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TITLE 32 - HISTORICAL SOCIETIES AND ASSOCIATIONS
United States Code

National scenic and national historic trails, see 16 U.S.C. § 1244.

CHAPTER 1

GENERAL PROVISIONS

Reserved for Future Use

CHAPTER 1A

VIOLATIONS-PENALTIES

§ 2.1. Damage to historical site

No person shall willfully or knowingly break, break off, crack, carve upon, write, or otherwise mark upon, or in any manner damage, destroy, mutilate, deface more, or harm any historic or prehistoric site, building, object artifact or material in, around or upon any historic or prehistoric site, building, object artifact or material in, around or upon any historic site owned, operated, managed or under the control of Cherokee Nation. Any person convicted of violating any of the provisions of this section shall be guilty of a crime and shall be punished by a fine of not to exceed Two Hundred Dollars ($200.00) or by confinement in the county jail for not to exceed thirty (30) days or by both such fine and confinement.

CHAPTER 20

REGISTER OF HISTORIC PLACES

§ 361. Anthropological and archaeological projects

A. It shall be unlawful for any person to intentionally and knowingly deface American Indian or aboriginal paintings, pictographs, petroglyphs or other marks or carvings on rock or elsewhere that are of archaeological interest and pertain to early American Indian or aboriginal habitation of the country. It shall be unlawful to willingly injure, disfigure, remove or destroy any archaeological interest and pertain to early American Indian or aboriginal habitation of the country. It shall be unlawful to willingly injure, disfigure, remove or destroy any archaeological resources, including but not limited to, a prehistoric or historic structure, site, monument, marker, medallion, burial, burial marker or artifact without lawful authority as provided in this or related statutes. It shall be unlawful to enter onto the enclosed lands of another with the intent to intentionally injure, disfigure, remove, excavate, damage, take, dig into or destroy any archaeological remains or any prehistoric or historic site, American Indian or aboriginal campsite, artifact, burial, ruin or other materials wherever situated within the state without consent of the owner.

B. Any person violating any of the provisions of this section shall be guilty of a crime and, upon conviction, shall forfeit to the Cherokee Nation for final disposition all articles and materials and related records wrongfully acquired through his action or efforts, and shall also be fined not less than One Hundred Dollars ($100.00) and not more than Five Hundred Dollars ($500.00), or imprisoned in the county jail, not exceeding thirty (30) days, or both.

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