

JULY REGULAR SESSION 2016 CROW TRIBAL LEGISLATURE

LR No. 16-08

Introduced by the Judicial Committee

A Legislative Resolution Titled:

**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING NOMINEE
JOEY JAYNE AS CROW COURT OF APPEALS APPELLATE JUDGE**

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 2001 Crow Tribal Constitution, Article X-Judicial Branch of Government directs “Qualifications for the Judicial Branch Judges shall be in accordance with the Crow Law and Order Code”; and

WHEREAS, the *Crow Law and Order Code 2005, as amended, Title 3 Establishment of the Crow Tribal Courts and Tribal Jurisdictions, Chapter III Composition of the Courts, Section 308 Court of Appeals, (3) Appellate Judge*, states, “[t]he Appellate Judge shall be appointed by the Chief Judge and confirmed by a majority vote of the Legislature. The appointment shall be made after recommendations of qualified candidates from the Chairman of the Executive Branch, the Speaker of the Legislature, and the Tribal Attorney General, each of whom shall be given at least ten days’ notice and opportunity to submit their recommendations to the Chief Judge. If the Chief Judge fails or neglects to appoint a candidate within a reasonable time after a vacancy occurs, the Chairman may propose a candidate to the Legislature for confirmation. A reasonable time may not be more than sixty days after the vacancy occurs”; and

WHEREAS, the Chief Judge of the Crow Tribal Court, Honorable Leroy Not Afraid noticed the Legislature of the Appellate Judge vacancy of April 8, 2016, at which, a nominee was submitted timely and was unsuccessful in receiving a recommendation by the Legislative Judicial Committee on June 21, 2016; and

WHEREAS, the Chief Judge of the Crow Tribal Court, Honorable Leroy Not Afraid diligently submitted a second nomination for Nominee-Joey Jayne as a candidate for Appellate Judge on July 11, 2016; and

WHEREAS, pursuant to Legislative Branch Rule 31, Legislative Confirmation Procedure, the Legislative Judicial committee held a confirmation hearing July 21, 2016 where Nominee-Joey Jayne appeared and testified before the Judicial Committee.

WHEREAS, based upon good cause appearing and qualifications met, the Legislative Judicial Committee by consensus, recommended to the full Legislature confirmation of Joey Jayne as the Appellate Judge for the Crow Court of Appeals.

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

Pursuant to Rule 31, Legislative Confirmation Procedure by this Legislative Resolution, Joey Jane is duly confirmed as the Appellate Judge for the Crow Court of Appeals and shall exercise all authority vested in the Crow Court of Appeals as an Appellate Judge in accordance with federal law and Crow tribal law to fulfil the vacancy of the unexpired four-year (4) term ending September 30, 2017.

BE IT 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 Crow Tribal Chief Judge by the Secretary of the Legislature.

CERTIFICATION

I hereby certify that this Resolution titled **A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING NOMINEE JOEY JAYNE AS CROW COURT OF APPEALS APPELLATE JUDGE** 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 22nd day of July 2016.



Senator R. Knute Old Crow, Sr.
Speaker of the House
Crow Tribal Legislature

ATTEST:



Senator Patrick Alden Jr.
Secretary of the House
Crow Tribal Legislature



A RESOLUTION CONFIRMING JOEY JAYNE AS CROW COURT OF APPEALS APPELLATE JUDGE

Bill or Resolution: LR16-08 **Introduced by:** JUDICIAL COMMITTEE **Date of Vote:** 7/22/2016
Number

Representative:	Yes	No	Abstained
G. Three Irons	<u> X </u>	<u> </u>	<u> </u>
B. Rogers	<u> X </u>	<u> </u>	<u> </u>
F. White Clay	<u> </u>	<u> </u>	<u> </u>
P. Hill	<u> X </u>	<u> </u>	<u> </u>
E. Birdinground	<u> X </u>	<u> </u>	<u> </u>
S. Real Bird	<u> X </u>	<u> </u>	<u> </u>
V. Nomee	<u> X </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> 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>
B. Good Luck	<u> X </u>	<u> </u>	<u> </u>
H. Male Bear, Jr.	<u> X </u>	<u> </u>	<u> </u>
P. Alden, Jr.	<u> X </u>	<u> </u>	<u> </u>
Secretary of the House	<u> </u>	<u> </u>	<u> </u>
R. Old Crow, Sr.	<u> X </u>	<u> </u>	<u> </u>
Speaker of the House	<u> </u>	<u> </u>	<u> </u>
Totals:	<u> 15 </u>	<u> 0 </u>	<u> 0 </u>

Result of Vote:

Passed

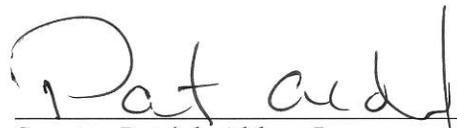
 Not Passed

 Tabled

 Veto-Override



 Senator R. Knute Old Crow, Sr. Date 7-22-16
 Speaker of the House



 Senator Patrick Alden, Jr. Date 7-28-16
 Secretary of the House