

**SPECIAL SESSION OF THE CROW TRIBAL LEGISLATURE  
SEPTEMBER 24, 2015**

**LR No. 15-12**

Introduced by the Finance Committee

A Legislative Resolution Titled:

**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE REPEALING LR 08-03;  
LR 09-09; AND, ESTABLISHING LEGISLATOR SEVERANCE BENEFIT PACKAGE**

**LEGISLATIVE FINDINGS:**

**WHEREAS**, the Crow Tribal Legislature (“Legislature”) has the power and duty under Article V, Section 2 of the 2001 Crow Constitution to promulgate and adopt resolutions in accordance with the 2001 Constitution and federal laws for the governance of the Crow Tribe; and

**WHEREAS**, the Legislature has reviewed and determined LR 08-03 and LR 09-09 to be vague law lacking appropriate language to implement a proper Legislator Severance Benefit Package “Severance”; and

**WHEREAS**, Legislators are not eligible for unemployment insurance based upon their status as “elected officials”; and

**WHEREAS**, the Legislature has determined the Severance should be recognized as a benefit, according to length of service and for a period enabling Legislators to obtain other income after their departure from the Legislature.

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

The Legislature by this action does hereby repeal, LR 08-03, “An LR Rescinding LR-07-05 A Resolution Establishing A Program Wherein The Legislator’s that do not Get Elected Have a Right to Receive Severance Pay at the Established Hourly Rate for a Period Of Up To 90 Days After Election”; and

**BE IT HEREBY FURTHER RESOLVED:**

The Legislature by this action does hereby repeal, LR 09-09, “Addition to the Legislative Branch Benefit Package”; and

**BE IT HEREBY FURTHER RESOLVED:**

The Legislature by this action does hereby establish a Legislator Severance Benefit Package as follows:

## **Section 1. Purpose**

The purpose of Legislator Severance Benefit Package is to provide outgoing Legislators with a severance package to cover a reasonable amount of time of unemployment after their exit from the Legislature.

## **Section 2. Authority**

In addition to the Legislator's due regular compensation, upon final check from the Legislature, severance compensation shall be issued to the Legislator or his/her beneficiary if the Legislator passes away while in office. Beneficiary form available through Legislative Branch Office.

## **Section 3. Declaration of Vacancy**

Severance pay shall be allowed to a vacating Legislator as defined by the *Constitution, Article VII-Vacancies, Section 2. Legislative Branch*, except in circumstances of resignation.

## **Section 4. Illness/Death**

Severance pay shall be allowed to Legislators leaving office due to illness or death.

## **Section 5. Misconduct.**

A Legislator convicted of a felony committed/convicted while in office, or removed or recalled under the *Constitution, Article VIII-Removal and Recall* is not eligible to receive Severance. (Statute of limitations on placing a claim for Severance package by the former Legislator shall be twenty-four (24) months beginning the day the Legislator was acquitted.)

## **Section 6. Amount of Severance**

Severance pay shall be equal to the current Senator base pay times the length of service following his/her last day in office on the following schedule:

1 year	=	2 weeks pay
2 years	=	4 weeks pay
3 years	=	6 weeks pay
4 years	=	8 weeks pay

**BE IT HEREBY FURTHER RESOLVED:**

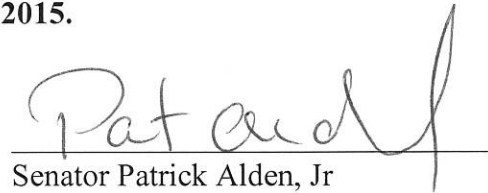
That this Resolution shall take effect immediately upon becoming duly adopted by the Legislature.

**BE IT FINALLY RESOLVED:**

That a certified copy of this Resolution shall be immediately delivered to the Tribal CPA by the Secretary of the Legislature.

**CERTIFICATION**

I hereby certify that this Resolution titled A Resolution of the Crow Tribal Legislature Repealing LR 08-03; L 09-09; and, Establishing Legislator Severance Benefit Package was duly approved by the Crow Tribal Legislature with a vote of 12 in favor, 0 opposed, and 2 abstained and that a quorum was present on this 24<sup>th</sup> day of **September, 2015**.



Senator Patrick Alden, Jr  
Speaker of the House Pro Tem  
Crow Tribal Legislature

ATTEST:



Senator Eric Birdinground  
Secretary of the House Pro Tem  
Crow Tribal Legislature



A Legislative Resolution Titled: A RESOLUTION OF THE CROW TRIBAL LEGISLATURE REPEALING LR08-03;  
LR09-09; AND ESTABLISHING LEGISLATOR SEVERANCE BENEFIT PACKAGE

Bill or Resolution: **LR15-12** Introduced by: **Finance Committee** Date of Vote: **9/24/2015**  
Number

<b><u>Representative:</u></b>	<b>Yes</b>	<b>No</b>	<b>Abstained</b>
G. Three Irons	<u>  X  </u>	<u>          </u>	<u>          </u>
B. Rogers	<u>  X  </u>	<u>          </u>	<u>          </u>
C. Stewart	<u>          </u>	<u>          </u>	<u>          </u>
P. Hill	<u>  X  </u>	<u>          </u>	<u>          </u>
V. Nomee	<u>  X  </u>	<u>          </u>	<u>          </u>
R. Old Crow, Sr.	<u>          </u>	<u>          </u>	<u>          </u>
T. Gros Ventre	<u>  X  </u>	<u>          </u>	<u>          </u>
V. Crooked Arm	<u>  X  </u>	<u>          </u>	<u>          </u>
P. Spotted Horse, Sr.	<u>          </u>	<u>          </u>	<u>          </u>
L. DeCrane	<u>  X  </u>	<u>          </u>	<u>          </u>
C. Goes Ahead	<u>          </u>	<u>          </u>	<u>  X  </u>
B. Hugs	<u>  X  </u>	<u>          </u>	<u>          </u>
G. Real Bird, Jr.	<u>  X  </u>	<u>          </u>	<u>          </u>
B. Good Luck	<u>  X  </u>	<u>          </u>	<u>          </u>
G. Stewart	<u>  X  </u>	<u>          </u>	<u>          </u>
E. Birdinground <i>Secretary of the House Pro-Tem</i>	<u>  X  </u>	<u>          </u>	<u>          </u>
P. Alden, Jr. <i>Secretary of the House Pro-Tem</i>	<u>          </u>	<u>          </u>	<u>  X  </u>
<b>Totals:</b>	<u>  12  </u>	<u>  0  </u>	<u>  2  </u>


Result of Vote:

**Passed**


Not Passed

Tabled

Veto-Override

  
\_\_\_\_\_  
Senator Pat Alden, Jr.  
Speaker of the House Pro-Tem

9-25-15  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Senator Eric Birdinground  
Secretary of the House Pro-Tem

9-25-15  
\_\_\_\_\_  
Date