

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Rejecting Membership Applications and Adoption Application of Luciano C. Ramirez)**

RESOLUTION NO. 17-163

1 **WHEREAS, the Constitution of the Tohono O'odham Nation provides that the membership**
2 **of the Nation shall consist of Indians appearing on official census rolls**
3 **(comprising the Nation's Base Roll) and "children born to resident members,"**
4 **and vests the Legislative Council with the power to enact laws and ordinances**
5 **governing the enrollment and adoption of members (Constitution, Article II,**
6 **Section 1(a) and (b); Article VI, Section 1(h)); and**

7 **WHEREAS, on August 6, 2010, Mr. Luciano C. Ramirez filed an application for enrollment as**
8 **a member of the Tohono O'odham Nation; and**

9 **WHEREAS, on April 20, 2015, Mr. Luciano C. Ramirez filed an application for enrollment as a**
10 **member of the Tohono O'odham Nation; and**

11 **WHEREAS, on February 28, 2017, Mr. Luciano C. Ramirez filed an application for adoption**
12 **as a member of the Tohono O'odham Nation; and**

13 **WHEREAS, the Enrollment Committee has reviewed all three applications and has**
14 **recommended that the applications be rejected because the applicant failed to**
15 **establish his eligibility for membership under the Constitution of the Tohono**
16 **O'odham Nation, Article II – Membership, Section 1(b) and Section 2; and**

17 **WHEREAS, the Enrollment Committee served written notice of its written recommendation**
18 **to reject the application and of the rejection hearing upon the applicant as**
19 **required by Section 2, Article VI of the Enrollment Ordinance, 14 T.O.C. Chapter**
20 **1; and**

21 **WHEREAS, the Tohono O'odham Legislative Council has reviewed the enrollment and**
22 **adoption applications, Enrollment Committee's recommendation, and evidence**
23 **presented during its April 20, 2017 hearing, at which Mr. Luciano C. Ramirez was**
24 **not present, and finds that the applicant has failed to establish the foregoing**
25 **membership requirements.**

26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council finds that**
27 **the enrollment application of Mr. Luciano C. Ramirez, date of birth December**
28 **26, 1949, for enrollment as a member of the Tohono O'odham Nation fails to**
29 **establish his eligibility for membership under Article II, Section 1(b) of the**

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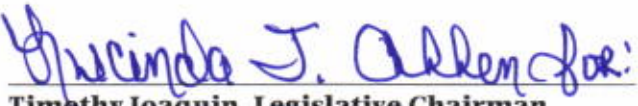
1 **Constitution of the Tohono O'odham Nation and the two membership**
2 **applications are rejected.**

3 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council finds that the**
4 **application of Mr. Luciano C. Ramirez, date of birth December 26, 1949 with a**
5 **zero degree of Papago-Tohono O'odham Indian blood, for adoption as a member**
6 **of the Tohono O'odham Nation fails to establish his eligibility for membership**
7 **under Article II, Section 2 of the Constitution of the Tohono O'odham Nation and**
8 **the adoption application is rejected.**

9 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council chairperson shall**
10 **provide written notice to the applicant of the Legislative Council's final**
11 **determination and the Enrollment Committee shall serve notice of the final**
12 **determination in accordance with Section 2, Article VIII of the Enrollment**
13 **Ordinance.**

14 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 20TH**
15 **day of APRIL, 2017 at a meeting at which a quorum was present with a vote of 2,443.85 FOR;**
16 **577.55 AGAINST; -0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council**
17 **by Article VI, Section 1(h) of the Constitution of the Tohono O'odham Nation, adopted by the**
18 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
19 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of**
20 **June 18, 1934 (48 Stat.984).**

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22 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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26 **Timothy Joaquin, Legislative Chairman**

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28 **21st** day of **April**, 2017

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32 **ATTEST:**

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35 **Evonne Wilson, Legislative Secretary**

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37 **21** day of **April**, 2017
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1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
2 O'odham Nation on the 21 day of April, 2017 at 12:11 o'clock, P.m.,
3 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
4 effective upon his approval or upon his failure to either approve or disapprove it within 48
5 hours of submittal.
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7 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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10 Guacinda J. Allen for:
11 Timothy Joaquin, Legislative Chairman
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16 APPROVED

on the 25 day of April, 2017

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18 DISAPPROVED

at 11:15 o'clock, A.m.

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21 Edward D. Manuel
22 EDWARD D. MANUEL, CHAIRMAN
23 TOHONO O'ODHAM NATION
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28 Returned to the Legislative Secretary on the 25 day of

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30 April, 2016, at 11:27 o'clock, a.m.

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32 Evonne Wilson
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34 Evonne Wilson, Legislative Secretary
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ACTION: REJECTING MEMBERSHIP APPLICATIONS AND ADOPTION APPLICATION OF LUCIANO C. RAMIREZ**DATE: APRIL 20, 2017**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (<i>Absent</i>) (Roberta E. Harvey) (<i>Present</i>)	183.60	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marla Kay Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30		X		
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE (Caroline D. Garcia)	109.95	X			
	2. MONICA K. MORGAN ()	109.95		X		
SAN LUCY 226.5	1. DIANA MANUEL (Lorraine Eiler)	113.25		X		
	2. JANA MONTANA (Gloria Ramirez)	113.25		X		
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III (Felicia Nunez)	114.30	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue)	90.30	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER (Idaleen Reyes)	256.75	X			
SIF OIDAK 231.6	1. LUCINDA ALLEN ()	115.80		X		
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	2,443.85	577.55	-0-	-0-