

**Cherokee Nation Code Annotated**

**Title 21: Crimes and Punishments**

**Part VII. Crimes Against Property**

**Chapter 70: Other Offenses Against Property Rights**

**§ 1835.1. Entry or presence upon premises of place of business of persons convicted of certain crimes**

Cite as: 21 CNCA § 1835.1

A. Every person, partnership, corporation or other legal entity engaged in any public business, trade, or profession of any kind wherein merchandise, goods or services are offered for sale may forbid the entry or presence of any person upon the premises of the place of business, if the person has been convicted of a crime involving entry onto or criminal acts occurring upon any real property owned, leased, or under the control of such person, partnership, corporation or other legal entity. Such crimes shall include, but are not limited to, shoplifting, vandalism, and disturbing the peace while upon the premises of any place of business of the person, partnership, corporation, or other legal entity.

B. In order to exercise the authority conferred by subsection (A) of this section, the owner or an agent of the owner of a public business, trade, or profession must notify the person whom the owner or agent desires to prohibit from such owner's place of business.

C. No person shall willfully enter or remain upon the premises after being expressly forbidden to do so in the manner provided for in this section. Any person convicted of violating the provisions of this section, upon conviction, shall be guilty of trespass and shall be punished by a fine of not more than Five Hundred Dollars or by imprisonment for a term of not more than thirty (30) days, or by both such fine and imprisonment.

D. The provisions of this section shall not preclude any other remedy allowed by law.

**Historical Data**

LA 10-90, eff. November 13, 1990. Amended LA 07-21, eff. February 22, 2021. Amended LA 33-22, eff. November 14, 2022.