

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

§ 2418. Distributing controlled substance within 1,000 feet of educational facilities, recreation centers or public parks—Penalties

Cite as: 21 CNCA § 2418

A. Any person who violates 21 CNCA § 2401 by distributing a controlled substance to an individual, in or on, or within one thousand (1,000) feet of the real property comprising a public or private elementary or secondary school, public vocational school, public or private college or university, recreation center or public park, including state parks and recreation areas, shall be guilty of a crime.

B. It shall not be a defense to prosecution for a violation of this section that the violator was unaware that the prohibited conduct took place:

1. While on or within one thousand (1,000) feet of any school property; or
2. While on recreation center grounds or on public park grounds, including state parks and recreation areas.

Historical Data

LA 03–91, eff. February 9, 1991.

Renumbered from 63 CNCA § 2–418.