

CHARTER

of

LITTLE BIG HORN COLLEGE (A Non-Profit Tribal Corporation)

The Crow Tribe of Indians (hereinafter the "Tribe"), acting through the Crow Indian Tribal Legislature and the Crow Tribal Executive Branch, pursuant to the powers vested in the Apsaalooke Nation and originally acknowledged by Resolution No. 72-26c, approved January 8, 1972, of the Crow Tribal Council, hereby amends the original Charter of the Little Big Horn College, a non-profit corporation (hereinafter referred to as the "College").

By Resolution No. 2001-50, the Crow Nation by and through the Crow Tribal Council reaffirmed the autonomy of governance for the Little Big Horn College pursuant to the Northwest Commission on Colleges and Universities requisite for an arms length relationship, in order to assure the autonomy and integrity required for accreditation for the Little Big Horn College.

Article 1. PURPOSES AND POWERS. The college is organized exclusively for educational purposes, within the meaning of Section 501 (c) (3) of the Internal Revenue Code of 1954, or the corresponding provision of any future United States Internal Revenue Law. Such purposes include establishing, maintaining and operating educational institutions at the post-secondary level on the Crow Indian Reservation, with educational, vocational and technical programs and curricula leading to degrees and certificates that may be granted by the College. In aid of such purposes, the College is empowered to contract; to borrow; to process; to produce; to purchase; or otherwise acquire, own, mortgage, pledge, sell, lease, assign, transfer, or otherwise dispose, of property, real, personal and mixed.

The purposes specified herein shall be construed both as purposes and powers.

The College has the power to sue and is subject to suit in any court of competent jurisdiction. This document shall not be construed to serve or act as a waiver of Tribal Sovereignty of the Apsaalooke Nation.

Article 2. PRINCIPAL OFFICE. The address of the principal office of the College is the, Little Big Horn College, 1 Forestry Lane, P.O. Box 370, Crow Agency, Montana, 59022.

Article 3. BOARD OF TRUSTEES. The Board of Trustees of the College shall consist of enrolled tribal members elected by the eligible voters from each respective district, as established by the Little Big Horn College By-Laws.

The positions and terms will be established in the Little Big Horn College By-Laws.

Article 4. LIMITATIONS ON INCOME. No part of the net earnings of the College shall inure to the benefit of, or be distributable to, its members, trustees, officers, or other private person, except that the College shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article 1 hereof. No substantial part of the activities of the College shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the College shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these articles, the College shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal Income Tax under section 501 (c) (3) of the Internal Revenue Law or (b) by a corporation, contributions to which are deductible under section 170 (c) (2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).

Article 5. DISSOLUTION. The College may not be dissolved or liquidated except by agreement by the Apsaalooke Nation Executive and Legislative Branch, together with a three-fourths vote of the Little Big Horn College Board of Trustees. Upon the dissolution of the College, the Board of Trustees shall, after paying or making provision for the payment of all of the liabilities of the College, dispose of all of the assets of the College exclusively for the purposes of the College in such manner, or to such organization or organizations organized and operated exclusively for charitable, education, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under section 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Revenue Law).

Article 6. AUTHORITY OF BOARD OF TRUSTEES. The Board of Trustees is hereby vested with all authority necessary to carry out the purposes and powers of the College.

Article 7. AMENDMENTS. This charter may not be amended except by joint action resolution of the Executive and Legislative Branches of the Apsaalooke Nation pursuant to majority approval of the Little Big Horn College Board of Trustees.

Article 8. EFFECTIVE DATE. This amended charter shall become effective this 18th day of JANUARY, 20 06.

CERTIFICATION

I hereby certify that this Little Big Horn College Charter was duly approved by the Crow Tribal Legislature with a Vote of 18 in Favor, 0 oppose, and 0 Abstained and that a quorum was present on this 16th day of January, 2006.


Speaker
Crow Tribal Legislature

EXECUTIVE ACTION

I hereby X approve, _____ veto this Little Big Horn College Charter, on this 18th day of January, 2006, 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.


Chairman, Executive Branch
Crow Tribe of Indians