

Cherokee Nation Code Annotated
Title 21: Crimes and Punishments
Part VII. Crimes Against Property
Chapter 70: Other Offenses Against Property Rights
§ 1862. Commercial solicitation by facsimile device—Definitions
Cite as: 21 CNCA § 1862

As used in this section and 21 CNCA § 1863:

1. **"Commercial solicitation"** means an unsolicited electronic or telephonic transmission to a facsimile device to encourage the purchase of goods, realty, services or to advertise availability of such goods, realty or services. Commercial solicitation shall not include an electronic or telephonic transmission to a facsimile device:

- a. made in the course of prior negotiations;
- b. made to a party with whom there was a prior business relationship or an existing relationship;
- c. made in the course of a follow up to a sales call, sales lead or other business-related contact; or
- d. made after normal business hours and two pages or less in length.

2. **"Facsimile device"** means a machine capable of receiving and reproducing facsimiles of text or images transmitted electronically or telephonically through telecommunication lines connecting to the machine.

Historical Data

LA 10–90, eff. November 13, 1990.