

**MARCH 7, 2023 SPECIAL SESSION OF THE  
CROW TRIBAL LEGISLATURE**

**LEGISLATIVE RESOLUTION NO. LR 23-02**

Introduced by the Judiciary Committee

A LEGISLATIVE RESOLUTION TITLED:

**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING  
APPELLATE JUDGE NOMINEE KENNETH PITT IN ACCORDANCE WITH TITLE  
3, CHAPTER III, SECTION 3-3-308 OF THE CROW LAW AND ORDER CODE.**

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

**WHEREAS**, the Legislature has the lawful authority to confirm Judicial Branch Appellate Judge nominees; and

**WHEREAS** Title 3, Chapter III, Section 3-3-308 Appellate Judge, the 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** on June 7, 2018 the Crow Tribal Legislature confirmed Kenneth Pitt to serve as Appellate Judge of the Judicial Branch of the Crow Tribe for a four year term, under LR 18-09, and such term expired on June 7, 2022; and

**WHEREAS** the Chief Judge of the Crow Tribe Judicial Branch has not submitted any candidates for consideration or confirmation since the expiration of Kenneth Pitt’s four-year term, and Chairman Whiteclay submitted a letter to the Crow Tribal Legislature on March 6, 2023, notifying it of his decision to re-appoint Kenneth Pitt to serve another four-year term as Appellate Judge of the Crow Tribal judicial Branch; and

**WHEREAS** the Legislative Judicial committee held a confirmation hearing March 7, 2023 and Mr. Kenneth Pitt appeared by phone and/or video conference and testified before the Judicial Committee; and

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**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING APPELLATE JUDGE NOMINEE  
KENNETH PITT IN ACCORDANCE WITH TITLE 3, CHAPTER III, SECTION 3-3-308 OF THE CROW  
LAW AND ORDER CODE**

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**WHEREAS** Mr. Kenneth Pitt is licensed to practice law in the State of Montana, has extensive knowledge of federal Indian law and tribal law, and has served as the Appellate Judge of the Crow Judicial Branch for the past almost six (6) years, and the Judicial committee determined through a consensus of the committee for a recommendation to confirm Kenneth Pitt as the Appellate Judge for the Crow Tribal Court.

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


1. That the Legislature hereby confirms Kenneth Pitt as the Appellate Judge for the Crow Tribal Court, empowering him to exercise all authority vested in such position, pursuant to and consistent with Crow tribal law and applicable federal law.
2. That the four year term shall commence upon the administration of the oath of office by the Speaker of the House, or his designee.
3. That this Resolution shall take effect immediately upon becoming duly adopted by the Legislature.
4. 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 Legislative Resolution entitled: “**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING APPELLATE JUDGE NOMINEE KENNETH PITT IN ACCORDANCE WITH TITLE 3, CHAPTER III, SECTION 3-3-308 OF THE CROW LAW AND ORDER CODE.**” was duly adopted by the Crow Tribal Legislature with a vote of 16 in favor, 0 opposed, and 0 abstained and that a quorum was present on the 7<sup>th</sup> day of March, 2023.

  
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Hon. Sen. Sampson DeCrane  
Speaker of the House  
Crow Tribal Legislature

**ATTEST:**

  
Hon. Sen. Charla Takes Enemy  
Secretary of the House  
Crow Tribal Legislature



**March 7, 2023 Special Session**

**A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING APPELLATE JUDGE NOMINEE KENNETH PITT IN ACCORDANCE WITH TITLE 3, CHAPTER III, SECTION 3-3-308 OF THE CROW LAW AND ORDER CODE**


**"A RESOLUTION OF THE CROW TRIBAL LEGISLATURE CONFIRMING APPELLATE JUDGE NOMINEE KENNETH PITT IN ACCORDANCE WITH TITLE 3, CHAPTER III, SECTION 3-3-308 OF THE CROW LAW AND ORDER CODE."**

Bill or Resolution LR 23-02 Introduced by: Judicial Committee Date of Vote March 3, 2023

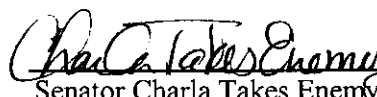
**REPRESENTATIVE:**

	Yes	No	Abstain
V. Pickett	<u>X</u>	<u>          </u>	<u>          </u>
D. Spotted	<u>X</u>	<u>          </u>	<u>          </u>
C. Other Medicine	<u>X</u>	<u>          </u>	<u>          </u>
Y. Little Light	<u>X</u>	<u>          </u>	<u>          </u>
L. Hogan	<u>          </u>	<u>          </u>	<u>          </u>
C. Meeks	<u>X</u>	<u>          </u>	<u>          </u>
D. Don't Mix	<u>X</u>	<u>          </u>	<u>          </u>
H. Small	<u>X</u>	<u>          </u>	<u>          </u>
T. Gros Ventre	<u>X</u>	<u>          </u>	<u>          </u>
P. Alden	<u>X</u>	<u>          </u>	<u>          </u>
C. Takes Enemy <i>Secretary of the House</i>	<u>X</u>	<u>          </u>	<u>          </u>
T. Plainfeather	<u>X</u>	<u>          </u>	<u>          </u>
J. Kills Pretty Enemy	<u>X</u>	<u>          </u>	<u>          </u>
S. DeCrane <i>Speaker of the House</i>	<u>X</u>	<u>          </u>	<u>          </u>
B. Hugs	<u>X</u>	<u>          </u>	<u>          </u>
N. Old Crow, Jr	<u>          </u>	<u>          </u>	<u>          </u>
B. Good Luck	<u>X</u>	<u>          </u>	<u>          </u>
H. MaleBear-Stone	<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

  
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 Senator Sampson DeCrane  
 Speaker of the House  
 Crow Tribal Legislative Branch

3/7/23  
 \_\_\_\_\_  
 Date

  
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 Senator Charla Takes Enemy  
 Secretary of the House  
 Crow Tribal Legislative Branch

3-7-23  
 \_\_\_\_\_  
 Date