

Cherokee Nation Code Annotated

Title 21: Crimes and Punishments

Part VII. Crimes Against Property

Chapter 70: Other Offenses Against Property Rights

§ 1835.2. Criminal Trespass on tribal property after being forbidden

Cite as: 21 CNCA § 1835.2

A. The Cherokee Nation Marshal Service and/or Cherokee Nation Security Services may forbid, ban or exclude the entry or presence of any person upon the premises of any property owned or operated by the Cherokee Nation upon the commission of a crime or a disruption to business operations.

B. No person shall willfully enter or remain upon the premises, including buildings, grounds, parking lots, roads, and walkways of any property owned, administered, or operated by the Cherokee Nation or any of its subsidiaries or component units after having been forbidden, banned or excluded. Properties include but are not limited to, government-owned or leased buildings.

C. In order to exercise the authority conferred by subsection (A) of this section, an agent of the Cherokee Nation must notify the individual that he or she has been forbidden, banned or excluded from tribal property. Such notice shall include the duration of exclusion and shall not deprive an individual from reasonable access to services from the Cherokee Nation.

D. No person shall willfully enter or remain upon the premises after being expressly forbidden to do so in the manner provided for in this section. Any person convicted of violating the provisions of this section, upon conviction, shall be guilty of trespass and shall be punished by a fine of not more than Five Hundred Dollars (\$500.00) or by confinement in the penal institution for a term of not more than thirty (30) days, or by both such fine and imprisonment.

E. The provisions of this section shall not preclude any other remedy allowed by law.

Historical Data

LA 33-22, eff. November 14, 2022.