

**CROW TRIBAL LEGISLATURE
FEBRUARY 1, 2013 SPECIAL SESSION**

BILL NO. CLB13-02

INTRODUCED BY DARRIN OLD COYOTE, CHAIRMAN
CROW TRIBAL EXECUTIVE BRANCH

A BILL FOR AN ACT ENTITLED:

**“APPROVAL OF AMENDMENTS TO THE FISCAL YEAR 2013 CROW TRIBAL
BUDGET TO AUTHORIZE EXPENDITURE OF PROCEEDS FROM THE BIG METAL
COAL DEVELOPMENT AGREEMENTS.”**

WHEREAS, Article IV, Section 3(d) of the Crow Tribal Constitution and Bylaws requires the Executive Branch of the Crow Tribal Government to prepare an annual budget for the operation of the Tribal Government, including separate budgets for the Legislative and Judicial Branches, for approval by the Legislative Branch and the Secretary of the Interior; and

WHEREAS, Article V, Section 2(e) of the Constitution empowers the Legislative Branch to grant final approval or disapproval of the annual budget prepared by the Executive Branch; and

WHEREAS, CLB12-05, a Revised Annual Budget for the Operation of the Crow Tribal Government and the Expenditure of Tribal Revenue for Fiscal Year 2013 (the “FY2013 Budget”), was approved by the Legislature on December 20, 2012, and by the Chairman of the Executive Branch on December 21, 2012, and the said FY2013 Budget did not authorize expenditure of any proceeds from new coal development agreements; and

WHEREAS, JAR13-01 granting Final Approval of the Exploration Agreement , Option to Lease Agreement, and Coal Leases between the Crow Tribe of Indians and Big Metal Coal Co. LLC (the “Big Metal Agreements”) was approved by the Legislature on January 15, 2013 and by Chairman on January 17, 2013; and

WHEREAS, upon execution of the Big Metal Agreements, the Tribe will receive an Initial Option Payment in the amount of \$2.25 million, and when the Agreements are approved by the Secretary of the Interior, which is anticipated during FY2013, the Tribe will receive an Option Payment of \$1.5 million and a Scholarship payment of \$75,000 (plus escalation for inflation) (collectively, the “Big Metal FY2013 Payments”);

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

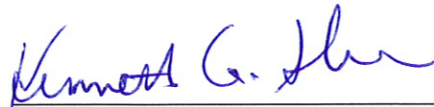
Section 1. The Amended 2013 fiscal year budget for the expenditure of Crow Tribe revenue as approved by CLB12-05 is hereby approved as follows:

- (a) The Crow Tribal Revenue Budget for the General Fund is increased by the amount of \$2,250,000 to reflect receipt of the Initial Option Payment.
- (b) Expenditure of the \$2.25 million Initial Option Payment is authorized as follows:
 - (i) The amount of \$1 million for Executive Branch General Fund expenditures as determined by the Executive Branch shall be added to the appropriate line items in Budget Account 100A1 "Elected Administration;" and
 - (ii) The amount of \$150,000 for Legislative District expenditures, to be allocated in equal amounts to the six Districts in a manner as provided in Section 8 of the Fiscal Management Act or other applicable tribal law, shall be included as new Budget Account Department titled "District Expenditures;" and
 - (iii) The amount of \$100,000 for Judicial Branch expenditures, to be allocated as determined by the Chief Judge, shall be added to the appropriate line items in Budget Account 100C2 "Courts;" and
 - (iv) The amount of \$100,000 for Legislative Branch expenditures, to be allocated as determined by the Legislative Branch, shall be added to the appropriate line items in Budget Account 150C "Constitutional Reform/Legislative;" and
 - (v) The amount of \$200,000 shall be allocated to a new Budget Account Department titled "Elderly Emergency Assistance;" and
 - (vi) The amount of \$200,000 for tribal expenditures, specifically to support tribal cost share and infrastructure needs of the Head Start program, shall be allocated to a new Budget Account Department titled "Head Start;" and
 - (vii) The amount of \$500,000 shall be allocated for a Tribal Land Purchase Program to be administered by the Executive Branch and shall be included as a new Budget Account Department titled "Tribal Land Purchase Program;" and

Section 2. This Act is effective immediately upon approval by the Legislative Branch and the Chairman of the Executive Branch.

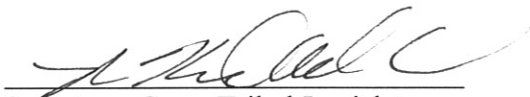
CERTIFICATION

I hereby certify that this Bill for an Act entitled “**APPROVAL OF AMENDMENTS TO THE FISCAL YEAR 2013 CROW TRIBAL BUDGET TO AUTHORIZE EXPENDITURE OF PROCEEDS FROM THE BIG METAL COAL DEVELOPMENT AGREEMENTS**” was duly approved by the Crow Tribal Legislature with a vote of 15 in favor, 0 opposed, and 0 abstained, and that a quorum was present on this 1st day of February, 2013.



Speaker of the House
Crow Tribal Legislature

ATTEST:


Secretary, Crow Tribal Legislature

EXECUTIVE ACTION

I hereby

X approve,

_____ veto

this Bill for an Act entitled “**APPROVAL OF AMENDMENTS TO THE FISCAL YEAR 2013 CROW TRIBAL BUDGET TO AUTHORIZE EXPENDITURE OF PROCEEDS FROM THE BIG METAL COAL DEVELOPMENT AGREEMENTS**” 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 4TH day of FEBRUARY, 2013.



Darrin Old Coyote, Chairman
Crow Tribal Executive Branch

A BILL FOR AN ACT ENTITLED:
 "APPROVAL OF AMENDMENTS TO THE FISCAL YEAR 2013 CROW TRIBAL BUDGET TO AUTHORIZE EXPENDITURE
 OF PROCEEDS FROM THE BIG METAL COAL DEVELOPMENT AGREEMENTS."

Bill or Resolution: CLB13-02 **Introduced by:** Chairman Darrin Old Coyote **Date of Vote:** 2/1/2013
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>
(Vacant)	<u> </u>	<u> </u>	<u> </u>
A.Coyote-Runs, Sr.	<u> X </u>	<u> </u>	<u> </u>
L. Not Afraid.	<u> X </u>	<u> </u>	<u> </u>
Covers Up, 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. DeCrane	<u> X </u>	<u> </u>	<u> </u>
C. Goes Ahead	<u> X </u>	<u> </u>	<u> </u>
B. Hugs	<u> </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>
(Vacant)	<u> </u>	<u> </u>	<u> </u>
R. K. Old Crow, Sr. <i>Secretary of the House</i>	<u> X </u>	<u> </u>	<u> </u>
K. Shane <i>Speaker of the House</i>	<u> X </u>	<u> </u>	<u> </u>
Totals:	<u> 15 </u>	<u> 0 </u>	<u> 0 </u>

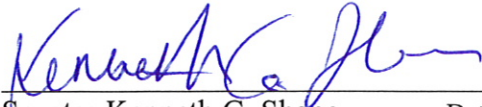
Result of Vote:

Passed

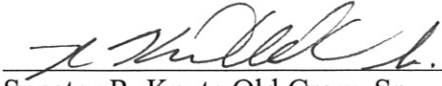
Not Passed

Tabled

Veto-Override


 Senator Kenneth G. Shane
 Speaker of the House

Date

 2/1/13
 Senator R. Knute Old Crow, Sr.
 Secretary of the House

Date