

**JANUARY 2010 SESSION,
CROW TRIBAL LEGISLATURE**

BILL NO. CLB10-01

**INTRODUCED BY CEDRIC BLACK EAGLE, CHAIRMAN
CROW TRIBAL EXECUTIVE BRANCH**

**A BILL FOR AN ACT ENTITLED “AN ACT ESTABLISHING A CROW TRIBAL
HEALTH BOARD AND ESTABLISHING AUTHORITY, DUTIES, AND
RESPONSIBILITIES OF THE APSAALOOKE NATION HEALTH BOARD”**

WHEREAS, prior to 2001, health boards were regularly established by the Crow Tribal Chairman to assist the Crow Agency Service Unit Director with the function and operations of the local service unit; and

WHEREAS, prior to 2001, health boards established by the Crow Tribal Chairman assisted the federal government, through its various agencies and departments, in fulfilling its responsibilities to the Crow people through the formation of national tribal health policy as well as local initiatives; and

WHEREAS, Resolution No. 80-8A and Resolution No. 79-08 previously provided for the authority, duties, procedures, and structure of the Crow Tribal Health Board; and

WHEREAS, the passage of the 2001 Crow Constitution and Bylaws brought uncertainty regarding the role and authority of governmental entities such as the Crow Tribal Health Board; and

WHEREAS, through the efforts and interests of the governing bodies of the Crow Tribe, the function and operations of the local service unit have benefitted; and

WHEREAS, the need for individuals with expertise in the health care field as well as knowledge and ties to the Crow tribal community to advise the elected officials of the Crow Tribal government and the federal government can be met by the reestablishment of the Crow Tribal Health Board; and

WHEREAS, Apsaalooke tribal members on the Crow Reservation, as well as Apsaalooke people who do not reside on the Crow Reservation, need assistance in ensuring that quality health care is provided and readily available to all Apsaalooke people; and


WHEREAS, it is in the best interest of the Crow Tribe to establish a permanent entity, fully authorized pursuant to the 2001 Crow Constitution and Bylaws, in the form of the Apsaalooke Nation Health Board, to serve the Apsaalooke communities as a matter of Crow Tribal law,

NOW, THEREFORE, BE IT RESOLVED that there is established, pursuant to this Bill, an Apsaalooke Nation Health Board; and

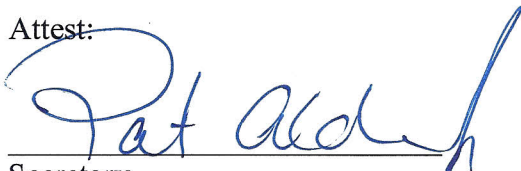
BE IT FURTHER RESOLVED, that the Apsaalooke Nation Health Board shall be formed for the purposes and with the duties and powers described in the attached document; and shall conduct itself pursuant to the procedures and policies provided in the attached document.

CERTIFICATION

I hereby certify that this Crow Legislative Bill was duly approved by the Crow Tribal Legislature with a vote of 18 in favor, 0 opposed, and 0 abstained and that a quorum was present on this 19TH day of **January, 2010**.


Speaker of the House
Legislative Branch, Crow Tribe

Attest:



Secretary
Legislative Branch, Crow Tribe



EXECUTIVE ACTION

I hereby X (approve), _____ (veto) this Legislative Bill 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.

Dated this 17 day of Feb., 2010.


Cedric Black Eagle, Chairman
Executive Branch, Crow Tribe

Apsaalooke Nation Health Board Ordinance

1. Duties and Powers of Board

a. The Board shall:

- i. Represent the Crow Tribal government in meeting directly with the staff of the United States Indian Health Service, Department of Health and Human Services, as required, regarding Indian healthcare policy, funding concerns, policy discussions, as well as any healthcare or health service provision issues specific to the Crow Tribe;
- ii. Review and make recommendations to the branches of the Crow Tribal government regarding budgets for healthcare service-related programs under the Crow Tribal government and proposed and existing Crow-Northern Cheyenne Hospital policies and procedures;
- iii. Review and monitor progress of programs and services performed by the Crow Tribal government under contract with any branch of the federal government, when those programs and services involve provision of healthcare related services to Crow tribal members, or when the contract is directly with the United States Department of Health and Human Services Indian Health Service;
- iv. Review programs and services performed by the Crow-Northern Cheyenne Hospital annually in accordance with the goals and priorities identified by the Board;
- v. Meet with staff of the Crow-Northern Cheyenne Hospital to review and report on the status of the facility to the elected officials of the Crow Tribal government;
- vi. Sign and uphold a Confidentiality Statement in relation to duties as board members;
- vii. Perform projects assigned by the Health Department Head of the Executive Branch, or as directed by the Crow Executive Branch officials, and the Crow Tribal Legislature pursuant to duly enacted laws and ordinances of the Crow Tribe;

2. Composition of Board

- a. The Board is comprised of 7 members, one chosen from each district by the Chairman of the Executive Branch and confirmed by the Legislature; the seventh member of the Board is the duly appointed and confirmed executive branch Cabinet Head for the Health and Human Services, who shall vote only to break an existing tie vote. If the Chairman of the Executive Branch fails to recommend the Health Board appointees within 90 calendar days of the passage of this bill, the Representatives from each district shall appoint a district representative to serve as a member of the herein established Health Board from each district, subject to confirmation by the full legislature.

- b. Board members serve terms of 4 years, staggered, with Valley of the Chiefs, Black Lodge, and Arrow Creek district Board members serving initial terms of two years.
- c. Board shall select Chairperson every year after new board members are appointed, confirmed, and seated.
- d. Removal of members for absenteeism. The Board shall declare a vacancy in the post of any member for excessive absenteeism, which shall include failure to attend three (3) consecutive meetings.
- e. Board members shall receive compensation for mileage for travel to and from board meetings, and shall be paid a per diem fee per meeting, to be set by the Executive Branch Chairperson. Tribal Government employees shall take leave for meetings scheduled during regular work hours and shall not receive mileage for travel to and from meetings scheduled on regular work days.
- f. Budget for Board shall be submitted and set pursuant to CLB07-08, Crow Tribal Fiscal Management Act. As of the date this Ordinance becomes effective by signature of the Chairman of the Executive Branch, the Board shall be included in all budgets submitted for consideration by the Executive Branch.

3. Requirements and Qualifications of Board Members.

Prior to appointment to serve, Personnel Department of the Executive Branch shall verify that any appointed Board member meets the following criteria:

- a. High School Diploma or equivalency;
- b. Two (2) years of healthcare related education or four (4) years relevant work experience;
- c. At least twenty-five (25) years of age;
- d. Must have physically resided, on a full-time basis, within the district appointed to represent for at least one year immediately prior to appointment to serve on board;
- e. Shall not be in conflict of interest with the functions of the Board by virtue of employment by Federal, State, or County government;
- f. Must be a duly enrolled member of the Crow Tribe of Indians.

4. Technical Assistance

- a. Staff from the Crow Tribal Health Department shall assist in organization, facilitation of board meetings, provision of basic office supplies, collection and distribution of board meeting records and work products, and drafting and distribution of meeting minutes.
- b. The Board chairperson may delegate administrative tasks under this Ordinance to Crow Tribal Health Department Cabinet Head, provided that any such delegation must be in writing, signed and dated by the Chairperson.
- c. Board may utilize expert advice as available from outside agencies and entities.

5. Meetings – the Board shall meet no less frequently than monthly. Meetings shall take place in a location agreed to by the majority of Board members. The Board Chairperson shall notify all Board members by mail at least five (5) business days in advance of any regular meeting and an agenda shall be sent with notice if possible.

6. Preparation of Minutes – Minutes will be distributed or sent by the Board Chairperson to Board members no later than thirty (30) days after a Board meeting. Minutes shall be reviewed, amended as necessary, and duly approved at the next regularly scheduled Board meeting
7. Severability – If any provision of this Ordinance is held invalid by a court of competent jurisdiction, the invalid portion will be severed and the remaining
8. Enforcement and Oversight – The Board shall make a quarterly report to the Crow Tribal Legislative Branch. This report may be made or directed to the Health and Human Services Subcommittee in lieu of reporting to the full Legislative Branch.

Bill or ResolutionNumber: CLB10-01 Introduced by: Executive Branch Date of Vote: January 19, 2010

<u>Representative:</u>	<u>Yes</u>	<u>No</u>	<u>Abstained</u>
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, Sr.	<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. De Crane	<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>X</u>	<u> </u>	<u> </u>
D. Wilson	<u>X</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>18</u>	<u>0</u>	<u>0</u>

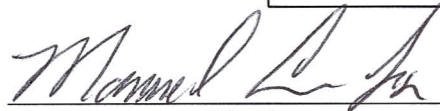
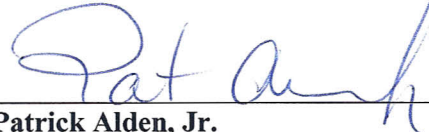
Result of Vote:

Passed

Not Passed

Tabled

Veto-Override

**Manuel Covers Up, Sr.**
Speaker of the House**Date****Patrick Alden, Jr.**
Secretary of the House**Date**

1-25-10



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.
Secretary of the House

Dunmore:

Black Lodge

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

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.

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Jackie Blacksmith,
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Assist.

Sheri Chandler
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/Editor

Kenny Pretty On Top
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Sergeant at Arms

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Crow Agency, Montana 59022

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

Fax: (406) 638-2030

OFFICIAL CERTIFICATE OF DELIVERY

I, Patrick 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 Bill:

INTRODUCED BY CEDRIC BLACK EAGLE, CHAIRMAN
CROW TRIBAL EXECUTIVE BRANCH

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A CROW TRIBAL HEALTH BOARD AND ESTABLISHING AUTHORITY, DUTIES, AND RESPONSIBILITIES OF THE APSAALOOKE NATION HEALTH BOARD"

No. CLB10-01 to Hezther Whiteman Runstine in the

Position of: Joint Executive Lead Counsel for the

Crow Tribal Executive Branch.

Done and dated this 29 day of January, 2010 @ 3:00 a.m./p.m.

Patrick Alden Jr.
Secretary of the House
Legislative Branch of the
Crow Tribal Government

Served by:

Sheri Chandler
Legislative Branch Staff

Cc: file





Crow Country

Legislative Branch

Pryor:

Arrow Creek

Carlson Goes Ahead
Bryce Hugs
Lawrence DeCrane

Big Horn:

Valley of the Give

Away

Vincent Crooked Arm
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No. CLB10-01 to Heather Whiteman Runs Him in the

Position of: Joint Executive Lead Counsel for the

Crow Tribal Executive Branch.

Done and dated this 29 day of January, 2010 @ 3:00 a.m./p.m.

Pat Alden
Secretary of the House
Legislative Branch of the
Crow Tribal Government

Served by:

Sheri Chandler
Legislative Branch Staff

Cc: file

