

January 2011 Regular Session of the Crow Tribal Legislature

Legislative Resolution No. LR11-01

Introduced by Senator Woodrow Plainfeather (Lodge Grass District)
Chairman of the Surface Land Committee

A Legislative Resolution Titled:

A Resolution of the Crow Tribal Legislature to Provide Notice to All Crow Tribal Members and Other Interested Persons of the Proper Legal Procedure for Carrying Out Land Exchanges with the Crow Tribe

Legislative Findings:

WHEREAS, the Crow Tribal Legislature (“Legislature”) has the power and duty to adopt resolutions and guidelines for the governance of the Crow Tribe of Indians in accordance with Article 5, Section 2(a) of the 2001 Constitution and federal law; and

WHEREAS, the Crow Tribal Executive Branch (“Executive Branch”) has the power and duty to negotiate and approve or prevent any sale, disposition, lease or encumbrance of Tribal lands, interests in lands or other Tribal assets, including buffalo, minerals, gas and oil in accordance with Article IV, Section 3(f) of the 2001 Constitution; and

WHEREAS, under Article V, Section 2(d) of the 2001 Constitution the Legislature must give final approval or disapproval of items negotiated by the Executive Branch pertinent to the sale, disposition, lease or encumbrance of Tribal lands, interests in lands or mineral assets provided that a process for such approval or disapproval may be established by legislation; and

WHEREAS, during the April 2005 Regular Session the Legislature passed CLB 05-11 titled “An Act to Amend the Crow Law and Order Code to Provide Procedures for Joint Action Resolutions,” by an 8-7 vote and which Executive Branch Chairman Carl Venne signed into law on May 2, 2005; and

WHEREAS, CLB 05-11 is codified in Title 1, Chapter 2 of the 2005 Crow Law and Order Code and is currently the statutory process for approval or disapproval by the Legislature of items negotiated by the Executive Branch pertinent to tribal land dispositions as required by Article V, Section 2 (d) of the 2001 Constitution; and

WHEREAS, the Legislature takes notice of the fact there are currently public misunderstandings regarding the appropriate and lawful procedure for carrying out land exchanges with the Crow Tribe.

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CROW TRIBAL
LEGISLATURE IN REGULAR SESSION:**

Section 1. Established legislation governing procedure for final approval of tribal land dispositions.

The Legislature hereby informs the public at large, and particularly all interested Crow tribal members, of the Crow tribal law enacted by passage of CLB 05-11 that requires a joint action resolution to approve any land exchange involving Crow tribal land or interests in land.

Section 2. Negotiating power to be exercised by all four duly-elected Executive Branch officials.

The Legislature hereby provides notice to the Executive Branch, the public at large, and particularly all interested Crow tribal members, of the authority under Article IV, Section 3 (f) of the 2001 Constitution that each of the four elected Executive Branch Officials share concerning negotiating and giving preliminary approval to any tribal land disposition. Accordingly, the Legislature hereby establishes a policy of requiring any introduced joint action resolution involving a proposal to exchange Crow tribal land or interests in land to include written concurrences from each of the following: the Chairman of the Executive Branch, the Vice-Chairman of the Executive Branch, the Secretary of the Executive Branch, and the Vice-Secretary of the Executive Branch.

Section 3. Notice.

This resolution shall be provided to all parties of interest, as determined by the Speaker of the House and the Secretary of the Legislature.

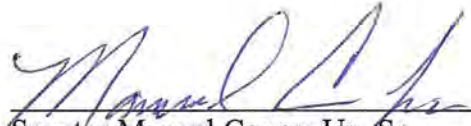
Section 4. Effective Date.

The policy as described in this resolution shall take effect immediately upon passage by the Legislature.

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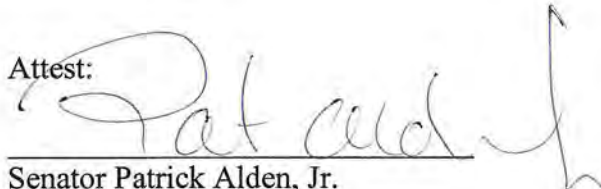
CERTIFICATION

I hereby certify that this Resolution titled **A Resolution of the Crow Tribal Legislature to Provide Notice to All Crow Tribal Members and Other Interested Persons of the Proper Legal Procedure for Carrying Out Land Exchanges with the Crow Tribe** 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 18th day of January 2011.



Senator Manuel Covers Up, Sr.
Speaker of the House,
Crow Tribal Legislature

Attest:



Senator Patrick Alden, Jr.
Secretary of the House
Crow Tribal Legislature



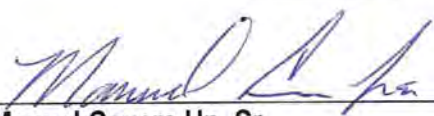
A Resolution of the Crow Tribal Legislature to Provide Notice to All Crow Tribal Members and Other Interested Persons of the Proper Legal Procedure for Carrying Out Land Exchanges with the Crow Tribe.

Bill or Resolution: LR11-01 **Introduced by:** Senator W. Plainfeather **Date of Vote:** 01/18/2011
Number

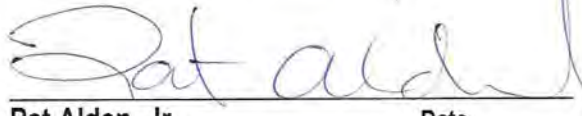
<u>Representative:</u>	Yes	No	Abstained
H. Two Leggins	<u> X </u>	<u> </u>	<u> </u>
V. Pretty Paint	<u> X </u>	<u> </u>	<u> </u>
C. J. Stewart	<u> X </u>	<u> </u>	<u> </u>
K. Shane	<u> X </u>	<u> </u>	<u> </u>
S. Backbone	<u> X </u>	<u> </u>	<u> </u>
O. Half, Jr.	<u> X </u>	<u> </u>	<u> </u>
W. Plainfeather	<u> X </u>	<u> </u>	<u> </u>
R. Old Crow, Sr.	<u> X </u>	<u> </u>	<u> </u>
M. Not Afraid	<u> X </u>	<u> </u>	<u> </u>
V. Crooked Arm	<u> X </u>	<u> </u>	<u> </u>
L. DeCrane	<u> X </u>	<u> </u>	<u> </u>
C. Goes Ahead	<u> X </u>	<u> </u>	<u> </u>
B. Hugs	<u> X </u>	<u> </u>	<u> </u>
G. Real Bird, Jr.	<u> X </u>	<u> </u>	<u> </u>
M. Backbone	<u> </u>	<u> </u>	<u> </u>
D. Wilson	<u> </u>	<u> </u>	<u> </u>
P. Alden, Jr. <i>Secretary of the House</i>	<u> X </u>	<u> </u>	<u> </u>
M. Covers Up, Sr. <i>Speaker of the House</i>	<u> X </u>	<u> </u>	<u> </u>
Totals:	<u> 15 </u>	<u> 0 </u>	<u> 0 </u>

Result of Vote:

Passed
 Not Passed
 Tabled
 Veto-Override



 Manuel Covers Up, Sr. Date
 Speaker of the House



 Pat Alden, Jr. Date
 Secretary of the House



Crow Country

Legislative Branch

Pryor:

Arrow Creek

Carlson Goes Ahead
Bryce Hugs
Lawrence DeCrane

Big Horn:

**Valley of the Give
Away**

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

Dunmore:

Black Lodge

Conrad J. Stewart
V. Jeannie Pretty Paint
H.Noel Two Leggins

Reno:

Center Lodge

Oliver Half, Jr.
Shawn E. Backbone, Sr.
Kenneth G. Shane

Lodge Grass:

Valley of the Chief

Manuel Covers Up, Sr.
Speaker of the House
R. Knute Old Crow, Sr.
Woodrow Plainfeather

Wyola:

Mighty Few

Dana Wilson
M. Tye Backbone
Gordon Real Bird, Jr.

Staff

Attorney Ron Ameson, Esq.
Attorney at Law

Leslie Plain Feather
Legal Assistant

Gerald Jay Harris
Legal Clerk

Jackie Blacksmith,
Administrative Officer

William Old Crow
Finance Officer/Admin.
Assist.

Sheri Chandler
Office Assist./Receptionist
/Editor

Kenny Pretty On Top
Maintenance/Custodian
Sergeant at Arms

LEGISLATIVE BRANCH OF THE CROW TRIBAL GOVERNMENT

P.O. Box 309 – 144 MAKAWASHA Avenue
Crow Agency, Montana 59022

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

Fax: (406) 638-2030

OFFICIAL CERTIFICATE OF DELIVERY

I, Pat Alden, Jr. 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:

Introduced by Senator Woodrow Plainfeather

Chairman of Surface Land Committee

Lodge Grass District

A LEGISLATIVE RESOLUTION TITLED:

**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE TO PROVIDE
NOTICE TO ALL CROW TRIBAL MEMBERS AND OTHER INTERESTED
PERSONS OF THE PROPER LEGAL PROCEDURE FOR CARRYING OUT
LAND EXCHANGES WITH THE CROW TRIBE.**

LR11-01 to Janie Pretty Paint in the

Position of: Secretary for the

Crow Tribal Executive Branch.

Done and dated this 10 day of Feb, 2011 @ 11.50 a.m./p.m.

Pat Alden Jr.
Secretary Of The House
Legislative Branch of the
Crow Tribal Government

Served by:
Jackie Blacksmith
Legislative Branch Staff



Cc: file

Certificate Number
2011-06-A



Crow Country

Legislative Branch

Prvor:

Arrow Creek

Carlson Goes Ahead
Bryce Hugs
Lawrence DeCrane

Big Horn:

Valley of the Give
Away

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

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LAND EXCHANGES WITH THE CROW TRIBE.**

LR11-01 to Dean Bird in the
Court Clerk Position of: _____ for the
Crow Tribal Judicial Branch.

Done and dated this 10th day of February, 2011 @ 3:37 a.m./p.m.

Pat Alden Jr.
Secretary Of The House
Legislative Branch of the
Crow Tribal Government

Served by:
Jackie Blacksmith
Legislative Branch Staff



Cc: file

Certificate Number
2011-06-B