

RESOLUTION NO. 99-23

A RESOLUTION OF THE CROW TRIBAL COUNCIL TO AMEND THE ENROLLMENT ORDINANCE OF THE CROW TRIBE TO PROVIDE GUIDANCE AND AUTHORITY FOR THE ENROLLMENT APPLICATIONS FROM INDIVIDUALS.

WHEREAS, the Crow Tribe of Indians, based on its inherent authority as a sovereign nation and based upon the Fort Laramie Treaties of 1851 and 1868, has the power and authority to make its own laws and to be governed by them; and

WHEREAS, the Crow Tribal Council is the governing body of the Crow Tribe of Indians pursuant to its Constitution and Bylaws; and

WHEREAS, an Enrollment Ordinance was adopted pursuant to Crow Tribal Resolution No. 53-22, dated April 24, 1953 and was approved by the Secretary of the Interior on July 23, 1953, and Resolution No. 77-04, which was passed and approved in 1976, which regulate the enrollment for the Crow Tribe of Indians of Montana, and;

WHEREAS, the Enrollment Ordinance contains no provisions for children of common law marriages which are not currently recognized under the Crow Tribal Law and Order Code; and

WHEREAS, the Crow Tribal Council recognizes and acknowledges the fact that such children possess rights as Crow tribal Members and cannot be ignored or denied such rights; and

WHEREAS, the Enrollment Ordinance does not currently define the content and extent of "Acknowledgments of Paternity" filed by alleged fathers who are Crow Tribal Members supporting enrollment applications; and

WHEREAS, the Enrollment Ordinance fails to create a process for challenging enrollment when the veracity of an enrollment application is questioned by a member of the Enrollment Committee or other Crow Tribal Member or Crow Tribal Official;

WHEREAS, the Crow Tribal Council desires to provide an administrative process for challenging enrollment applications by interested persons who are Crow Tribal Members.

NOW, THEREFORE, BE IT RESOLVED by the Crow Tribal Council that the Enrollment Ordinance of 1953, particularly under Section 1 following Paragraph 6, is hereby amended to include the following additional paragraphs:

Section 1. The membership of the Crow Indian Tribe shall consist of:

- A. All Crow Indians whose names are on the annuity roll as approved by the secretary of the Interior March 22, 1953, and who are living on the date of the approval of this Ordinance (a custom or practice established by long usage).
- B. All lineal (derived from or relating to a particular line of descent; hereditary) descendants of such Crow Indians whose names are on the annuity roll as approved by the Secretary of the Interior March 22, 1953, and living on the date of approval of this Ordinance and providing applicable lineal evidence for membership if not previously enrolled.

Section 2. No person shall be accepted for membership in the Crow Tribe through the adoption process or if enrolled in any other tribe of American Indians.

Section 3. The Enrollment Committee shall consist of 6 (six) adult members of the Crow Tribe appointed by the Crow Tribal Council.

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Section 4. Duties of the Enrollment Committee:

Utilize forms and procedures prescribed by the Tribe.

Review and approve application based on evidence provided by BIA. → *what evidence*

Section 5. Application for enrollment may be submitted at any time.

Section 6. Per capita distributions are restricted to Crow Indians whose names are on the annuity roll as approved by the Secretary of the Interior on the date of the approval of this Ordinance and members with Crow and other Indian blood quantum (something that can be counted or measured) that equal $\frac{1}{4}$ or more.

Section 7. There are no retroactive benefits due the new enrollees approved for membership to the tribal rolls under this ordinance.

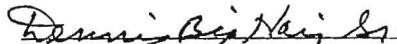
Section 8. A mother who files an application for her child may use the total blood quantum of the individual she names as the father of the child.

Section 9. The individual that is names as the father, if not in agreement, May appeal to the Crow Tribal Court.

Section 10. This enrollment resolution cannot be amended on rescinded unless it is approved by secret ballot by the enrolled members that have Crow blood and American Indian blood that equals $\frac{1}{4}$ or more.

Section 11. Any enrollment resolutions that have been enacted previously are hereby rescinded in their entirety.

PASSED, ADOPTED AND APPROVED, by the Crow Tribal Council on the 9th day of January, 1999, by voice votes for adoption and -0- votes against passage and adoption.


Dennis Big Hair, Sr., Secretary
CROW TRIBAL COUNCIL

ATTEST:

NOTED:


Clara Nomee, Madam Chairman
CROW TRIBAL COUNCIL

Gordon Jackson, Acting Superintendent
BUREAU OF INDIAN AFFAIRS

AUTHOR: Crow Tribal Enrollment Committee