

Cherokee Nation Code Annotated
Title 27: Environmental Quality
Chapter 7: Toxic and Hazardous Substance Control
§ 702. Definitions
Cite as: 27 CNCA § 702

As used in this chapter:

1. **"Chemical substance"** means any organic or inorganic substance of a particular molecular identity, including:
 - a. any combination of such substances occurring in whole or in part as a result of a chemical reaction or occurring in nature; and
 - b. any element or uncombined radical.
2. **"Commerce"** means trade, traffic, transportation, or other commerce:
 - a. between a place within the boundaries of the Cherokee Nation and any place outside of Cherokee Nation or
 - b. which affects trade, traffic; transportation, or commerce within the Cherokee Nation.
3. **"Distribute"** and **"distribution"** when used to describe an action taken with respect to a chemical substance or mixture or article containing a substance or mixture mean to sell, or the sale of, the substance, mixture, or article.
4. **"Environment"** includes water, air, and land and the interrelationship which exists among and between water, air, and land and all living things.
5. **"Health and safety study"** means any study of any effect of a chemical substance or mixture on health or the environment or on both, including underlying data and epidemiological studies, studies of occupational exposure to a chemical substance or mixture, toxicological, clinical, and ecological studies of a chemical substance or mixture, and any test performed pursuant to this chapter.
6. **"Instrumentalities"** means any departments or organizations of the Cherokee Nation offering or providing services to citizens of the Cherokee Nation.
7. **"Manufacture"** means to import into the territory of Cherokee Nation, produce or manufacture.
8. **"Mixture"** means any combination of two or more chemical substances if the combination does not occur in nature and is not, in whole or in part, the result of a

chemical reaction; except that such term does include any combination which occurs, in whole or in part, as a result of a chemical reaction if none of the chemical substances comprising the combination is a new chemical substance and if the combination could have been manufactured for commercial purposes without a chemical reaction at the time the chemical substances comprising the combination were combined.

9. **"New chemical substance"** means any chemical substance which is not included in the chemical substance list compiled and published in federal guidelines and programs.

10. **"Process"** means the preparation of a chemical substance or mixture, after its manufacture, for distribution:

- a. in the same form or physical state as, or in a different form or physical state from, that in which it was received by the person so preparing such substance or mixture, or
- b. as part of an article containing the chemical substance or mixture.

11. **"Processor"** means any person who processes a chemical substance or mixture.

12. **"Standards for the development of test data"** means those standards used for testing under federal EPA guidelines and programs.

Historical Data

LA 1-93, eff. June 14, 1993. Renumbered from 63 CNCA § 702.