

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Adopting 2018 Amendments to 12 Tohono O'odham Code Chapter 1 - Elections)**

**RESOLUTION NO. 18-366**

1 **WHEREAS,** the Legislative Council is vested with "all of the legislative powers vested in the  
2 **Tohono O'odham Nation" and is expressly vested with the power to "enact laws**  
3 **and ordinances for conducting and regulating elections" (Constitution of the**  
4 **Tohono O'odham Nation, Article V, Section 1; Article VI, Section 1 and subsection**  
5 **1(g)); and**

6 **WHEREAS,** pursuant to Article X, Section 7 of the Constitution,

7 **The Tohono O'odham Council shall enact an election ordinance which shall**  
8 **prescribe rules for the apportionment of representatives to each district**  
9 **council when elections of such representatives are from communities**  
10 **within the district and not from the district at large, and for the setting and**  
11 **holding of primary elections for the offices of chairman and vice chairman**  
12 **of the Tohono O'odham [Nation] and of the district council, and which shall**  
13 **prescribe the qualifications of candidates, the registration requirements**  
14 **for voting and such other rules and procedures necessary to the orderly**  
15 **conduct of elections, including but not limited to procedures for validation**  
16 **of petitions and the settlement of any and all election disputes. The decision**  
17 **of the Tohono O'odham Council in all election matters, including the**  
18 **eligibility and qualifications of candidates, shall be final.**

19 **; and**

20 **WHEREAS,** the Rules Committee, in collaboration with the Nation's Election Board, drafted  
21 **amendments to the Nation's Elections law codified as 12 Tohono O'odham Code**  
22 **Chapter 1 - Elections, to address political signage, to clarify the referendum**  
23 **petition and pamphlet, to prescribe the qualifications of candidates, to simplify**  
24 **absentee ballot requests, to address Election Board membership, to address the**  
25 **declaration of candidacy timeframes, and to add a disqualification from office**  
26 **provision after removal; and**

27 **WHEREAS,** during the month of June 2018, the Rules Committee held seven public hearings,  
28 **posted the amendments on the Legislative Branch website, and accepted written**  
29 **and oral comments from Nation's members; and**

30 **WHEREAS,** in the best interests of Nation's members and to improve the orderly conduct of  
31 **elections, the Rules Committee recommends adoption of amendments to 12**  
32 **Tohono O'odham Code Chapter 1 - Elections, which are incorporated by this**  
33 **reference, dated 2018.**

34 **NOW, THEREFORE, BE IT RESOLVED** by the Tohono O'odham Legislative Council that it adopts  
35 **the 2018 amendments to 12 Tohono O'odham Code Chapter 1 - Elections.**

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(Adopting 2018 Amendments to 12 Tohono O'odham Code Chapter 1 - Elections)

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup> day of SEPTEMBER, 2018 at a meeting at which a quorum was present with a vote of 2,557.4 FOR; 527.2 AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1 (g) and Article X, Section 7 of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Timothy Joaquin*

Timothy Joaquin, Legislative Chairman

17 day of Sept, 2018

ATTEST:

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

17 day of September, 2018

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 17 day of Sept, 2018 at 4:35 o'clock, p.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Timothy Joaquin*

Timothy Joaquin, Legislative Chairman

APPROVED

on the 18 day of September, 2018

DISAPPROVED

at 4:54 o'clock, p.m.

*Edward D. Manuel*

EDWARD D. MANUEL, CHAIRMAN  
TOHONO O'ODHAM NATION

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**RESOLUTION NO. 18-366**

**(Adopting 2018 Amendments to 12 Tohono O'odham Code Chapter 1 - Elections)**

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1 **Returned to the Legislative Secretary on the 11 day of**  
2  
3 September, 2018, at 10:58 o'clock, A.m.  
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7 **Evonne Wilson, Legislative Secretary**

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ACTION: ADOPTING 2018 AMENDMENTS TO 12 TOHONO O'ODHAM CODE CHAPTER 1 - ELECTIONS

MOVED: COUNCILWOMAN LORETTA LEWIS

SECOND: COUNCILWOMAN JANICE FELIX

DATE: SEPTEMBER 12, 2018

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 235.8	1. MARY LOPEZ ( )	117.9	X			
	2. LUCINDA ALLEN ( <i>Absent</i> ) (Yolonda Garcia) ( <i>Present</i> )	117.9	X			
SELLS 527.2	1. ARTHUR WILSON ( <i>Absent</i> ) (Evelyn Juan Manuel) ( <i>Present</i> )	263.6		X		
	2. ADRIANNE TILLER (Idaleen Reyes)	263.6		X		
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue)	92.85	X			
	2. QUINTIN C. LOPEZ ( <i>Absent</i> ) (Agnes V. Joaquin) ( <i>Present</i> )	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III (Felicia Nunez)	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 (Lorraine Eiler)	115.55	X			
PISINEMO 225.9	1. CHESTER ANTONE (Caroline D. Garcia)	112.95	X			X
	2. MONICA K. MORGAN ( )	112.95	X			
HICKIWAN 209.0	1. LOUIS R. LOPEZ ( <i>Absent</i> ) (Shirley Molina) ( <i>Present</i> )	104.5	X			
	2. SANDRA D. ORTEGA ( )	104.5	X			
GU VO 256.9	1. GRACE MANUEL ( )	128.45	X			
	2. DALLAS LEWIS ( <i>Absent</i> ) (Nacho Flores) ( <i>Present</i> )	128.45	X			X
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	135.45	X			
	2. LORETTA LEWIS (Victoria Hobbs)	135.45	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	2,557.4	527.2	-0-	[04]