

Cherokee Nation Code Annotated

Title 41: Landlord and Tenant

Chapter 5: Recreational and Hospitality Lodging Rights Act

**§ 2002. Right to Refuse or Deny Any Accommodation—Right to Financial Guarantees—
Limitation on Number of Occupants—Immunity**

Cite as: 41 CNCA § 2002

A. The Owner or Operator shall have the right to refuse or deny any accommodations, facilities or privileges of a Lodging Establishment to any person who is unwilling or unable to pay for accommodations and services of the Lodging Establishment. The Owner or Operator shall have the right to require the prospective Guest to demonstrate their ability to pay by cash, valid credit or debit card, or a valid check.

B. The Owner or Operator shall have the right to deny any accommodations, facilities or privileges of a Lodging Establishment to any person for reasons included but not limited to:

1. Intoxication;
2. Unlawful conduct or activity;
3. Conduct or activity that threatens other guests or property;
4. Disorderly conduct;
5. Property destruction;
6. Public disturbance; or
7. Violation of posted rules.

C. The Owner or Operator of a Lodging Establishment shall have the right to limit the number of persons who shall occupy any particular area of the Lodging Establishment.

D. The Owner or Operator of a Lodging Establishment refusing or denying accommodations, facilities or privileges of a Lodging Establishment for any of the reasons specified in this section shall not be liable in any civil or criminal action or for any fine or penalty based upon the refusal or denial, except that accommodations, facilities or privileges of a Lodging Establishment shall not be refused or denied based upon the race, creed, color, national origin, sex, disability, or marital status of a person.

Historical Data

LA 26-26, eff. July 13, 2026.