

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2019 Tohono O'odham Nation Health Care Budgets)

RESOLUTION NO. 18-344

1 **WHEREAS,** the Tohono O'odham Legislative Council is authorized "to manage any funds
2 within the exclusive control of the Tohono O'odham Nation . . . and to appropriate
3 these funds for the benefit of the nation and its members" provided that "[a]ll
4 expenditures of these funds shall be pursuant to appropriations or budgets"
5 authorized by resolution or ordinance (Constitution of the Tohono O'odham
6 Nation, Article VI, Section 1(d)(2)); and

7 **WHEREAS,** the Tohono O'odham Nation Health Care ("TONHC") Governing Body, subject to
8 the review and approval by oversight committees and Legislative Council, was
9 delegated the authority to review and approve all TONHC budgets and budgets
10 expending health self-governance funds, including budgets expending such
11 funds for supporting programs with other Nation's departments (Tohono
12 O'odham Nation Health Care Governing Body Bylaws, Section 9403 (A)); and

13 **WHEREAS,** the Department of Health and Human Services, Department of Public Safety-
14 Health Care Center Security, Department of Information and Technology, Facility
15 Management Program, and Planning and Economic Development Department
16 have prepared and submitted for review and approval the FY 2019 Tohono
17 O'odham Nation Health Care Budgets for the period beginning October 1, 2018
18 and ending on September 30, 2019 (collectively, "FY 2019 Tohono O'odham Nation
19 Health Care Budgets"), and as identified in FY 2019 Tohono O'odham Nation
20 Health Care Budgets Schedule, which is attached and incorporated by this
21 reference, in the total amount of \$134,763,439.11; and

22	Department of Health and Human Services	\$114,632,700.96
23	Department of Public Safety-Health Care Center Security	\$881,173.03
24	Department of Information and Technology-Third Party	\$3,216,529.83
25	Facility Management Program	\$5,033,805.81
26	Planning and Economic Development Department	\$10,999,229.48

27 **WHEREAS,** the Governing Body, pursuant to the Governing Body Bylaws at Article III, Section
28 9401(d) and the CMS conditions of participation found at 42 CFR Part 482(d)(1), is
29 legally responsible for an institutional plan that "must include an annual
30 operating budget that includes all anticipated income and expenses"; and

31 **WHEREAS,** the TONHC Governing Body has reviewed the FY 2019 Tohono O'odham Nation
32 Health Care Budgets and recommends approval; and

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1 **WHEREAS, the Health and Human Services and Budget and Finance Committees have**
2 **reviewed the FY 2019 Tohono O'odham Nation Health Care Budgets and**
3 **recommend approval.**

4 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
5 **FY 2019 Tohono O'odham Nation Health Care Budgets effective October 1, 2018 in**
6 **the total amount of \$134,763,439.11, which shall be funded by the Indian Health**
7 **Service and third party revenues.**

8 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham**
9 **Nation chairperson or any designated official is authorized to administer and**
10 **expend the FY 2019 Tohono O'odham Nation Health Care Budgets, provided, that**
11 **the Governing Body shall approve any amendments or modifications, subject to**
12 **final approval by the Tohono O'odham Legislative Council.**

13 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 22ND**
14 **day of AUGUST, 2018 at a meeting at which a quorum was present with a vote of 3,084.6 FOR; -0-**
15 **AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by**
16 **Article VI, Section 1 (d)(2)and(3) of the Constitution of the Tohono O'odham Nation, adopted by**
17 **the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
18 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
19 **18, 1934 (48 Stat.984).**

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21 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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25 **Timothy Joaquin, Legislative Chairman**

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27 27 day of August, 2018

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30 **ATTEST:**

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33 **Evonne Wilson, Legislative Secretary**

34 24 day of August, 2018

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37 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
38 **O'odham Nation on the 27 day of August, 2018 at 11:33 o'clock, a .m.,**
39 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
40 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
41 **hours of submittal.**

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43 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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47 **Timothy Joaquin, Legislative Chairman**

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APPROVED

on the 28 day of August, 2018

DISAPPROVED

at 5:52 o'clock, 1 .m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 29 day of

August, 2018, at 9:51 o'clock, a .m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2019 TOHONO O'ODHAM NATION HEALTH CARE BUDGETS

MOVED: VICE CHAIRMAN QUINTIN C. LOPEZ

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: AUGUST 22, 2018

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 235.8	1. MARY LOPEZ ()	117.9	X			
	2. LUCINDA ALLEN (Yolonda Garcia)	117.9	X			X
SELLS 527.2	1. ARTHUR WILSON (Evelyn Juan Manuel)	263.6	X			
	2. ADRIANNE TILLER (Idaleen Reyes)	263.6	X			
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. <i>(Absent)</i> (Teresa F. Donahue) <i>(Present)</i>	92.85	X			
	2. QUINTIN C. LOPEZ (Agnes V. Joaquin)	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III <i>(Absent)</i> (Felicia Nunez) <i>(Present)</i>	116.15	X			X
	2. JANICE FELIX ()	116.15	X			
SAN LUCY 231.1	1. JANA MONTANA <i>(Absent)</i> (Diana Manuel) <i>(Present)</i>	115.55	X			X
	2. GLORIA RAMIREZ <i>(Absent)</i> (Lorraine Eiler) <i>(Present)</i>	115.55	X			
PISINEMO 225.9	1. CHESTER ANTONE (Caroline D. Garcia)	112.95	X			
	2. MONICA K. MORGAN ()	112.95	X			
HICKIWAN 209.0	1. LOUIS R. LOPEZ (Shirley Molina)	104.5	X			
	2. SANDRA D. ORTEGA ()	104.5	X			
GU VO 256.9	1. GRACE MANUEL ()	128.45	X			
	2. DALLAS LEWIS (Nacho Flores)	128.45	X			
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	135.45	X			
	2. LORETTA LEWIS (Victoria Hobbs)	135.45	X			X
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Antone)	168.85	X			
	2. VIVIAN JUAN-SAUNDERS <i>(Absent)</i> (Juanita Homer) <i>(Present)</i>	168.85	X			
BABOQUIVARI 372.1	1. FRANCES MIGUEL (Roberta E. Harvey)	186.05	X			
	2. LEANDER MASE (Francine Schooling)	186.05	X			
TOTAL		3,084.6	3,084.6	-0-	-0-	[04]