

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Seeking reoccurring appropriation from the United States Congress in the amount**  
**of \$7.5 million for FY 2005 to fund the cost of personnel and equipment for the**  
**TOPD to offset border related costs)**

**RESOLUTION NO. 03-137**

- 1 **WHEREAS, the Tohono O'odham Nation (the "Nation") has a land base of 2.8 million acres and a**  
2 **population of 28,000 members and provides its own Law Enforcement, Corrections,**  
3 **and Ranger Programs through its Tohono O'odham Police Department ("TOPD"); and**  
4 **WHEREAS, the Nation funds the TOPD with a budget of approximately \$6 million, and does receive**  
5 **other federal funds from the U.S. Department of Interior, Bureau of Indian Affairs,**  
6 **through P.L. 93-638; and**  
7 **WHEREAS, providing law enforcement and related public safety services is a critical function of**  
8 **the Tohono O'odham Nation; and**  
9 **WHEREAS, the TOPD investigates illegal trafficking in narcotics and undocumented immigrant**  
10 **related offenses and crimes that occur on the lands of the Tohono O'odham Nation;**  
11 **and**  
12 **WHEREAS, the TOPD investigates the deaths of undocumented immigrants and provides rescue**  
13 **services to distressed immigrants in distress while crossing the Nation's land; and**  
14 **WHEREAS, the TOPD's Community Policing efforts are made more difficult and challenging by the**  
15 **International Border with the Republic of Mexico and the international smuggling**  
16 **that occurs across the border; and**  
17 **WHEREAS, it is understood and appreciated by the law enforcement agencies of the U.S. that the**  
18 **TOPD provides valuable assistance in the Homeland Security Border Patrol Strategy;**  
19 **and**  
20 **WHEREAS, border related efforts of the TOPD have had a negative impact on the TOPD's ability**  
21 **to provide community based service; and**  
22 **WHEREAS, the Nation should receive Federal funds to reimburse it for the cost of the special**  
23 **activities required to stop the flow of narcotics and immigrants through the Nation;**  
24 **and**  
25 **WHEREAS, the challenges of the International Border between the Republic of Mexico and the**  
26 **United States are the responsibility of the Department of Homeland Security and the**  
27 **United States; and**  
28 **WHEREAS, the minimum cost of law enforcement efforts provided by the TOPD to stem the flow**  
29 **of illegal trafficking is \$3,707,066.80 during Fiscal Year 2002, according to the attached**

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1                   **budget analysis incorporated by this reference; and**  
2 **WHEREAS, we anticipate a \$2.5 million increase each year, our federal funding request is \$7.5**  
3 **million.**  
4 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**  
5 **authorizes the Chairman of the Nation, together with the Appropriations Committee,**  
6 **to seek a reoccurring appropriation from the United States Congress in the amount**  
7 **of \$7.5 million for FY 2005 to fund the cost of personnel and equipment for the TOPD**  
8 **to offset border related costs received by the TOPD to assist the Department of**  
9 **Homeland Security.**

10 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup> Day**  
11 **of MARCH, 2003 at a meeting at which a quorum was present with a vote of 2,417.5 FOR; -0-**  
12 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**  
13 **Section 1 (j) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**  
14 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**  
15 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**  
16 **Stat. 984).**

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18 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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21 **Rita A. Martinez, Legislative Chairwoman**

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23 13<sup>th</sup> day of March, 20 03

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25 **ATTEST:**

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28 **Julianna Saraficio, Acting Legislative Secretary**

29  
30 12 day of March, 20 03.

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32 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**  
33 **Nation on the 13<sup>th</sup> day of March, 20 03 at 4:15 o'clock, P.M.,**  
34 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**  
35 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**  
36 **submittal.**

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38 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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41 **Rita A. Martinez, Legislative Chairwoman**

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**APPROVED**

on the 17 day of March, 2003

**DISAPPROVED**

at 1:47 o'clock, P.M.



**EDWARD D. MANUEL, Chairman  
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 17<sup>th</sup> day of

March, 2003, at 3:07 o'clock, P.M.

  
**Julianna Saraficio, Acting Legislative Secretary**

**ACTION: SEEKING REOCCURRING APPROPRIATION FROM THE UNITED STATES CONGRESS IN THE AMOUNT OF \$7.5 MILLION FOR FY 2005 TO FUND THE COST OF PERSONNEL AND EQUIPMENT FOR THE TOPD TO OFFSET BORDER RELATED COSTS**

**MOVED: COUNCILMAN DAVID GARCIA**

**SECOND: COUNCILWOMAN FRANCES ANTONE**

**DATE: MARCH 12, 2003**

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

**\*\*PASSED VOTES**