

**JULY 2010 SPECIAL SESSION OF THE CROW TRIBAL LEGISLATURE**

**BILL NO. CLB10-05**

INTRODUCED BY CEDRIC BLACK EAGLE, CHAIRMAN  
CROW TRIBAL EXECUTIVE BRANCH

**A BILL FOR AN ACT ENTITLED:**

**“AN ACT TO AMEND PORTIONS OF THE CROW/APSAALOOKE SECURED  
TRANSACTION ACT”**

**WHEREAS**, the Chairman of the Executive Branch of the Crow Tribe of Indians (the “Crow Tribe”) referred to in the Constitution and Bylaws of the Crow Tribe of Indians adopted by the members of the Crow Tribe on July 14, 2001 (as amended to date, the “Constitution”), has authority and responsibility pursuant to the enumerated powers in Article IV, Section 3(d) of the Constitution to engage in any business that will further the economic well-being of the members of the Crow Tribe and undertake any economic development activity which does not conflict with the provisions of the Constitution; and

**WHEREAS**, the Legislative Branch referred to in the Constitution (the “Crow Tribal Legislature”) has authority and responsibility pursuant to its powers and duties in Article V, Section 2(b) of the Constitution to promulgate and adopt laws, resolutions, ordinances, codes, regulations, and guidelines in accordance with the Constitution and federal laws for the governance of the Crow Tribe; and

**WHEREAS**, the Crow Tribal Legislature has authority and responsibility pursuant to its “powers and duties” in Article V, Section 2(c) of the Constitution “to adopt legislation, not inconsistent with the Constitution, which is necessary in exercising the duties conferred upon the three branches of government;” and

**WHEREAS**, in April 2006, Title 15, Chapter 2 of the Crow Law and Order Code was amended to include the Crow/Apsaalooke Secured Transaction Act; and

**WHEREAS**, there is a need to amend the legislation to more specifically address security interests in pledged revenues, for example, in a gaming transaction where money is to be loaned in exchange for a pledge of casino revenues;

**NOW, THEREFORE, BE IT ENACTED BY THE CROW TRIBAL  
LEGISLATURE:**

**Section 1.** That the Amendments attached hereto and incorporated herein by reference, are approved and shall be codified in the Crow Law and Order Code under Title 15, Chapter 2, The Crow/Apsaalooke Secured Transaction Act.

**Section 2.** That these Amendments shall become effective immediately upon enactment by the Crow Tribal Legislature and approval by the Chairman of the Executive Branch.

## **Amendments to the Crow/Apsaalooke Secured Transaction Act**

**Section 1.** Section 15-9-312. (b) Possession of money is hereby amended by including the phrase “and/or pledged revenues” after “perfection with respect to proceeds,” so that the section now reads:

Section 15-9-312. (b) Except as otherwise provided in the provisions of this Crow/Apsaalooke Secured Transaction Act dealing with perfection with respect to proceeds and/or pledged revenues, a security interest in money may be perfected only by the secured party taking possession under the provisions of this Crow/Apsaalooke Secured Transaction Act dealing with perfection by possession.

**Section 2.** Section 15-9-304 (reserved) is hereby amended to read in its entirety:

Section 15-9-304. Notwithstanding any provision to the contrary, a security interest granted by a Tribal Party in Pledged Revenues shall be created and attach upon the giving of value and the granting of such security interest in a writing executed by that Tribal Party. Such security interest may be perfected only by the filing of an initial financing statement in the same manner and in the same location as if all of such Pledged Revenues were accounts.

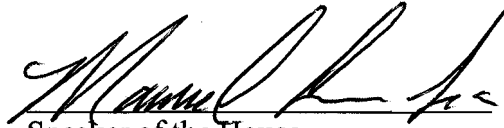
**Section 3.** **Section 15-9-106. GENERAL DEFINITIONS** is hereby amended to include the following definitions in alphabetical order:

“Pledged Revenues” means all of a Tribal Party’s money, earnings, income and revenues (and any proceeds thereof), and all of the Tribal Party’s rights to and interest with respect to receiving the foregoing before actual possession thereof, whether in the form of money, deposit accounts, investments, accounts, instruments or other assets, and the proceeds thereof, in which such Tribal Party has granted a security interest to a secured party in a writing signed by the Tribal Party.

“Tribal Party” means any of the Tribe and any division, subdivision, branch, department, board, committee, commission, agency, authority, enterprise, instrumentality, component or entity wholly-owned or wholly-controlled, directly or indirectly, by the Tribe, along with the successors and assigns of each.

**CERTIFICATION**

I hereby certify that this Bill: "AN ACT TO AMEND PORTIONS OF THE CROW/APSAALOOKE SECURED TRANSACTION ACT" was duly passed by the Crow Tribal Legislature with a vote of 15 in favor, 1 opposed, and 2 abstained and that a quorum was present on this 9<sup>th</sup> day of July, 2010.

  
Speaker of the House  
Crow Tribal Legislature

ATTEST:

  
Secretary, Crow Tribal Legislature

**EXECUTIVE ACTION**


I hereby

approve

veto



this Bill for an act entitled: "AN ACT TO AMEND PORTIONS OF THE CROW/APSAALOOKE SECURED TRANSACTION ACT" 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 12 day of July, 2010.

  
Cedric Black Eagle, Chairman  
Crow Tribal Executive Branch

A Bill for an Act Entitled: "AN ACT TO AMEND PORTIONS OF THE CROW/APSAALOOKE SECURED TRANSACTION ACT"

Bill or Resolution Number: CLB 10-05 Introduced by: Executive Branch Date of Vote: 7/9/2010

<u>Representative:</u>	YES	NO	ABSTAINED
H. Two Leggins	<u>X</u>	<u>          </u>	<u>          </u>
V. Pretty Paint	<u>X</u>	<u>          </u>	<u>          </u>
C.J. Stewart	<u>X</u>	<u>          </u>	<u>          </u>
K. Shane	<u>X</u>	<u>          </u>	<u>          </u>
S. Backbone, Sr.	<u>X</u>	<u>          </u>	<u>          </u>
O. Half, Jr.	<u>X</u>	<u>          </u>	<u>          </u>
W. Plainfeather	<u>X</u>	<u>          </u>	<u>          </u>
R. Old Crow, Sr.	<u>X</u>	<u>          </u>	<u>          </u>
M. Not Afraid	<u>X</u>	<u>          </u>	<u>          </u>
V. Crooked Arm	<u>X</u>	<u>          </u>	<u>          </u>
L. DeGrane	<u>X</u>	<u>          </u>	<u>X</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>
M. Backbone	<u>X</u>	<u>          </u>	<u>          </u>
D. Wilson	<u>          </u>	<u>X</u>	<u>          </u>
P. Alden, Jr. <i>Secretary of the House</i>	<u>X</u>	<u>          </u>	<u>          </u>
M. Covers Up, Sr. <i>Speaker of the House</i>	<u>          </u>	<u>          </u>	<u>X</u>
<b>Totals:</b>	<u>15</u>	<u>1</u>	<u>2</u>

Result of Vote:

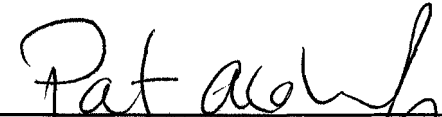
**Passed**

Not Passed

Tabled

Veto-Override

  
 Manuel Covers Up, Sr. Date  
 Speaker of the House

  
 Patrick Alden, Jr. Date  
 Secretary of the House



Crow Country

# LEGISLATIVE BRANCH OF THE CROW TRIBAL GOVERNMENT

P.O. Box 309 – MAKAWASHA Avenue  
Crow Agency, Montana 59022

Phone: (406) 638-2023/2025 ~~ Fax: (406) 638-2030

EMAIL: [www.crowlegislature.org](http://www.crowlegislature.org)

## Legislative Branch

### Pryor:

#### Arrow Creek

Carlson Goes Ahead  
Lawrence DeCrane  
Bryce J. Hugs

### Big Horn:

#### Valley of the Give Away

Vincent Crooked Arm  
Marlin D. Not Afraid  
Patrick Alden, Jr.

*Secretary of the House*

### Dunmore:

#### Black Lodge

Conrad J. Stewart  
V. Jeannie Pretty Paint  
H. Noel Two Leggins

### Reno:

#### Center Lodge

Shawn E. Backbone, Sr.  
Kenneth G. Shane  
Oliver Half, Jr.

### Lodge Grass:

#### Valley of the Chief

Manuel Covers Up, Sr.  
*Speaker of the House*  
Rudolph K. Old Crow  
Woodrow Plainfeather

### Wyola:

#### Mighty Few

Dana Wilson  
Gordon Real Bird, Jr.  
M. Tye Backbone

### Staff

Ronald Arneson, Esq.  
*Attorney At Law*

Jay Harris  
*Law Clerk*

Jackie Blacksmith  
*Administrative Officer*

William Old Crow  
*Finance Officer*  
*Admin. Asst.*

Sheri Chandler  
*Office Assistant*

Kenny Pretty On Top  
*Maintenance/Custodian*  
*Sergeant at Arms*

Leslie Plainfeather  
*Legal Assistant*

## OFFICIAL CERTIFICATE OF DELIVERY

I, Pat Alden, Jr., Secretary of the Legislative Branch of the Crow Tribal Government, hereby this Transitional Action do deliver a True and Correct Official copy of the Final Approval for the following Bill:

INTRODUCED BY CEDRIC BLACK EAGLE, CHAIRM  
CROW TRIBAL EXECUTIVE BRANCH

A BILL FOR AN ACT ENTITLED:

“AN ACT TO AMEND PORTIONS OF THE CROW/APSALOOKE  
SECURED TRANSACTION ACT”

No. CLB 10-05 to Michelle Waldy Bear in the  
Position of: Administrative Assistant for the  
Crow Tribal Executive Branch.

Done and dated this 28 day of July, 2010 @ 3:10 a.m./p.m.

  
Secretary of the House

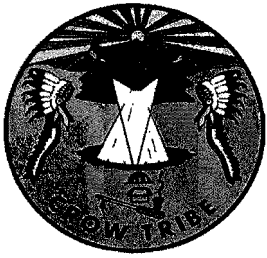
Legislative Branch of the  
Crow Tribal Government

Served by:

Legislative Branch Staff

Cc: file





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Legal Clerk

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Administrative Officer

William Old Crow  
Finance Officer/Admin.  
Assist.

Sheri Chandler  
Office Assist./Receptionist  
/Editor

Kenny Pretty On Top  
Maintenance/Custodian  
Sergeant at Arms

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Of the Final Approval for the following:

INTRODUCE BY CEDRIC BLACK EAGLE, CHAIRMAN  
CROW TRIBAL EXECUTIVE BRANCH

JOINT ACTION RESOLUTION OF THE CROW TRIBAL LEGISLATURE AND THE CROW TRIBAL  
EXECUTIVE BRANCH ENTITLED:

**“AN ACT TO AMEND PORTIONS OF THE CROW/APSAALOOKE  
SECURED TRANSACTION ACT”**

CLB10-05 to Dehn Bon in the

Position of: Court clerk for the

**Crow Tribal Judicial Branch.**

Done and dated this 29<sup>th</sup> day of July, 2010 @ 4:24 a.m./p.m.

Pat Alden  
Secretary Of The House  
Legislative Branch of the  
Crow Tribal Government

Served by:

Jackie Blacksmith  
Legislative Branch Staff

Cc: file

