

Cherokee Nation Code Annotated
Title 21: Crimes and Punishments
Part VI. Crimes Against Public Peace
Chapter 55: Other Crimes Against Public Peace
§ 1312. Punishment for riot

Cite as: 21 CNCA § 1312

Every person guilty of participating in any riot is punishable as follows:

1. If any murder, maiming, robbery, rape or arson was committed in the course of such riot, such person is punishable in the same manner as a principal in such crime;
2. If the purpose of the riotous assembly was to resist the execution of any statute of this Nation or of the United States, or to obstruct any public officer of this Nation or of the United States, in the performance of any legal duty, or in serving or executing any legal process, such person shall be guilty of a felony punishable by imprisonment for a term not exceeding three (3) years;
3. If such person carried at the time of such riot any species of firearms, or other deadly or dangerous weapon, or was disguised, such person shall be guilty of a felony punishable by imprisonment for a term not exceeding three (3) years;
4. If such person directed, advised, encouraged or solicited other persons, who participated in the riot to acts of force or violence, such person shall be guilty of a felony punishable by imprisonment for a term not exceeding three (3) years;
5. In all other cases such person is punishable as for a misdemeanor.

Historical Data

LA 07-21, eff. February 22, 2021.