

Cherokee Nation Code Annotated

Title 21: Crimes and Punishments

Part VII. Crimes Against Property

Chapter 61: False Pretenses, False Personations, Cheats and Frauds

§ 1550.33. Penalties

Cite as: 21 CNCA § 1550.33

A. A person who is subject to the penalties of this subsection shall be guilty of a misdemeanor and fined not more than One Thousand Dollars (\$1,000.00) or imprisoned for a term not to exceed one (1) year, or both fined and imprisoned.

B. A person who is subject to the penalties of this subsection shall be guilty of a felony and shall be punished by imprisonment for not more than three (3) years.

C. A person subject to the penalties of this subsection who received goods or services or any other item which has a value of One Thousand Dollars (\$1,000.00) or more shall be guilty of a felony and fined not more than Three Thousand Dollars (\$3,000.00), imprisoned for not more than three (3) years, or both fined and imprisoned. If the value is less than One Thousand Dollars (\$1,000.00), the person shall be guilty of a misdemeanor and fined not more than One Thousand Dollars (\$1,000.00), imprisoned for not more than one (1) year, or both fined and imprisoned. For purposes of this subsection, a series of offenses may be aggregated into one offense when they are the result of the formulation of a plan or scheme or the setting up of a mechanism which, when put into operation, results in the taking or diversion of money or property on a recurring basis. When all acts result from a continuing course of conduct, they may be aggregated into one crime. Acts forming an integral part of the first taking which facilitate subsequent takings, or acts taken in preparation of several takings which facilitate subsequent takings, are relevant to determine the intent of the party to commit a continuing crime.

Historical Data

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