

Cherokee Nation Code Annotated

Title 21: Crimes and Punishments

Part VI. Crimes Against Public Peace

Chapter 53: Manufacturing, Selling and Wearing Weapons

§ 1272.1. Carrying weapons or firearms into establishments wherein beer and intoxicating liquor are consumed

Cite as: 21 CNCA § 1272.1

A. It shall be unlawful for any person to carry into or to possess any weapon designated in Section 1372 of this title in any establishment where beer or alcoholic beverages are consumed. This provision shall not apply to a peace officer, as defined in Section 99 of this title, or to private investigators with a firearms authorization when acting in the scope and course of employment, and shall not apply to an owner or proprietor of the establishment having a pistol, rifle, or shotgun on the premises. Provided however, a person possessing a valid handgun license pursuant to the provisions of the relevant applicable provisions of Oklahoma law may carry the concealed or unconcealed handgun into any restaurant or other establishment licensed to dispense low-point beer or alcoholic beverages where the sale of low-point beer or alcoholic beverages does not constitute the primary purpose of the business.

Provided further, nothing in this section shall be interpreted to authorize any peace officer in actual physical possession of a weapon to consume low-point beer or alcoholic beverages, except in the authorized line of duty as an undercover officer.

Nothing in this section shall be interpreted to authorize any private investigator with a firearms authorization in actual physical possession of a weapon to consume low-point beer or alcoholic beverages in any establishment where low-point beer or alcoholic beverages are consumed.

B. Any person violating the provisions of this section shall be punished as provided in Section 1272.2 of this title.

Provided however, nothing in this chapter shall be interpreted to authorize such peace officer or registered security officer in actual physical possession of a weapon to consume beer or alcoholic beverages, except in the authorized line of duty as an undercover officer.

Historical Data

LA 10-90, eff. November 13, 1990. Amended LA 35-12, eff. October 19, 2012. Amended LA 28-20, eff. December 14, 2020.