

OCTOBER 2005  
CROW TRIBAL LEGISLATURE

BILL NO. CLB05-16

CO-INTRODUCED BY JOHATHAN D. STONE, MIGHTY FEW DISTRICT  
REPRESENTATIVE AND WILLIE PLAINFEATHER, BIG HORN DISTRICT  
REPRESENTATIVE

A BILL FOR AN ACT ENTITLED:

**"OFFICIAL ESTABLISHMENT OF AN OFFICE OF BUSINESS ENTITY  
REGISTRATION AND ESTABLISHMENT OF A SYSTEM FOR FORMAL  
CHARTERING OF AND GOVERNMENTAL RECOGNITION OF BUSINESS  
ENTITIES ON THE APSAALOOKE/CROW RESERVATION."**

WHEREAS, the Constitution of the Crow Tribe makes reference to  
the adoption and enforcement of the Crow Law and Order Code; and

WHEREAS, prior to adoption of the Constitution of 2001, many  
ordinances and codes were enacted by the Crow Tribal Council; and

WHEREAS, the 2001 Constitution provides for separation of powers  
and contemplates that revisions, amendments, and additions to the Crow  
Law and Order Code will be accomplished through Legislative enactment  
and Executive Branch approval; and

WHEREAS, the 2001 Constitution provides in part to the Legislative  
Branch the following enumerated power "to adopt legislation chartering  
instrumentalities of the Crow Tribe for the purposes of economic  
development, housing, education or other purposes not inconsistent with  
this Constitution; ARTICLE V—LEGISLATIVE BRANCH OF GOVERNMENT,  
Section 2 d., and

WHEREAS: the Legislative and Executive Branches of government  
have determined there is a need to have an established office for Business  
Entity Registration and a System for Business Entity Registration.

NOW, THEREFORE, BE IT ENACTED BY THE CROW TRIBAL  
LEGISLATURE:

THE OFFICIAL APSAALOOKE/CROW OFFICE OF BUSINESS ENTITY  
REGISTRATION IS HEREBY ESTABLISHED. THE BUSINESS ENTITY  
REGISTRATION OFFICE SHALL BE HEADED BY A DIRECTOR (THE  
DIRECTOR) APPPOINTED BY THE CHAIRMAN OF THE EXECUTIVE

**BRANCH AND CONFIRMED BY MAJORITY VOTE OF THE LEGISLATURE OF THE CROW TRIBAL GOVERNMENT.**

**AND FURTHER:**

**AS TO BUSINESS ENTITY REGISTRATION, THE DIRECTOR SHALL HAVE THE AUTHORITY TO ADOPT RULES OF OPERATION OF THE APSAALOOKE/CROW OFFICE OF BUSINESS ENTITY REGISTRATION, INCLUDING ESTABLISHING NECESSARY FEES AND THE ESTABLISHMENT OF DIFFERENT BUSINESS ENTITIES SUCH AS A CORPORATION, PARTNERSHIP, LIMITED PARTNERSHIP, LIMITED LIABILITY COMPANY, PROFIT AND NONPROFIT BUSINESS ENTITIES, ETC, PROVIDED, HOWEVER, THAT REGULATIONS GOVERNING THE FORMATION OF NEW BUSINESS ENTITIES UNDER TRIBAL LAW, INCLUDING TRIBAL AND PRIVATE ENTITIES, SHALL BE SUBJECT TO FURTHER ENACTMENT BY THE LEGISLATURE AND APPROVED BY THE EXECUTIVE BRANCH.**

**AND FURTHER**

**THE DIRECTOR SHALL HAVE AUTHORITY TO ISSUE A CERTIFICATE OF AUTHORITY. THE CERTIFICATE OF AUTHORITY SHALL CONSIST OF THE FOLLOWING**

**CERTIFICATE OF EXISTENCE OR AUTHORITY.**

**(1) ANYONE MAY APPLY TO THE DIRECTOR TO FURNISH A CERTIFICATE OF EXISTENCE FOR AN APSAALOOKE/CROW DOMESTIC BUSINESS ENTITY OR A CERTIFICATE OF AUTHORITY FOR A FOREIGN BUSINESS ENTITY.**

**(2) A CERTIFICATE OF EXISTENCE OR AUTHORITY MUST SET FORTH:**

**(A) THE DOMESTIC BUSINESS ENTITY'S NAME OR THE FOREIGN BUSINESS ENTITY'S NAME USED IN THIS CROW NATION;**

**(B) (I) THAT THE DOMESTIC BUSINESS ENTITY IS ESTABLISHED UNDER THE LAW OF THIS CROW NATION, THE FIRST DATE OF DOING BUSINESS, AND THE PERIOD OF ITS DURATION IF LESS THAN PERPETUAL; OR**

**(II) THAT THE FOREIGN BUSINESS ENTITY IS AUTHORIZED TO TRANSACT BUSINESS IN THIS CROW NATION;**

**(C) THAT ALL FEES, TAXES, AND PENALTIES OWED TO THIS CROW NATION HAVE BEEN PAID, IF:**



(I) PAYMENT IS REFLECTED IN THE RECORDS OF THE DIRECTOR AND WHEN ESTABLISHED THE CROW DEPARTMENT OF REVENUE; AND

(II) NONPAYMENT AFFECTS THE EXISTENCE OR AUTHORITY OF THE DOMESTIC OR FOREIGN BUSINESS ENTITY;

(D) THAT ITS MOST RECENT ANNUAL REPORT REQUIRED HAS BEEN DELIVERED TO THE DIRECTOR;

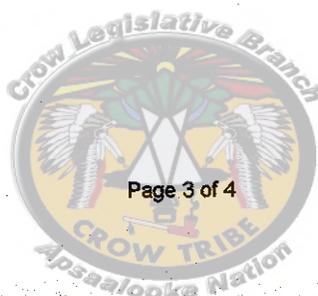
(E) THAT ARTICLES OF DISSOLUTION HAVE NOT BEEN FILED; AND

(F) OTHER FACTS OF RECORD IN THE OFFICE OF THE DIRECTOR THAT MAY BE REQUESTED BY THE APPLICANT.

(3) SUBJECT TO ANY QUALIFICATION BY THE DIRECTOR IN THE CERTIFICATE, A CERTIFICATE OF EXISTENCE OR AUTHORITY ISSUED BY THE DIRECTOR MAY BE RELIED UPON AS CONCLUSIVE EVIDENCE THAT THE DOMESTIC OR FOREIGN BUSINESS ENTITY IS IN EXISTENCE OR IS AUTHORIZED TO TRANSACT BUSINESS WITHIN THE BOUNDARIES OF THE CROW RESERVATION IN AND FOR THE CROW NATION.

AND FINALY:

UPON APPROVAL THIS ACT SHALL BE CODIFIED IN TITLE \_\_\_\_\_ OF THE CROW TRIBAL LAW AND ORDER CODE.



Bill or Resolution Number CUB05-16 Introduced by: J.D. Stone Date of Vote October 25, 2005  
 Representative Wyola District

	Yes	No	Abstain
B. Cloud	<input checked="" type="checkbox"/>		
C. Goes Ahead	<input checked="" type="checkbox"/>		
O. Costa	<input checked="" type="checkbox"/>		
V. Crooked Arm	<input checked="" type="checkbox"/>		
R. Iron	<input checked="" type="checkbox"/>		
J. Stewart	<input checked="" type="checkbox"/>		
E. Fighter	<input checked="" type="checkbox"/>		
L. Costa	<input checked="" type="checkbox"/>		
L. Hogan	<input checked="" type="checkbox"/>		
D. Old Elk			
K. Real Bird	<input checked="" type="checkbox"/>		
E. Pease	<input checked="" type="checkbox"/>		
S. Medicine Horse	<input checked="" type="checkbox"/>		
L. Not Afraid			
P. Real Bird			
D. Wilson			
J. Stone <i>Secretary of the House</i>	<input checked="" type="checkbox"/>		
W. Plain Feather <i>Speaker of the House</i>	<input checked="" type="checkbox"/>		
Totals:	<u>14</u>	<u>0</u>	<u>0</u>

Results of Vote:

Passed

Not Passed

Tabled

Veto Override

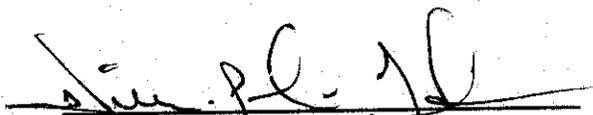
Signature of Officer: W. Plain Feather

Date: 10-25-05



**CERTIFICATION**

I hereby certify that this Joint Action Resolution, FINAL APPROVAL OF THE "OFFICIAL ESTABLISHMENT OF AN OFFICE OF BUSINESS ENTITY REGISTRATION AND ESTABLISHMENT OF A SYSTEM FOR FORMAL CHARTERING OF AND GOVERNMENTAL RECOGNITION OF BUSINESS ENTITIES ON THE APSAALOOKE/CROW RESERVATION." was duly approved by the Crow Tribal Legislature with a vote of 14 in favor, 0 opposed, and 0 abstained and that a quorum was present on this 25<sup>TH</sup> day of October 2005.

  
\_\_\_\_\_  
Speaker of the House  
Crow Tribal Legislature

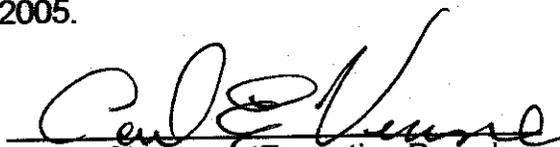
ATTEST:

  
\_\_\_\_\_  
Secretary, Crow Tribal Legislature

**EXECUTIVE ACTION**

I hereby  
 Approve,  
 Veto

This Joint Action Resolution, final approval of the "OFFICIAL ESTABLISHMENT OF AN OFFICE OF BUSINESS ENTITY REGISTRATION AND ESTABLISHMENT OF A SYSTEM FOR FORMAL CHARTERING OF AND GOVERNMENTAL RECOGNITION OF BUSINESS ENTITIES ON THE APSAALOOKE/CROW RESERVATION." , pursuant to the authority vested in the Chairman of the Crow Tribe by Article V, Section 8 and Article IV, Sections 3(f) and 3(k) of the Constitution and Bylaws of the Crow Tribe of Indians on this 4 day of Nov, 2005.

  
\_\_\_\_\_  
Chairman, Executive Branch  
Crow Tribe of Indians

