RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL (Establishing Adult Protection Ordinance Task Force)

RESOLUTION NO. 01-470

1	WHEREAS,	the Legislative Council is vested with the authority "[t]o exercise the inherent powers
2		of the Tohono O'odham Nation by providing laws, ordinances, and resolutions(2) to
3		promote, protect, and provide for public health, peace, morals, education and general
4	,	welfare of the Tohono O'odham Nation and its members" (Article VI, Section 1(c)(2), of
5		the Constitution of the Tohono O'odham Nation); and
6	WHEREAS,	the Senior Services Division of the Nation's Department of Human Services has
7		reported that the Nation's elders and incapacitated adults are experiencing various
8		forms of abuse, neglect and financial exploitation; and
9	WHEREAS,	such abuse, neglect and financial exploitation is contrary to the traditions and values
10		of the Tohono O'odham; and
11	WHEREAS,	the Tohono O'odham Nation does not have an Adult Protection Ordinance to protect
12		its elders or incapacitated adults from abuse, neglect and financial exploitation; and
13	WHEREAS,	the Legislative Council Health and Human Services Committee has reviewed several
14		adult protection laws that have been implemented by other Indian tribal governments
15		and recommends that the Nation appoint a task force to draft a Tohono O'odham
16		Nation Adult Protection Ordinance.
17	NOW, THER	EFORE, BE IT RESOLVED that the Legislative Council hereby establishes an Adult
18		Protection Ordinance Task Force to meet at least biweekly and draft an Adult
19		Protection Ordinance with input from the Nation's Districts; the Task Force shall work
20		with a goal of completing an initial draft by mid-December, 2001.
21	BE IT FURT	HER RESOLVED that the Adult Protection Ordinance's purpose shall be to protect
22		vulnerable and incapacitated adults within the jurisdiction of the Tohono O'odham
23		Nation from abuse, neglect and exploitation.
24	BE IT FURT	HER RESOLVED that the members of the Adult Protection Ordinance Task Force shall
25		include:
26		Four (4) elders to be elected at the Nation's Senior Services Department
27		Molly Dufort, Department of Human Services

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1	Edward Encinas, Elderly Coordinator
2	Officer Tim Janes, Tohono O'odham Police Department
3	Bernadette Lopez, Division of Senior Services
4	Hon. Betsy Norris, Tohono O'odham Judicial Court.
5	BE IT FURTHER RESOLVED that the Tohono O'odham Nation Department of Human Services
6	Director, Chief of Police, or Chief Judge may replace a Task Force member under his
7	or her supervision if he or she deems it necessary.
8	BE IT FURTHER RESOLVED that the Adult Protection Ordinance Task Force shall report its
9	progress to the Health and Human Services Committee, Domestic Affairs Committee
10	and the Cultural Preservation Committee on a regular basis and shall present a draft
11	Ordinance to the Nation's Districts after receiving the Committee's approval.
12	BEIT FURTHER RESOLVED that the Adult Protection Ordinance Task Force shall follow the custom
13	of making District presentations and incorporating appropriate public comment
14	before presenting a final draft of the Ordinance to the relevant Legislative
15	Committees; the Committees shall be responsible for bringing the Ordinance to the
16	Legislative Council for action.
17	BE IT FINALLY RESOLVED that the Adult Protection Ordinance Task Force shall be dissolved after
18	final approval of the Ordinance.
19	
20	The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13 TH . Day
21 22	of <u>SEPTEMBER</u> , <u>2001</u> at a meeting at which a quorum was present with a vote of <u>1,639.3</u> FOR; <u>778.2</u> AGAINST; <u>-0-</u> NOT VOTING; and <u>[-0-]</u> ABSENT, pursuant to the powers vested in the Council by
23	Section 1 (b) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the
24	Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
25	Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
26	18, 1934 (48 Stat. 984).
27	TOTAL OLODATAN I DOTOT ADIAT COLLECTI
28 29	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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30 31	Swellen homen lor
32	Rita A. Martinez, Legislative Chairwoman
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33 34	14th day of Scrtan su , 20 0
35	

	RESOLUTION NO. <u>01-470</u> (Establishing Adult Protection Ordina	men Took Power)
	Page 3 of 3	nce task force)
1 2	ATTEST:	
3	Set free	
4	Julianna Saraficio, Acting Legislativ	e Secretary
5	13 day of Septemb, 2	01
6	day of -tplent, 2	<u>0_01</u> .
7 8		
9	Said Resolution was submitted for a	pproval to the office of the Chairman of the Tohono O'Odhan
10	Nation on the 44° day of 5	estemby, 20 0 at 4:48 o'clock, P.M.
11		5 of Article VII of the Constitution and will become effective
12		ure to either approve or disapprove it within 48 hours o
13	submittal.	
14 15		TOHONO O'ODHAM LEGISLATIVE COUNCIL
16		
17		(suilles hom for
18		
19		Rita A. Martinez, Legislative Chairwoman
20 21		
22		
23		
24	▶ APPROVED	on the 17 day of September 2001
25		at 10:11 o'clock, A.M.
26 27	[] DISAPPROVED	at <u>/0 ; /1</u> o'clock, <u>/+</u> .M.
28		
29		Henry a. Lamon
30		EDWARD D. MANUEL, Chairman
31		TOHONO O'ODHAM NATION
32 33		
34		
35		_ Th
36	Returned to the Legislative Secretar	
37	September, 20 01, at	11:11 status A M
38 39		17 to O'Clock, V.M.
40	10h > 01	
41	Alme M. Jon	-fr
42	Julianna Saraficio, Acting Legislativ	e Secretary
43		
44 45		

ACTION: ESTABLISHING ADULT PROTECTION ORDINANCE TASK FORCE

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILMAN ALEX RAMON

DATE: SEPTEMBER 13, 2001

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 248.1	KENNETH WILLIAMS (Juanita Homer)	124.05	х			
	2. DAVID GARCIA (Mary Audrey Juan)	124.05	х			
HICKIWAN 167.3	1. SHIRLEY MOLINA	83.65	х	Ü		
	2. SANDRA ORTEGA**	83.65	х			
GU VO 188.3	1. FERN SALCIDO ()	94.15		х		
	2. EMILIO LEWIS (Michael Flores)	94.15	x			
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	X			
100.7	2. GLORIA RAMIREZ	80.35		х		
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	х			
1/4./	2. PATRICIA CRUZ (Johnson Jose)	87.35	х			
GU ACHI	1. CAMILLUS LOPEZ	115.35		X		
230.7	2. ALEX J. RAMON (Jerome Joaquin)	115.35	x			
BABOQUIVARI	1. FRANCES MIGUEL	158.85	X			
317.7	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	x			
SAN XAVIER	1. TONY BURRELL	92.35	х			
184.7	2. DENNIS RAMON	92.35	X			
SCHUK TOAK	1. MARY FLORES	72.25	х			
144.5	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25		х		
SELLS	1. DENNIS E. JOSE	208.05		X		
416.1	2. EVELYN JUAN	208.05		x		
SIF OIDAK	1. ISIDRO LOPEZ	92.35	х			
184.7	2. RITA A. MARTINEZ (Nicholas Jose)	92.35	х			
T	OTAL	2,417.5	1,639.3	778.2	-0-	[-0-]