes and Punishments
Part II. Crimes Against Public Justice
Chapter 10: Bribery and Corruption
§ 380. Bribery of fiduciary

Cite as: 21 CNCA § 380

A. Any fiduciary who, with a corrupt intent and without the consent of his beneficiary, intentionally or knowingly solicits, accepts, or agrees to accept any bribe from another person with the agreement or understanding that the bribe as defined by law will influence the conduct of the fiduciary in relation to the affairs of his beneficiary, upon conviction, is guilty of a felony punishable by imprisonment for a term not more than three (3) years, or by a fine not to exceed Fifteen Thousand Dollars (\$15,000.00), or by both said imprisonment and fine.

B. Any person who offers, confers, or agrees to confer any bribe the acceptance of which is an offense pursuant to the provisions of subsection (A) of this section, upon conviction, is guilty of a felony punishable by imprisonment for a term not more than three (3) years, or by a fine not to exceed Fifteen Thousand Dollars (\$15,000.00), or by both said imprisonment and fine.

C. As used in subsection (A) of this section:

1. **"Beneficiary"** means any person for whom a fiduciary is acting.
2. **"Fiduciary"** means:
 - a. an agent or employee; or
 - b. a trustee, guardian, custodian, administrator, executor, conservator, receiver, or similar fiduciary; or
 - c. a lawyer, physician, accountant, appraiser, or other professional advisor; or
 - d. an officer, director, partner, manager, or other participant in the direction of the affairs of a corporation or association.

Historical Data

LA 10-90, eff. November 13, 1990. Amended LA 28-20, eff. December 14, 2020.