

Cherokee Nation Code Annotated

Title 21: Crimes and Punishments

Part VIII. Controlled Dangerous Substances

Chapter 75: Uniform Controlled Dangerous Substances Act

Article IV. Offenses and Penalties

§ 2401A. School property—Distribution, dispensing or possession of controlled dangerous substance or Imitation with intent to distribute

Cite as: 21 CNCA § 2401A

A. It shall be unlawful for any person to distribute, dispense, or possess with intent to distribute a controlled dangerous substance or imitation controlled dangerous substance, as defined by 21 CNCA § 2101, while on any school property used for school purposes which is owned by any private school, public school district, or vocational-technical school district, or within one thousand (1,000) feet of any such school property or while on any school bus owned or operated by any private school, public school district. Any person convicted of violating this section shall be guilty of a crime.

B. It shall be no defense to a prosecution for a violation of this section that the violator of this section was unaware that the prohibited conduct took place while on or within one thousand (1,000) feet of any school property.

C. A conviction arising under this section shall not merge with a conviction pursuant to 21 CNCA § 2401.

Historical Data

LA 03–91, eff. February 9, 1991.

Renumbered from 63 CNCA § 2–401A.