

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Amendments to First and Second Revenue Allocation and Initiative
Funding and Implementation Plans)**

RESOLUTION NO. 2000-472

- 1 **WHEREAS, pursuant to Resolution Nos. 97-451 and 97-452, the Tohono O'odham Legislative**
2 **Council adopted an Initiative Funding and Implementation Plan (the "First FIP") and**
3 **a Revenue Allocation Plan (the "First RAP"), collectively the "First Plans"; and**
- 4 **WHEREAS, pursuant to Resolution No. 2000-190, the Legislative Council approved Amendment**
5 **No. 1 to each of the First Plans; and**
- 6 **WHEREAS, the First Plans were approved by the Director of the Phoenix Area Office of the Bureau**
7 **of Indian Affairs and Amendment No. 1 to each Plan is pending before the Office of the**
8 **Deputy Commissioner of Indian Affairs which has since been delegated authority for**
9 **approving the Plans; and**
- 10 **WHEREAS, pursuant to Resolution No. 2000-269, the Legislative Council adopted a Second**
11 **Initiative Funding and Implementation Plan (the "Second FIP") and a Second**
12 **Revenue Allocation Plan (the "Second RAP"), collectively the "Second Plans"; and**
- 13 **WHEREAS, the Second Plans are pending approval of the Deputy Commissioner; and**
- 14 **WHEREAS, as a condition of approval, officials within the Office of Deputy Commissioner and the**
15 **Assistant Secretary for Indian Affairs have requested amendments to each of the**
16 **Second Plans to clarify the terms and conditions for parents, guardians or legal**
17 **representatives to secure access to per capita accounts established for minors or to**
18 **receive per capita disbursements for the benefit of members who have been declared**
19 **legally incompetent; and**
- 20 **WHEREAS, the foregoing terms and conditions include disbursements for the health, education**
21 **or welfare of the minor or legally incompetent person, as prescribed in Section**
22 **11(b)(3)(C) of the Indian Gaming Regulatory Act, 25 U.S.C. §2710(b)(3)(C) (a copy of**
23 **which is attached); and**
- 24 **WHEREAS, it is advisable to provide the requested clarification to obtain approval of the Second**
25 **Plans as soon as possible; and**
- 26 **WHEREAS, although the Office of Deputy Commissioner and the Assistant Secretary for Indian**
27 **Affairs have agreed to approve Amendment No. 1 to each of the First Plans without**

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1 such clarification, it is advisable to incorporate the clarification in the First Plans to
2 ensure consistent standards with the Second Plans.

3 **NOW, THEREFORE, BE IT RESOLVED THAT:**

- 4 1. The Tohono O'odham Legislative Council hereby approves, in the forms attached
5 hereto, (a) Amendment No. 2 to the First FIP, (b) Amendment No. 2 to the First RAP,
6 (c) Amendment No. 1 to the Second FIP and (d) Amendment No. 1 to the Second
7 RAP.
8 2. The Chairman of the Nation is authorized to transmit the foregoing Amendments
9 for approval by the Deputy Commissioner of Indian Affairs.

10 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 03RD, Day
11 of OCTOBER, 2000 at a meeting at which a quorum was present with a vote of 1,454.8 FOR; 550.7
12 AGAINST; -0- NOT VOTING; and 160.0 [03] ABSENT, pursuant to the powers vested in the Council by
13 Section 1 (d)(1), (2) & (3) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted
14 by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
15 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
16 18, 1934 (48 Stat. 984).

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18 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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22 **Dennis Ramon, Legislative Chairman**

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24 3 day of October, 20 00

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26 **ATTEST:**

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30 **Julianna Saraficio, Acting Legislative Secretary**

31 03 day of October, 20 00.

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35 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**
36 **Nation on the 3 day of October, 20 00 at 12:37 o'clock, P.M.,**
37 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
38 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
39 **submittal.**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Dennis Ramon, Legislative Chairman

APPROVED

on the 3rd day of October, 2000

DISAPPROVED


at 1:17 o'clock, P.M.



EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 3RD day of

October, 2000, at 1:21 o'clock, P.M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING AMENDMENTS TO FIRST AND SECOND REVENUE ALLOCATION AND INITIATIVE FUNDING AND IMPLEMENTATION PLANS

MOVED: COUNCILWOMAN RITA MARTINEZ

SECOND: COUNCILWOMAN MARY ANN ANTONE

DATE: OCTOBER 03, 2000

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35		X		
	2. EVELYN JUAN ()	186.35		X		
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7		X		
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			X
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0				X
	2. GLORIA MONTANA (Phillip Antone)	80.0				X
HICKIWAN 158.1	1. SHIRLEY MOLINA ()	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3		X		
TOTAL		2,165.5	1,454.8	550.7	-0-	160.0 [03]

**PASSED VOTES