

Cherokee Nation Code Annotated

Title 21: Crimes and Punishments

Part IV. Crimes Against Public Decency and Morality

Chapter 46: Domestic Abuse

§ 1132. Assault and battery domestic abuse by strangulation—Definition

Cite as: 21 CNCA § 1132

Any person who commits any assault or assault and battery with intent to cause great bodily harm by strangulation or attempted strangulation against a current or former spouse, a present spouse of a former spouse, parent, a foster parent, child, person otherwise related by blood or marriage, a person with whom the defendant is or who has been in a dating relationship, an individual with whom the defendant has had a child, a person who formerly lived in the same household as the defendant, or a person living in the same household as the defendant, shall, upon conviction, be guilty of the felony of domestic abuse by strangulation. As used in this subsection "strangulation" means any form of asphyxia; including, but not limited to, asphyxia characterized by closure of the blood vessels or air passages of the neck as a result of external pressure on the neck or the closure of the nostrils or mouth as a result of external pressure on the head.

Historical Data

LA 29–06, eff. December 20, 2006. Amended LA 12–18, eff. June 13, 2018. Amended LA 28–20, eff. December 14, 2020. Amended LA 02–22, eff. January 10, 2022.