

AUGUST 25, 2011 SPECIAL SESSION OF THE CROW TRIBAL LEGISLATURE

Legislative Resolution No. 11- 12

Introduced by the Ethics Committee

A Legislative Resolution Titled:

A Resolution of the Crow Tribal Legislature to Discipline Black Lodge Representative Hubert “Noel” Two Leggins for Abuse of Alcohol

Legislative Findings:

WHEREAS, the Crow Tribal Legislature has the power and duty to promulgate and adopt resolutions for the governance of the Crow Tribe of Indians in accordance with Article V, Section 2(a) of the 2001 Crow Constitution; and

WHEREAS, Article VIII of the 2001 Crow Constitution establishes that improper conduct by the elected officials of the Executive Branch and Legislature such as abuse of alcohol is punishable by removal or recall and provides that the Crow Tribal General Council, through its Legislative Branch, shall define through adopted policy what specifically constitutes abuse of alcohol, among other forms of improper conduct; and

WHEREAS, Section 1(8) of Legislative Resolution 10-20 (Establishing Branch Policy and Procedure for Legislative Resolutions) provides that a specific category of legislative resolutions shall be for purposes of disciplinary actions; and

WHEREAS, the Legislature believes it is important for all Crow people to live clean, healthy and productive lives and that elected representatives in tribal government hold a special responsibility to serve as role models and as beacons of hope for positive change from the various societal ills affecting the Crow Tribe, including irresponsible use of alcohol; and

WHEREAS, it has come to the attention of the Legislature that in July 2011 Senator H. Noel Two Leggins was charged and found guilty of driving under the influence of alcohol, second offense, in the City Court of Billings, Montana; and

WHEREAS, the Legislative Branch Ethics Committee held a meeting with Senator H. Noel Two Leggins to discuss the nature of the problem and arrived at an agreed-upon method of discipline and correction; and

WHEREAS, the Ethics Committee formally recommends to the full Legislature five areas of discipline for Senator Two Leggins, to wit: a thirty (30) day suspension without pay, a

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voluntary resignation of his chairmanship of the Personnel Committee, a mandatory self-commitment to a substance abuse treatment program, a letter of apology to the Black Lodge District, and an agreement to resign from the Legislature if found guilty of another criminal or civil offense involving drugs and/or alcohol.

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

That Black Lodge District Senator Hubert “Noel” Two Leggins be immediately and fully disciplined for being found by a court of law to be in violation of a second offense of driving under the influence of alcohol, as provided for in Montana Code Annotated Title 61, Chapter 8, Part 4 (2009) and that such discipline be as follows:

1. Senator Two Leggins shall be placed on a thirty (30) day suspension without pay, effective as of the date of passage of this resolution, from all activities as an elected member of the Legislative Branch, *provided that* Senator Two Leggins shall be entitled to vote on all matters during any session of the Legislature which may take place during such time.
2. Senator Two Leggins shall resign from his position as Chairman of the Legislative Branch Personnel Committee, effective as of the date of passage of this resolution.
3. Senator Two Leggins shall admit himself to the treatment and care of a reputable and legitimate substance abuse treatment facility for the purpose of counseling and rehabilitation within ten (10) days of the date of passage of this resolution. Upon successful completion of a substance abuse treatment program, Senator Two Leggins shall provide documentation verifying successful completion along with a written report explaining the value of such treatment and his personal plan for recovery.
4. Senator Two Leggins shall write a letter of apology addressed to the Crow Tribal General Council members whom he represents from the Black Lodge District. Senator Two Leggins shall take care that this letter of apology be published in the Big Horn County News, Apsaalooke Nation Newspaper, or the Legislative Branch newsletter.
5. Senator Two Leggins shall immediately resign from his position as an elected representative of the Black Lodge District in the Crow Tribal Legislature if in the future he is found guilty in a court of law of any offense, criminal or civil, which involves drugs and/or alcohol.

BE IT FURTHER AND FINALLY RESOLVED:


That the Legislature commends Senator Two Leggins for his voluntary acceptance of all disciplinary terms and conditions as contained in this resolution and for his agreement to

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seek assistance in positively reforming his behavior and in his efforts to better himself in order to better serve the Black Lodge District and the Crow Tribe.

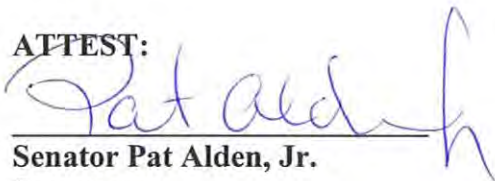
CERTIFICATION

I hereby certify that this Legislative Resolution 11-12 titled A Resolution of the Crow Tribal Legislature to Discipline Black Lodge Representative Hubert “Noel” Two Leggins for Abuse of Alcohol was duly adopted by the Crow Tribal Legislature with a vote of 11 in favor 0 opposed, and 3 abstaining and that a quorum was present on this 25th day of August, 2011.



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

ATTEST:



Senator Pat Alden, Jr.
Secretary
Crow Tribal Legislature



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