

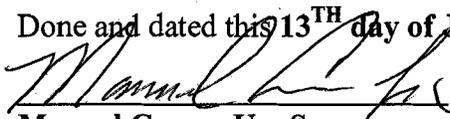
NOTICE OF VETO OVERRIDE

THIS IS OFFICIAL NOTICE AS AUTHORIZED BY LAW, CLB06-08, and "AN ACT TO ESTABLISH A TIME LIMIT FOR EXECUTIVE VETO, A VETO OVERRIDE PROCESS AND REFERENDUM PROCESS."

THE CROW LEGISLATURE IN REGULAR SESSION ON JULY 13, 2009 TOOK THE FOLLOWING VETO OVERRIDE ACTION RELATIVE TO **CLB09-03 A BILL "AN ACT TO AMEND THE CROW LAW AND ORDER CODE SECTION 3-3-303.1 CHIEF JUDGE'S QUALIFICATIONS"**

BILL IS ATTACHED IN REFERENCE AND INCORPORATED BY REFERENCE HERETO.

Done and dated this 13TH day of JULY 2009


Manuel Covers Up, Sr.
Speaker of the House


Beverly M. Shane
Secretary of the House

CERTIFICATE OF SERVICE

Mr. William Watt, Attorney for the Executive Branch Legal Council was served from Legislative Branch Staff member Jackie M. Blacksmith the following: THE CROW LEGISLATURE IN REGULAR SESSION ON JULY 13, 2009 TOOK THE FOLLOWING VETO OVERRIDE ACTION RELATIVE TO:

CLB09-03 A BILL "AN ACT TO AMEND THE CROW LAW AND ORDER CODE SECTION 3-3-303.1 CHIEF JUDGE'S QUALIFICATIONS"

I, William C. Watt received as stated above from Jackie M. Blacksmith
(Signature of recipient)

Done and dated this 20th day of July, 2009.

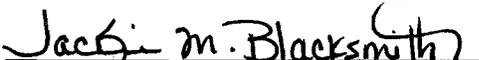
~TO BE COMPLETED BY LEGISLATIVE BRANCH STAFF MEMBERS ONLY~

I, the undersigned Legislative Branch Staff member hand delivered the above to

William C. Watt Or designee for the Executive

Branch at approximately 11 : 35 a.m./p.m.

Done and dated this 20th day of July, 2009.


Jackie M. Blacksmith
Administrative Officer
Crow Tribal Legislative Branch



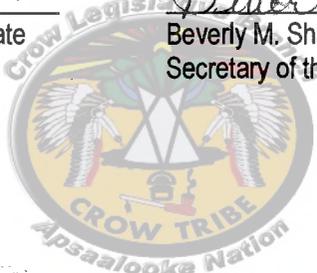
Act to Amend the CLOC Section 3-3-303-1 Chief Judge's Qualifications.
VETO-OVERRIDE ON 7/13/2009 -MONDAY

Legislative
 Bill or Resolution Number: **CLB09-03** Introduced by: **Executive Branch** Date of Vote: **7/13/2009**

<u>Representative:</u>	Yes	No	Abstained
B. House	<u> X </u>	<u> </u>	<u> </u>
R. Fighter, Sr.	<u> X </u>	<u> </u>	<u> </u>
C. J. Stewart	<u> X </u>	<u> </u>	<u> </u>
L. Hogan, Jr.	<u> X </u>	<u> </u>	<u> </u>
S. Fitzpatrick, Jr.	<u> X </u>	<u> </u>	<u> </u>
O. Half, Jr.	<u> X </u>	<u> </u>	<u> </u>
W. Plainfeather	<u> X </u>	<u> </u>	<u> </u>
R. Old Crow, Sr.	<u> X </u>	<u> </u>	<u> </u>
P. Alden, Jr.	<u> X </u>	<u> </u>	<u> </u>
M. Not Afraid	<u> X </u>	<u> </u>	<u> </u>
V. Crooked Arm	<u> X </u>	<u> </u>	<u> </u>
L. Plain Bull, Sr.	<u> </u>	<u> </u>	<u> </u>
C. Goes Ahead	<u> X </u>	<u> </u>	<u> </u>
O. Costa	<u> X </u>	<u> </u>	<u> </u>
J. Stone, Sr.	<u> X </u>	<u> </u>	<u> </u>
D. Wilson	<u> </u>	<u> X </u>	<u> </u>
B. Shane Secretary of the House	<u> X </u>	<u> </u>	<u> </u>
M. Covers Up, Sr. Speaker of the House	<u> X </u>	<u> </u>	<u> </u>
Totals:	<u> 16 </u>	<u> 1 </u>	<u> 0 </u>

Result of Vote: **Passed** **Not Passed** **Tabled** **Veto-Override**

Manuel Covers Up, Sr. Date Beverly M. Shane Date
 Speaker of the House Secretary of the House



EXECUTIVE ACTION
FOLLOWING VETO AND OVERRIDE
CLB09-03

The foregoing Act, CLB09-03“AN ACT TO AMEND THE CROW LAW AND ORDER CODE SECTION 3-3-303.1 CHIEF JUDGE’S QUALIFICATIONS” (the “Act”), was passed by the Legislature on April 17, 2009. The Act was not approved by the Chairman of the Executive Branch within the time provided in Section 1-3-101 of the Crow Law and Order Code (as added by CLB06-08, “An Act to Establish a Time Limit for Executive Veto, a Veto Override Process, and a Referendum Process”), and was therefore deemed to have been vetoed. The veto was overridden by vote of two-thirds of the members of the Legislature during its next regular Session on July 13, 2009. In the interest of stability and credibility of the Tribal Court system and recognizing that Judicial elections will be held this Fall, the Chairman of the Executive Branch hereby waives the right to a Referendum pursuant to Article V, Section 8 of the Tribal Constitution. Pursuant to Section 1-3-103, the Executive Branch Chairman is required to sign the legislation, provided, however, that pursuant to Section 1-3-107, such signature shall not be interpreted to waive or prevent the exercise of any legal or equitable remedies to test the constitutionality of the legislation in the Crow Tribal Court.

Now, therefore, as required by Section 1-3-103 of the Crow Law and Order Code, I hereby affix my signature to this Act signifying its effectiveness as of July 30, 2007.

DATED this 30 day of July, 2009.



Cedric Black Eagle, Chairman
Crow Tribal Executive Branch



APRIL 2009 CROW TRIBAL LEGISLATURE

BILL NO. CLB09-03

INTRODUCED BY SENATOR MARLIN NOT AFRAID
CROW TRIBAL LEGISLATIVE BRANCH

A BILL FOR AN ACT ENTITLED:

**“AN ACT TO AMEND THE CROW LAW AND ORDER CODE SECTION
3-3-303.1 CHIEF JUDGE’S QUALIFICATIONS”**

WHEREAS, the Crow Tribal Legislature is authorized by Article V, Section 2 and 3 of the Crow Tribal Constitution and Bylaws, to promulgate and adopt laws, resolutions, ordinances, codes, regulations and guidelines for the governance of the Crow Tribe of Indians at regular quarterly sessions each year, and has be rule provided for calling special sessions only for matters deemed to be of critical importance, and

WHEREAS, the Crow Law and Order Code currently contains requirements for the qualifications of the Chief Judge; and

WHEREAS, the proposed amendments will promote eligibility of candidates to run in the 2009 Election for Chief Judge of the Crow Tribal Court; and

WHEREAS, it is in the best interest of the Citizens of the Crow Nation to include the amendments that directly relate to the Crow language, Crow culture and a person in good standing within the community as a matter of Crow Tribal law, custom and tradition; and

WHEREAS, the interests of the Crow Nation will be served by adoption of the following amendment to the Crow Law and Order Code; and

WHEREAS, this bill “AN ACT TO AMEND THE CROW LAW AND ORDER CODE SECTION 3-3-303.1 CHIEF JUDGE’S QUALIFICATIONS” is a Bill initiated by the Crow Tribal Legislature, the procedure in the Crow Constitution requiring signatures from 10% of the voters will be obtained and attached to this Bill.



NOW THEREFORE BE IT RESOLVED THAT:

The Crow Law and Order Code is amended as follows:

3-3-303.1 Chief Judge's Qualifications

The Chief Judge must be at least thirty (30) years of age when elected; must have graduated from an accredited college with a minimum of an Associate Degree or alternatively at least four (4) years experience in the Crow Tribal Court system or 4 years of service as a Crow Legislative Senator; must understand the Crow language and Crow culture; must be an enrolled member of the Apsaalooke (Crow) Tribe; must be in good standing within the community as a matter of Crow Tribal law, custom and tradition; must not have ever been convicted of a felony and must not have been convicted of a misdemeanor offense within five (5) years of the election, not to include minor traffic offenses. Driving under the influence of drugs or alcohol is not a minor traffic offense. To be eligible for election or appointment, a background investigation including tribal, state and federal criminal and child protection history must be completed prior to certification of candidacy or confirmation. In order to be eligible to run as Chief Judge in all elections after October 2001 election and prior to certification as a candidate for election, each candidate shall have passed the Crow Tribal bar examination. Elections for Chief Judge shall be conducted in accordance with Chapter VIII of this Title.

3-3-303.1.3 Court Advisor

The Chief Judge, shall appoint, a professional attorney, licensed to practice before the highest court of any state, to assist in only particular matters of the court based upon the complexity of legal issues presented in the matter before the court. Legal advice shall be limited to Tribal Court Judges and Tribal Court staff.

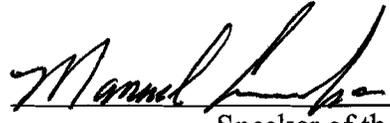
Limited authority

The Court Advisor shall have limited authority to provide legal advice only and shall not have authority in the actual decision making process on a case by case basis. Legal advice includes legal research from other jurisdiction.



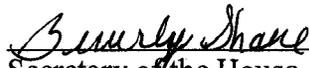
CERTIFICATION

I hereby certify that this Bill entitled "An Act to Amend the Crow Law and Order Code Section 3-3-303.1 Chief Judge's Qualifications" was duly approved by the Crow Tribal Legislature with a vote of 16 in favor, 0 opposed, and 0 abstained and that a quorum was present on this 17th day of April, 2009.



Speaker of the House
Crow Tribal Legislature

ATTEST:



Secretary of the House,
Crow Tribal Legislature



EXECUTIVE ACTION

I hereby

_____ approve

_____ veto this Bill;

"An Act to Amend the Crow Law and Order Code Section 3-3-303.1 Chief Judge's Qualifications" pursuant to the authority vested in the Chairman of the Crow Tribe by Article V, Section 8 of the Constitution and Bylaws of the Crow Tribe of Indians, on this _____ day of _____, 2009.

Cedric Black Eagle, Chairman
Crow Tribal Executive Branch



Bill or Resolution Number: CLB09-03 Introduced by: Sen. Marlin Not Afraid Date of Vote: 4/17/2009

<u>Representative:</u>	Yes	No	Abstained
L. Plain Bull, Sr.	<u>X</u>	<u> </u>	<u> </u>
C. Goes Ahead	<u>X</u>	<u> </u>	<u> </u>
O. Costa	<u>X</u>	<u> </u>	<u> </u>
V. Crooked Arm	<u>X</u>	<u> </u>	<u> </u>
M. Not Afraid	<u>X</u>	<u> </u>	<u> </u>
P. Alden, Jr.	<u>X</u>	<u> </u>	<u> </u>
B. House	<u>X</u>	<u> </u>	<u> </u>
E. Fighter, Sr.	<u>X</u>	<u> </u>	<u> </u>
C.J. Stewart	<u>X</u>	<u> </u>	<u> </u>
L. Hogan, Jr.	<u>X</u>	<u> </u>	<u> </u>
S. Fitzpatrick, Jr.	<u>X</u>	<u> </u>	<u> </u>
O. Half, Jr.	<u>X</u>	<u> </u>	<u> </u>
R. Old Crow, Sr.	<u>X</u>	<u> </u>	<u> </u>
W. Plainfeather	<u>X</u>	<u> </u>	<u> </u>
J. Stone, Sr.	<u> </u>	<u> </u>	<u> </u>
D. Wilson	<u> </u>	<u> </u>	<u> </u>
B. Shane Secretary of the House	<u>X</u>	<u> </u>	<u> </u>
M. Covers Up, Sr. Speaker of the House	<u>X</u>	<u> </u>	<u> </u>
Totals:	<u>16</u>	<u>0</u>	<u>0</u>

Result of Vote:

Passed Not Passed Tabled Veto-Override

Manuel Covers Up, Sr.

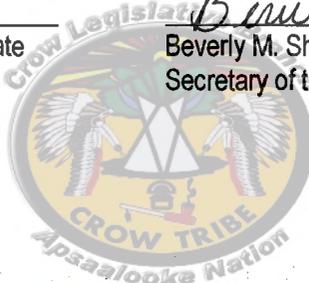
Manuel Covers Up, Sr.
Speaker of the House

Date

Beverly M. Shane

Beverly M. Shane
Secretary of the House

Date





Crow Country

LEGISLATIVE BRANCH OF THE CROW TRIBAL GOVERNMENT

P.O. Box 309 – MAKAWASHA Avenue

Crow Agency, Montana 59022

Phone: (406) 638-2023/2025/2238

Fax: (406) 638-2030

Legislative Branch

Prvor:

Arrow Creek

Larry Plain Bull, Sr.
Oliver Costa
Carlson Goes Ahead

Big Horn:

Valley of the Give

Away

Vincent Crooked Arm
Marlin D. Not Afraid
Pat Alden, Jr.

Dunmore:

Black Lodge

Bruce R. House
Ertis Fighter, Sr.
Conrad J. Stewart

Reno:

Center Lodge

Lloyd Hogan, Jr.
Sidney Fitzpatrick, Jr.
Oliver Half, Jr.

Lodge Grass:

Valley of the Chief

Manuel Covers Up, Sr.
Speaker of the House
Rudolph K. Old Crow
Woodrow Plainfeather

Wyola:

Mighty Few

Beverly M. Shane
Secretary of the House
Jonathan D. Stone
Dana Wilson

Staff

Jackie Blacksmith,
Administrative Officer

William Old Crow
Finance Officer/Admin.
Assist.

Sheri Chandler
Office Assist./Receptionist

Sheila Wilkinson
Legal Assistant

Kenny Pretty On Top
Maintenance/Custodian
Sergeant at Arms

Ronald Arneson, Esq.,
Attorney At Law

OFFICIAL CERTIFICATE OF DELIVERY

I, Beverly M. Shane, Secretary of the Legislative Branch of the Crow Tribal Government hereby this Transitional Action do deliver a True and Correct Official copy Of the Final Approval for the following Bill:

**INTRODUCED BY SENATOR MARLIN NOT AFRAID
CROW TRIBAL LEGISLATIVE BRANCH**

A BILL FOR ACT ENTITLED:

**“AN ACT TO AMEND THE CROW LAW AND ORDER CODE SECTION
3-3-303.1 CHIEF JUDGE’S QUALIFICATIONS”**

No. CLB09-03 to William C. [Signature] in the
Position of: Executive Attorney for the
Crow Tribal Executive Branch.

Done and dated this 20 day of July, 2009 @ 11:35 a.m./p.m.

Beverly M. Shane
Beverly M. Shane
Secretary of the House
Legislative Branch of the
Crow Tribal Government

Served by:
Jackie Blacksmith
Legislative Branch Staff

Cc: file

