

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Declaring Sexually Transmitted Disease Outbreak on the Tohono O'odham Nation
and Requesting Assistance)**

RESOLUTION NO. 07-212

1 **WHEREAS, the Legislative Council is vested with the authority to provide “laws, ordinances, and**
2 **resolutions . . . to promote, protect, and provide for public health, peace, morals,**
3 **education and general welfare of the Tohono O'odham Nation and its members” and**
4 **to consult with “Federal, State and local governments and other Indian tribes or their**
5 **departments, agencies, or political subdivisions . . . on all matters within the**
6 **authority of the Tohono O'odham Council” (Constitution of the Tohono O'odham**
7 **Nation, Article VI, Section 1 (c)(2) and (f)); and**

8 **WHEREAS, although “the unmet health needs of the American Indian people are severe and the**
9 **health status of the Indians is far below that of the general population of the United**
10 **States,” the United States, in the fulfillment of its trust obligation to Indian people,**
11 **has made it a goal “to provide the quantity and quality of health services which will**
12 **permit the health status of Indians to be raised to the highest possible level and to**
13 **encourage the maximum participation of Indians in the planning and management**
14 **of those services.” (25 U.S.C. Section 1601 (d) and (b)); and**

15 **WHEREAS, in order to address the unmet health care needs of the Tohono O'odham, the Nation**
16 **has established, funds, and staffs the Tohono O'odham Department of Health and**
17 **Human Services (“TODHHS”), which is the Nation’s designate public health authority**
18 **and which “is eligible to receive protected health information and otherwise perform**
19 **all functions of a public health authority in accordance with applicable law”**
20 **(Resolution No. 07-100); and**

21 **WHEREAS, the Legislative Council has recognized that there is an existing concern for a sexually**
22 **transmitted disease outbreak and has accordingly urged the State of Arizona to**
23 **declare an outbreak and called upon the Indian Health Service to work with the**
24 **TODHHS to address such concerns and develop a joint plan to address future disease**
25 **outbreaks (Resolution No. 07-162); and**

26 **WHEREAS, as the Nation’s Public Health Authority, and in light of available data, the TODHHS is**
27 **now recommending that the Executive Office and the Legislative Council declare**
28 **there is a sexually transmitted disease outbreak on the Tohono O'odham Nation.**

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NOW, THEREFORE, BE IT RESOLVED that the Executive Office and the Tohono O'odham Legislative Council:

- 1. Declares that the current incidence of sexually transmitted disease on the Tohono O'odham Nation is an outbreak.**
- 2. Requests assistance from the Indian Health Services (Sells Service Unit and Tucson Area Office), the Arizona Department of Health Services (Sexually Transmitted Disease Programs), and Pima County Sexually Transmitted Disease Program to cooperate and collaborate with the TODHHS in eliminating sexually transmitted disease on the Tohono O'odham Nation.**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH Day of APRIL, 2007 at a meeting at which a quorum was present with a vote of 2,061.3 FOR; 0-AGAINST; 379.5 NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (c)(2), 1 (f) & 1 (j) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Verlon M. Jose, Legislative Chairman

18 day of April, 2007

ATTEST:



Lucille Lopez, Acting Legislative Secretary

13 day of April, 2007.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 18 day of April, 2007 at 2:38 o'clock, p-M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon her approval or upon her failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Verlon M. Jose, Legislative Chairman

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APPROVED

on the 18 day of April, 2007

DISAPPROVED

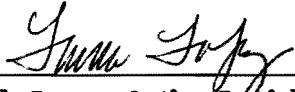
at 3:37 o'clock, P.M.



**VIVIAN JUAN SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 18 day of

April, 2007, at 3:57 o'clock, P.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: DECLARING SEXUALLY TRANSMITTED DISEASE OUTBREAK ON THE TOHONO O'ODHAM NATION AND REQUESTING ASSISTANCE

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN PHYLLIS JUAN

DATE: APRIL 13, 2007

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL (Vernon J. Smith)	155.40	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Lucilda J. Valenzuela (Norris))(<i>Present</i>)	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			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
GU VO 193.1	1. RAYMOND VICTOR ()	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			X
HICKIWAN 167.4	1. SHIRLEY SANTOS-MOLINA ()	83.70	X			
	2. SANDRA ORTEGA ()	83.70	X			X
PISINEMO 171.8	1. BARBARA SALVICIO ()	85.90	X			X
	2. GERALD FAYUANT ()	85.90	X			
SAN LUCY 169.0	1. LORRAINE EILER ()	84.50			X	
	2. GLORIA RAMIREZ ()	84.50			X	
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90	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	
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50	X			
SIF OIDAK 186.7	1. WVALENE ROMERO (Isidro Lopez)	93.35	X			
	2. DARLENE ANDREW (<i>Absent</i>) (Rita Wilson) (<i>Present</i>)	93.35	X			
TOTAL		2,440.80	2,061.3	-0-	379.5	[03]

****PASSED VOTES**