

TITLE III - CRIMINAL OFFENSE CODE

**Title III
Pages 1 - 95**

CHAPTER 1. GENERAL PROVISIONS

**Title III
Pages 1 - 7**

Sec. 101. Jurisdiction of the Chitimacha Tribe of Louisiana Over Persons Alleged to Have Committed Crimes And Offenses	Title III-Pg. 1
Sec. 102. Definitions	Title III-Pg. 1-3
Sec. 103. Criminal Offenses Based on Voluntary Conduct	Title III-Pg. 3
Sec. 104. Burden of Proof	Title III-Pg. 4
Sec. 105. Liability of Children and Minors	Title III-Pg. 4
Sec. 106. Ignorance or Mistake	Title III-Pg. 4-5
Sec. 107. Intoxication	Title III-Pg. 5
Sec. 108. Mental Disease or Defect	Title III-Pg. 5
Sec. 109. Self-defense	Title III-Pg. 5-6
Sec. 110. Defense of Others	Title III-Pg. 6
Sec. 111. Defense of Property	Title III-Pg. 6
Sec. 112. Use of Deadly Force	Title III-Pg. 6
Sec. 113. Duress	Title III-Pg. 7
Sec. 114. Entrapment	Title III-Pg. 7

CHAPTER 2. ANTICIPATORY CRIMES

Title III Pages 7-8

Sec. 201. Attempts	Title III-Pg. 7
Sec. 202. Criminal Complicity and Solicitation	Title III-Pg. 8

CHAPTER 3. CRIMES AGAINST PERSONS

Title III Pages 8-26

Subchapter A. Homicide

Title III Pages 8-9

Sec. 301. Murder	Title III-Pg. 8
Sec. 302. Manslaughter	Title III-Pg. 8
Sec. 303. Negligent Homicide	Title III-Pg. 9
Sec. 304. Causing or Aiding Suicide	Title III-Pg. 9

Subchapter B. Kidnapping

Title III Pages 9

Sec. 305. Kidnapping	Title III-Pg. 9
----------------------	-----------------

Subchapter C. Sexual Offenses

Title III Pages 9-15

Sec. 306. Definitions	Title III-Pg. 9-11
Sec. 307. Rape	Title III-Pg. 11-12
Sec. 308. Sexual Assault	Title III-Pg. 12
Sec. 309. Statutory Rape	Title III-Pg. 13
Sec. 310. Indecent Exposure	Title III-Pg. 13
Sec. 311. Prostitution and Patronizing a Prostitute	Title III-Pg. 13-14
Sec. 312. Bigamy	Title III-Pg. 14

Sec. 313. Indecent Behavior with a Juvenile Title III-Pg. 14

Sec. 314. Solicitation of a Minor to Engage in Sexual Activity Title III-Pg. 15

Subchapter D. Computer-Aided Sexual Offenses Involving Minors

**Title III
Pages 15-21**

Sec. 315. Definitions

Title III-Pg. 15-17

Sec. 316. Pornography Involving Juveniles

Title III-Pg. 17-19

Sec. 317. Computer-Aided Solicitation of a Minor

Title III-Pg. 19-21

Subchapter E. Assault and Related Offenses

**Title III
Pages 21-23**

Sec. 318. Assault Defined

Title III-Pg. 21-22

Sec. 319. Simple Assault

Title III-Pg. 22

Sec. 320. Aggravated Assault – Severe Bodily Harm

Title III-Pg. 22

Sec. 321. Aggravated Assault – Dangerous Weapon

Title III-Pg. 22

Sec. 322. Aggravated Assault – Great Bodily Harm

Title III-Pg. 22

Sec. 323. Aggravated Assault – Public Official

Title III-Pg. 23

Subchapter F. Abusive Conduct

**Title III
Pages 23-26**

Sec. 324. Harassment

Title III-Pg. 23

Sec. 325. Abuse of a Vulnerable Adult

Title III-Pg. 23-26

CHAPTER 4. CRIMES AGAINST PRIVATE PROPERTY

**Title III
Pages 26-31**

Subchapter A. Arson

**Title III
Page 26**

Sec. 401. Arson

Title III-Pg. 26

Subchapter B. Burglary and Related Offenses

**Title III
Page 26-27**

Sec. 402. Burglary

Title III-Pg. 26

Sec. 403. Criminal Trespass

Title III-Pg. 26-27

Subchapter C. Theft and Related Crimes

**Title III
Pages 27-31**

Sec. 404. Theft

Title III-Pg. 27-29

Sec. 405. Robbery

Title III-Pg. 29-30

Sec. 406. Criminal Mischief

Title III-Pg. 30

Sec. 407. Issuing Bad Checks

Title III-Pg. 30-31

Subchapter D. Forgery and Related Crimes

**Title III
Pages 31**

Sec. 408. Forgery

Title III-Pg. 31

Sec. 409. Obtaining Signature by False Pretense

Title III-Pg. 31

CHAPTER 5. CRIMES AGAINST THE PUBLIC ORDER

**Title III
Pages 31-61**

Subchapter A. Explosives and Weapons Offenses

**Title III
Pages 31-36**

Sec. 501. Carrying Concealed and Dangerous Weapon

Title III-Pg. 31-32

Sec. 502. Possession of Explosives

Title III-Pg. 32-33

Sec. 503. Use of Dangerous Weapons by Children

Title III-Pg. 33-34

Sec. 504. Unlawful Discharge of Firearms

Title III-Pg. 34

Sec. 505. Unlawful Possession of Firearms

Title III-Pg. 35

Sec. 506. Firearm-Free Zone

Title III-Pg. 35-36

Subchapter B. Threats Made Against the Public Order

**Title III
Page 36-37**

Sec. 507. Terroristic Threats

Title III-Pg. 36-37

Sec. 508. Aiding Others in Terrorism

Title III-Pg. 37

Subchapter C. Drugs and Related Offenses

**Title III
Pages 38-48**

Sec. 509. Unlawful Production, Distribution, Intent to Distribute, Sale, Possession or Use of Drugs

Title III-Pg. 38-42

Sec. 509-A. Unlawful Distribution, Sale, Possession and/or Use of Drug Paraphernalia

Title III-Pg. 42-44

Sec. 509-B. Violation of Unlawful Production, Distribution, Intent to Distribute, Sale, Possession or Use of Drugs; Drug Free Zone

Title III-Pg. 44-46

Sec. 509-C. Distribution to Persons Under Age Eighteen

Title III-Pg. 47

Sec. 509-D. Additional Penalties May Be Imposed

Title III-Pg. 47

Sec. 510. Falsification of Drug Tests

Title III-Pg. 48

Subchapter D. Offenses Involving Governmental Processes

**Title III
Pages 48-53**

Sec. 511. Bribery

Title III-Pg. 48

Sec. 512. Interfering with Election

Title III-Pg. 49

Sec. 513. Prohibited Campaigning

Title III-Pg. 49-50

Sec. 514. Hindering Law Enforcement

Title III-Pg. 50

Sec. 515. Perjury

Title III-Pg. 50-51

Sec. 516. Criminal Contempt

Title III-Pg. 51

Sec. 517. Resisting a Law Enforcement Officer

Title III-Pg. 51-52

Sec. 518. Resisting Arrest with Force or Violence

Title III-Pg. 52

Sec. 519. Resisting Arrest with Bodily Injury

Title III-Pg. 52-53

Sec. 520. Escape	Title III-Pg. 53
Subchapter E. Disorderly Conduct and Related Offenses	Title III Pages 53-55
Sec. 521. Disorderly Conduct	Title III-Pg. 53-54
Sec. 521-A. Possession and/or Consumption of Alcohol in Designated Park/Recreational Areas Prohibited	Title III-Pg. 54
Sec. 522. Mistreatment of Animals	Title III-Pg. 54-55
Subchapter F. Gambling	Title III Pages 55-56
Sec. 523. Illegal Gambling	Title III-Pg. 55-56
Subchapter G. Exploitation of Children	Title III Pages 56-61
Sec. 524. Contributing to the Delinquency of a Minor	Title III-Pg. 56
Sec. 525. Failure to Support a Dependent Person	Title III-Pg. 57
Sec. 526. Failure to Send a Child to School	Title III-Pg. 57
Sec. 527. Unlawful Possession of Intoxicating Beverages by Minors	Title III-Pg. 57
Sec. 528. Unlawful Sale of Intoxicating Beverages to Minors	Title III-Pg. 58
Sec. 529. Unlawful Sale of Tobacco to Minors	Title III-Pg. 58
Sec. 530. Unlawful Possession or Consumption of Alcohol on School Property	Title III-Pg. 58
Sec. 531. Child Abuse	Title III-Pg. 59
Sec. 532. Abandonment of a Child	Title III-Pg. 59
Sec. 533. Neglect of Child	Title III-Pg. 59
Sec. 534. Cruelty to Juveniles	Title III-Pg. 59-60

Sec. 535. Juvenile Sexting Title III-Pg. 60-61

Subchapter H. Curfew Violations

**Title III
Page 61**

Sec. 536. Failure to Enforce Curfew

Title III-Pg. 61

Sec. 537. Non-Residents Curfew

Title III-Pg. 61

Subchapter I. Driving While Under the Influence

**Title III
Page 61**

Sec. 538. Driving While Under the Influence of
Intoxicating Liquors or Drugs

Title III-Pg. 61

CHAPTER 6. DOMESTIC VIOLENCE

**Title III
Pages 62-68**

Subchapter A. General Provisions

**Title III
Pages 62-68**

Sec. 601. Purpose

Title III-Pg. 62

Sec. 602. General Jurisdiction

Title III-Pg. 62

Sec. 603. Special Domestic Violence Jurisdiction

Title III-Pg. 63

Sec. 604. Criminal Conduct Applicable

Title III-Pg. 63-64

Sec. 605. Rights and Procedural Requirements

Title III-Pg. 64

Sec. 606. Severability

Title III-Pg. 65

Sec. 607. Non-waiver of Sovereign Immunity

Title III-Pg. 65

Sec. 608. Savings

Title III-Pg. 65

Sec. 609. Definitions

Title III-Pg. 65-68

Subchapter B. Criminal Actions and Penalties

**Title III
Pages 68-70**

Sec. 610. Domestic Violence

Title III-Pg. 68-69

Sec. 611. Violation of No Contact Order	Title III-Pg. 69
Sec. 612. Violation of a Domestic Violence Protection Order	Title III-Pg. 69-70
Subchapter C. Powers and Duties of Law Enforcement	Title III Pages 70-77
Sec. 613. Duties to Victims	Title III-Pg. 70-71
Sec. 614. Protecting Evidence	Title III-Pg. 71-72
Sec. 615. Mandatory Arrest	Title III-Pg. 72-73
Sec. 616. Emergency Criminal No Contact Order	Title III-Pg. 73-75
Sec. 617. Mandatory Arrest for Violations of Domestic Violence Protection Orders or No Contact Orders	Title III-Pg. 75
Sec. 618. Authority to Seize and Hold Weapons	Title III-Pg. 75
Sec. 619. Violations of Conditions of Release	Title III-Pg. 75-76
Sec. 620. Duty to Expedite Service of Protection Orders	Title III-Pg. 76
Sec. 621. Law Enforcement Records on Domestic Violence	Title III-Pg. 76-77
Sec. 622. Liability of Law Enforcement Officers	Title III-Pg. 77
Subchapter D. Tribal Court Procedures, Powers, and Duties	Title III Pages 77-81
Sec. 623. Determination of Jurisdiction	Title III-Pg. 77-78
Sec. 624. Pre-trial and Release Conditions	Title III-Pg. 78-80
Sec. 625. Mediation and Alternative Justice Prohibited	Title III-Pg. 80
Sec. 626. Clerk of Court Record Maintenance	Title III-Pg. 80-81
Subchapter E. Duties of the Prosecutor	Title III Pages 81-82
Sec. 627. Domestic Violence Identified in Charging	Title III-Pg. 81

Document

Sec. 628. Duties of the Tribe to the Victim

Title III-Pg. 81-82

Subchapter F. Rights of Victims

**Title III
Pages 83**

Sec. 629. Rights of Victims

Title III-Pg. 83

Subchapter G. Civil Domestic Violence Orders for Protection

**Title III
Pages 83-89**

Sec. 630. Domestic Violence Protection Orders

Title III-Pg. 83-85

Sec. 631. Ex Parte Temporary Domestic Violence Protection Orders

Title III-Pg. 85-86

Sec. 632. Recognition and Enforcement of Foreign Protection Orders

Title III-Pg. 86-89

Subchapter H. Firearms

**Title III
Pages 90-91**

Sec. 633. Domestic Violence Offender in Possession of a Firearm

Title III-Pg. 90-91

CHAPTER 7. HABITUAL OFFENDERS

**Title III
Pages 91-92**

Sec. 701. Habitual Offender Crime

Title III-Pg. 91-92

Sec. 702. Limitation

Title III-Pg. 92

CHAPTER 8. PENALTIES AND LIMITATIONS

**Title III
Pages 92-95**

Sec. 801. Penalties

Title III-Pg. 92-93

Sec. 802. Statutes of Limitations
Sec. 803. Enhanced Sentencing

Title III-Pg. 93-94
Title III-Pg. 94-95

CHAPTER 9. JUDICIAL AND PROSECUTORIAL IMMUNITY

Title III
Page 95

Sec. 901. Judicial Immunity
Sec. 902. Prosecutorial Immunity

Title III-Pg. 95
Title III-Pg. 95