

**JANUARY REGULAR SESSION 2019**

**CROW TRIBAL LEGISLATURE**

**LR No. 19-03**

Introduced by the Judicial Committee

A Legislative Resolution Titled:

**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING  
APPOINTMENT FOR THE UNEXPIRED TERM OF ASSOCIATE JUDGE NOMINEE  
ELISHAH REEVIS, ESQ., IN ACCORDANCE WITH TITLE 3, CHAPTER III,  
SECTION 3-3-310 FILLING VACANCIES IN TRIBAL JUDGE POSITIONS OF THE  
CROW LAW AND ORDER CODE.**

**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 provides for the election process and qualifications for the Judicial Branch Judges shall be in accordance with the Crow Law and Order Code; and

**WHEREAS**, the Legislature has the lawful authority to confirm Judicial Branch Judge nominees and Crow Tribal Court Judge appointees of the Crow Tribal Executive Branch Chairman and the Associate Judge of the Crow Tribal Court; and

**WHEREAS**, Title 3, Chapter III, Section 3-3-310 of the Crow Law and Order Code provides that vacancies in the Tribal Court Judge positions shall be filled for the unexpired term by appointment of the Chairman and confirmation by the Legislature; and

**WHEREAS**, The Associate Judge of the Crow Tribal Court Kari Covers Up was removed from office following a lawful hearing with the Judicial Ethics Board which resulted in a recommendation for removal to the Legislative Branch on October 15, 2018. A majority of senators voted for removal after review and deliberation regarding the findings of fact and conclusions of law from the Judicial Ethics Board; and

**WHEREAS**, if the submission of a nomination for Associate Judge vacancy is not in a Regular Session then the Legislative Branch shall call a Special Session to fill the vacancy of the Crow Tribal Court Associate Judge by nomination of the Executive Branch Chairman, on the first Monday following the 30<sup>th</sup> day after appointment. The Chairman’s appointment shall not exceed sixty days before confirmation by the Legislature.

**WHEREAS**, Chairman Alvin Not Afraid, Jr., appointed Elishah Reeves as Associate Judge on November 19, 2018. The confirmation procedure pursuant to Legislative Branch Rules of Order, Rule 31 creates the process for confirmations of specific appointments from the Executive and Judicial Branches.

**WHEREAS**, a confirmation hearing was held on December 20, 2018 by Legislative Branch Committee Chairman Marlin Not Afraid, a quorum of senators was in attendance. The Judicial committee held a secret ballot vote which resulted in a recommendation for passage on the floor at the next Regular or Special Session.

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

By this Legislative Resolution the Legislature hereby duly confirms Elishah Reeves as the Associate Judge for the Crow Tribal Court and shall exercise all authority vested in the Crow Tribal Court as Associate Judge in accordance with all applicable federal law and Crow tribal law upon approval of the Crow Tribal Legislative Branch, fulfilling the remainder of the four-year term and shall commence upon the administration of the oath of office by the Speaker of the House, or his designee.

**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 Associate Judge by the Secretary of the Legislature.

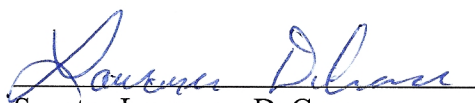
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### CERTIFICATION

I hereby certify that this Resolution titled **A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING APPOINTMENT OF THE UNEXPIRED TERM FOR ASSOCIATE JUDGE NOMINEE ELISHAH REEVIS, IN ACCORDANCE WITH TITLE 3, CHAPTER III, SECTION 3-3-310 FILLING VACANCIES IN TRIBAL JUDGE POSITIONS OF THE CROW LAW AND ORDER CODE** was duly approved by the Crow Tribal Legislature with a vote of 16 in favor, 0 opposed, and 0 abstained and that a quorum was present on this 10<sup>th</sup> day of January 2019.

  
\_\_\_\_\_  
Senator Frank White Clay  
Speaker of the House  
Crow Tribal Legislature

ATTEST:

  
\_\_\_\_\_  
Senator Lawrence DeCrane  
Secretary of the House  
Crow Tribal Legislature



**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING APPOINTMENT FOR THE UNEXPIRED TERM OF ASSOCIATE JUDGE NOMINEE ELISHAH REEVIS, ESQ., IN ACCORDANCE WITH TITLE 3, CHAPTER III, SECTION 3-3-310 FILLING VACANCIES IN TRIBAL JUDGE POSITIONS OF THE CROW LAW AND ORDER CODE.**

**Bill or Resolution:** LR19-03 **Introduced by:** Judicial Committee **Date of Vote:** 1/10/2018  
**Number**

<b>REPRESENTATIVE:</b>	Yes	No	Abstained
M. White Clay	<u>X</u>	<u>                    </u>	<u>                    </u>
D. Spotted	<u>X</u>	<u>                    </u>	<u>                    </u>
L.Hogan, III	<u>X</u>	<u>                    </u>	<u>                    </u>
B. Brown	<u>X</u>	<u>                    </u>	<u>                    </u>
S. Real Bird	<u>X</u>	<u>                    </u>	<u>                    </u>
V. Nomee	<u>                    </u>	<u>                    </u>	<u>                    </u>
T. Yellowtail	<u>X</u>	<u>                    </u>	<u>                    </u>
T. Gros Ventre	<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>
G. Bouyer	<u>X</u>	<u>                    </u>	<u>                    </u>
J. Demontiney	<u>X</u>	<u>                    </u>	<u>                    </u>
B. Hugs	<u>                    </u>	<u>                    </u>	<u>                    </u>
N. Old Crow, Jr.	<u>X</u>	<u>                    </u>	<u>                    </u>
B. Good Luck	<u>X</u>	<u>                    </u>	<u>                    </u>
H. Male Bear-Stone, Jr.	<u>X</u>	<u>                    </u>	<u>                    </u>
L. DeCrane, Secretary	<u>X</u>	<u>                    </u>	<u>                    </u>
F. White Clay, Speaker	<u>X</u>	<u>                    </u>	<u>                    </u>
<b>Total:</b>	<u>16</u>	<u>0</u>	<u>0</u>

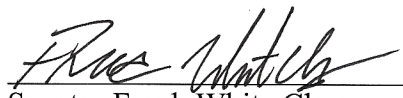
Result of Vote:

**Passed**

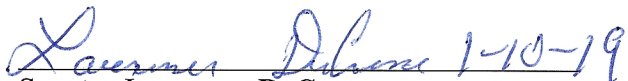
Not Passed

Tabled

Veto-Override

  
 Senator Frank White Clay  
 Speaker of the House  
 Crow Tribal Legislative Branch

Date

  
 Senator Lawrence DeCrane  
 Secretary of the House  
 Crow Tribal Legislative Branch

Date