

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Repealing Resolution No. 172-87, "Adoption of Legislative Rules")**

RESOLUTION NO. 06-459

1 **WHEREAS, the Constitution of the Tohono O'odham Nation was approved and became effective**
2 **on March 6, 1986, and vests the Tohono O'odham Legislative Council with the power**
3 **to establish rules and procedures to regulate all meetings of the Council and its**
4 **standing committees (Constitution of the Tohono O'odham Nation, Article VI, Section**
5 **1(a)); and**

6 **WHEREAS, in the years immediately following the Constitution's adoption and the reorganization**
7 **of the Nation's government into a tri-branch system, a number of legislative actions**
8 **governing the Legislative Branch continued to be passed by resolutions, which are**
9 **subject to executive approval or veto, rather than by legislative orders, which are**
10 **appropriate for addressing matters entirely within the Council's authority; and**

11 **WHEREAS, despite the fact that the Constitution vests the Legislative Branch with the power to**
12 **establish Council rules and procedures, the Legislative Rules of the Tohono O'odham**
13 **Legislative Council were originally adopted by Resolution No. 172-87 but were**
14 **amended by Legislative Orders No. 96-027 and No. 143-90; and**

15 **WHEREAS, several of the Legislative Council standing committee plans of operation were likewise**
16 **originally adopted by resolution, many of which were subsequently rescinded and**
17 **replaced by updated plans of operation that were adopted by legislative order; and**

18 **WHEREAS, in recognition of the Legislative Council's authority to establish rules and procedures**
19 **for its standing committees, the following committees' plans of operation have now**
20 **been adopted by legislative order: Agricultural Committee (Legislative Order No. 01-**
21 **554); Appropriations Committee (Legislative Order No. 01-216); Commerce Committee**
22 **(Legislative Order No. 03-010); Domestic Affairs Committee (Legislative Order No. 01-**
23 **431); Health and Human Service Committee (Legislative Order No. 02-093); Housing**
24 **Committee (Legislative Order No. 01-217); Human Resources Development Committee**
25 **(Legislative Order No. 01-229); Judiciary Committee (Legislative Order No. 01-230);**
26 **Water Resources Committee (Legislative Order No. 01-552); and**

27 **WHEREAS, as with the rescinded plan of operation resolutions, it is necessary to repeal**
28 **Resolution No. 172-87, "Adoption of Legislative Rules" and to re-adopt the Legislative**
29 **Rules by legislative order to be consistent with the distribution of powers made by the**
30 **Constitution.**

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1 **NOW, THEREFORE, BE IT RESOLVED** by the Tohono O'odham Legislative Council that it hereby
2 **repeals Resolution No. 172-87, "Adoption of Legislative Rules."**

3 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH Day**
4 **of JULY, 2006 at a meeting at which a quorum was present with a vote of 2,440.80 FOR; -0- AGAINST;**
5 **-0- NOT VOTING; and [07] ABSENT, pursuant to the powers vested in the Council by Section 1 (a) of**
6 **Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham**
7 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**
8 **(Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**
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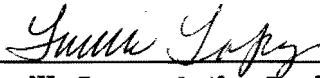
10 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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14 **Evelyn B. Juan Manuel, Legislative Chairwoman**

15
16 12th day of July, 2006
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18 **ATTEST:**

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22 **Lucille Lopez, Acting Legislative Secretary**

23
24 12 day of July, 2006.
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26 **Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono**
27 **O'Odham Nation on the 12th day of July, 2006 at 4:07 o'clock,**
28 **_____ M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
29 **effective upon her approval or upon her failure to either approve or disapprove it within 48 hours**
30 **of submittal.**

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32 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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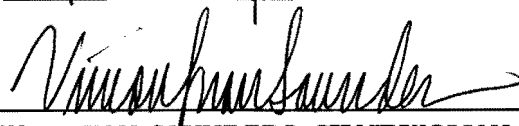
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36 **Evelyn B. Juan Manuel, Legislative Chairwoman**

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40 **APPROVED**

on the 21 day of July, 2006

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42 **DISAPPROVED**

at 3:46 o'clock, P.M.

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46 **VIVIAN JUAN-SAUNDERS, CHAIRWOMAN**
47 **TOHONO O'ODHAM NATION**

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Returned to the Legislative Secretary on the 21 day of

July, 2006, at 3:55 o'clock, P.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: REPEALING RESOLUTION NO. 172-87, "ADOPTION OF LEGISLATIVE RULES"

MOVED: COUNCILWOMAN CYNTHIA MANUEL

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: JULY 12, 2006

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL (<i>Absent</i>) (Vernon J. Smith) (<i>Present</i>)	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
CHUKUT KUK 258.7	1. ETHEL GARCIA ()	129.35	X			
	2. VERLON M. JOSE ** (David Garcia)	129.35	X			
GU ACHI 221.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			X
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
GU VO 193.1	1. RAYMOND VICTOR ()	96.55	X			X
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			X
	2. SANDRA ORTEGA ()	83.70	X			
PISINEMO 171.8	1. BARBARA SALVICIO ()	85.90	X			
	2. GERALD FAYUANT ()	85.90	X			X
SAN LUCY 169.0	1. JOHN W. LAWSON, SR. ()	84.50	X			
	2. GLORIA RAMIREZ ()	84.50	X			X
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90	X			X
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	96.90	X			
SCHUK TOAK 146.9	1. FRANCES B. CONDE ()	73.45	X			
	2. PHYLLIS JUAN ()	73.45	X			
SELLS 421.0	1. MARLENE SARAFICIO-JUAN ()	210.50	X			X
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50	X			
SIF OIDAK 186.7	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35	X			
	2. DARLENE ANDREW (<i>Absent</i>) (Rita Martinez) (<i>Present</i>)	93.35	X			
TOTAL		2,440.80	2,440.80	-0-	-0-	[07]

**PASSED VOTES