

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Amendment No. 2 to Second Per Capita Plan)

RESOLUTION NO. 01-459

1 **WHEREAS, pursuant to Resolution No. 2000-269, the Tohono O'odham Legislative Council**
2 **adopted a Second Initiative Funding and Implementation Plan and a Second Revenue**
3 **Allocation Plan (collectively the "Second Per Capita Plan"); and**

4 **WHEREAS, pursuant to Resolution 2000-472, the Legislative Council approved Amendment No. 1**
5 **to the Second Per Capita Plan; and**

6 **WHEREAS, by letter dated October 25, 2000, the Deputy Commissioner of Indian Affairs approved**
7 **the Second Per Capita Plan and Amendment No. 1 thereto; and**

8 **WHEREAS, the First Funding and Implementation Plan and the First Revenue Allocation Plan, as**
9 **amended by Amendments Nos. 1 and 2 (the "First Plan"), were approved by authorized**
10 **officials in the Bureau of Indian Affairs pursuant to letters dated December 18, 1997**
11 **(as to the First Plan and Amendment No. 1) and October 25, 2000 (as to Amendment No.**
12 **2); and**

13 **WHEREAS, the First Plan authorized Legislative Council, in its discretion, to supplement the per**
14 **capita payment to each eligible member who was a minor for any period on and after**
15 **December 26, 1997 (the initial per capita disbursement date), with accrued earnings**
16 **realized in the per capita set-aside account maintained pursuant to the First Plan; and**

17 **WHEREAS, the Legislative Council has determined that a comparable provision should be**
18 **adopted by amending the Second Per Capita Plan.**

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

- 20 **1. The Tohono O'odham Legislative Council approves Amendment No. 2 to the**
21 **Second Per Capita Plan, in the form attached hereto.**
- 22 **2. The Chairman of the Nation is authorized and directed to submit Amendment**
23 **No. 2 for approval by the Deputy Commissioner of Indian Affairs.**

24 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH Day**
25 **of SEPTEMBER, 2001 at a meeting at which a quorum was present with a vote of 2,169.4 FOR; 248.1**
26 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
27 **Section 1(d)(2) & (3) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
28 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
29 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
30 **18, 1934 (48 Stat. 984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Councillus Lopez for
Rita A. Martinez, Legislative Chairwoman

13th day of September, 20 01

ATTEST:

[Signature]
Julianna Saraficio, Acting Legislative Secretary

11 day of September, 20 01.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 13th day of September, 20 01 at 8:48 o'clock, A.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

Councillus Lopez for
Rita A. Martinez, Legislative Chairwoman

APPROVED on the 13th day of September, 20 01
 DISAPPROVED at 4:34 o'clock, P.M.

[Signature]
EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 14th day of
September, 20 01, at 9:40 o'clock, A.M.

[Signature]
Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING AMENDMENT NO. 2 TO SECOND PER CAPITA PLAN

MOVED: COUNCILMAN DENNIS JOSE

SECOND: COUNCILMAN AMBROSE ENCINAS

DATE: SEPTEMBER 11, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05		X		X
	2. DAVID GARCIA (Mary Audrey Juan)	124.05		X		
HICKIWAN 167.3	1. SHIRLEY MOLINA ()	83.65	X			
	2. SANDRA ORTEGA ()	83.65	X			
GU VO 188.3	1. FERN SALCIDO ()	94.15	X			X
	2. EMILIO LEWIS (Michael Flores)	94.15	X			
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	X			
	2. GLORIA RAMIREZ ()	80.35	X			X
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	X			
	2. PATRICIA CRUZ (Johnson Jose)	87.35	X			
GU ACHI 230.7	1. CAMILLUS LOPEZ ()	115.35	X			
	2. ALEX J. RAMON (Jerome Joaquin)	115.35	X			
BABOQUIVARI 317.7	1. FRANCES MIGUEL ()	158.85	X			
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	X			
SAN XAVIER 184.7	1. TONY BURRELL ()	92.35	X			
	2. DENNIS RAMON ()	92.35	X			
SCHUK TOAK 144.5	1. MARY FLORES ()	72.25	X			
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			
SELLS 416.1	1. DENNIS E. JOSE ()	208.05	X			
	2. EVELYN JUAN ()	208.05	X			
SIF OIDAK 184.7	1. ISIDRO LOPEZ ()	92.35	X			
	2. RITA A. MARTINEZ (Nicholas Jose)	92.35	X			
TOTAL		2,417.5	2,169.4	248.1	-0-	[03]

**PASSED VOTES