

Cherokee Nation Code Annotated

Title 73: Sovereignty

Chapter 1: Sovereign Immunity

§ 6. Delegation of authority as to Cherokee Nation

Cite as: 73 CNCA § 6

In addition to all provisions in 73 CNCA § 5, any waiver of the sovereign immunity of Cherokee Nation as a government shall be limited to:

1. Actual damages resulting from legislative action which has a material adverse effect on an Business Entity's ability to perform obligations to a party to a contract under the contract.
2. Any contractual obligation of an Business Entity in the event that the Nation terminates or dissolves the Business Entity or materially and unreasonably increases restrictions on the Business Entity's capacity to engage in its operations.
3. Declaratory judgment interpreting the scope and validity of a waiver.

Historical Data

LA 23-04, eff. June 17, 2004.