

Cherokee Nation Code Annotated

Title 21: Crimes and Punishments

Part IV. Crimes Against Decency and Morality

Chapter 45: Rape, Abduction, Carnal Abuse of Children and Seduction

§ 1115. Punishment for rape in first degree or second degree

Cite as: 21 CNCA § 1115

Rape in the first degree is a felony punishable by a term of imprisonment not to exceed three (3) years or by imposition of a fine in an amount not the exceed Fifteen Thousand Dollars (\$15,000), or by both such fine an imprisonment, provided that any sentence shall include a term of imprisonment. Any person in violation of the chapter shall be required to register as a sex offender pursuant to 57 CNCA § 1 et. seq. The jury, if any, shall be advised that the mandatory sex offender registration in addition to the actual imprisonment. Any person convicted of a subsequent violation of rape in the first degree shall be guilty of a felony punishable as provided in this subsection and shall not be eligible for probation, suspended or deferred sentence.

Historical Data

Repealed by LA 20–08, eff. January 12, 2009.

The repealed sections, relating to rape in the first and second degree and its punishment, were derived from LA 10–90. Amended LA 07-21, eff. February 22, 2021. Amended LA 23-25, eff. September 15, 2025.