

**CROW TRIBAL LEGISLATURE
SPECIAL SESSION
AUGUST 3, 2004**

JOINT ACTION RESOLUTION NO. JAR04-06

INTRODUCED BY: Carl Venne, Chairman
Executive Branch

JOINT ACTION RESOLUTION OF THE CROW TRIBAL LEGISLATURE

**“AUTHORIZING THE JUDICIAL ETHICS BOARD TO SUBPOENA
TESTIMONY AND/OR DOCUMENTARY EVIDENCE IN ANY MATTERS
DULY BROUGHT BEFORE THE JUDICIAL ETHICS BOARD.”**

WHEREAS, Article V, Section 2(a) and (b) of the Crow Constitution and Bylaws provide that the Crow Tribal Legislature is authorized to promulgate and adopt regulations and guidelines in accordance with this Constitution for the governance of the Crow Tribe of Indians and which are necessary in exercising the duties conferred upon the three branches of government;

WHEREAS, Section 3-3-306(2) of the Crow Law and Order Code creates the Judicial Ethics Board, a three member board comprised of one official from the Executive, Legislative and Judicial Branches, and authorizes the Judicial Ethics Board to review petitions for removal of a Tribal Judge; and

WHEREAS, The Judicial Ethics Board created Rules for Hearings to govern all hearings on petitions for removal of Tribal Judges, to ensure fairness and impartiality throughout the removal process; and

WHEREAS, The Judicial Ethics Board currently does not have subpoena power with regard to hearings on petitions for removal, in order to command the appearance of individuals to give testimony and/or to produce documentary evidence at such hearings; and

WHEREAS, The Judicial Ethics Board has requested the Crow Tribal Legislature to grant them subpoena power with regard to hearings on petitions for removal, in order to promote efficiency and improve the Board's ability to receive necessary information and make appropriate recommendations regarding removal; and


WHEREAS, The Crow Tribal Legislature and the Executive Branch of the Crow Tribe find it to be in the best interest of the Crow Tribe to grant subpoena power to the Judicial Ethics Board.

BE IT RESOLVED BY THE CROW TRIBAL LEGISLATURE:

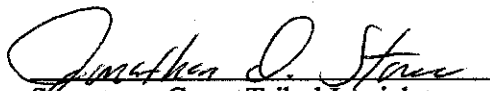
THAT, the Crow Tribal Legislature hereby grants to the Judicial Ethics Board subpoena power with regard to hearings on petitions for removal, in order to promote efficiency and improve the Board's ability to receive necessary information and make appropriate recommendations regarding removal.

CERTIFICATION

I hereby certify that this Joint Action Resolution authorizing the Judicial Ethics Board to subpoena testimony and/or documentary evidence in any in any matters duly brought before the Judicial Ethics Board, was duly approved by the Crow Tribal Legislature with a vote of 12 in favor, 1 opposed, and 0 abstained and that a quorum was present on this 3rd day of August, 2004.


Speaker
Crow Tribal Legislature

ATTEST:


Secretary, Crow Tribal Legislature

EXECUTIVE ACTION

I hereby approve, veto this Joint Action Resolution authorizing the Judicial Ethics Board to subpoena testimony and/or documentary evidence in any in any matters duly brought before the Judicial Ethics Board, 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 August, 2004.


Carl E. Verne, Chairman
Crow Tribal Executive Branch

Approve or Disapprove

JAR ~ Subpoena Power ~ JEB

Bill or Resolution Number
Representative

Introduced by: Executive

Date of vote: 8/03/04

	Yes	No	Abstain
D. Goes Ahead	X		
Cloud			
O. Costa			
Iron	X		
Plain Feather	X		
Crooked Arm	X		
Stewart			
L. Costa	X		
C. Goes Ahead	X		
Hogan		X	
Old Elk	X		
K. Real Bird			
Pease			
Medicine Horse	X		
Not Afraid	X		
P. Real Bird	X		
Wilson	X		
Stone	X		
Totals:	12	1	0

Results of Vote:

Passed

Not Passed

Tabled

Veto Override

Signature of Officer:

Jim Plain Feather

Date:

August 3, 2004