

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Declaring Enrollment Card Issued by the Enrollment Office as the Sole Valid
Tohono O'odham Nation Membership Identification)

RESOLUTION NO. 07-221

- 1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with the**
2 **power to "enact laws and ordinances governing the enrollment and adoption of**
3 **members and the relinquishment and loss of membership consistent with Article II**
4 **of this [C]onstitution (Constitution, Article VI, Section 1(h)); and**
- 5 **WHEREAS, the Papago Council, the forerunner to the Legislative Council, enacted the Enrollment**
6 **Ordinance, Ordinance No. 05-81, "to define and regulate membership in the Tohono**
7 **O'odham Nation in accordance with the Constitution of the Tohono O'odham Nation,**
8 **and to establish orderly procedures for enrollment, determinations of blood degree,**
9 **of adoption and relinquishment or loss of membership which afford due process of**
10 **law to all persons who have applied for enrollment or adoption as members of the**
11 **Nation or who have relinquished or lost their membership in the Nation" (Enrollment**
12 **Ordinance, as amended, Statement of Purpose); and**
- 13 **WHEREAS, the Enrollment Ordinance provides a rigorous process for determining applicants'**
14 **eligibility for membership, including thorough genealogical research to ensure that**
15 **each applicant is a descendent of a resident member or possesses sufficient blood**
16 **quantum for enrollment; and**
- 17 **WHEREAS, the Enrollment Committee is responsible for issuing an "official identification card**
18 **to any person whose name is contained on the membership roll of the Nation. The**
19 **identification card shall be in form and content designated by the enrollment**
20 **committee and shall include the name and membership number of the enrollee."**
21 **(Enrollment Ordinance, Article X, Section 4(D)); and**
- 22 **WHEREAS, "No person shall prepare or issue any identification card or certificate which purports**
23 **to be an original, certified copy, or copy of any identification card, or of a certificate**
24 **of enrollment, blood degree or adoption into membership of the Nation except as**
25 **authorized by this article and the regulations adopted hereunder."(Enrollment**
26 **Ordinance, Article X, Section 4(E)); and**
- 27 **WHEREAS, Enrollment Ordinance makes it a criminal offense punishable by a fine and/or**
28 **imprisonment for any person who "[w]ithout lawful authority and with the intent to**
29 **deceive makes, alters, amends, mutilates or removes any identification card, record,**
30 **certificate or document filed or issued under this ordinance or a certified copy of such**
31 **record, certificate or document." (Enrollment Ordinance, Article X, Section 5(A)2.; and**

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Page 2 of 3

1 **WHEREAS, the Enrollment Office has instituted numerous protections to prevent falsification of**
2 **the Nation's enrollment identification card ("Official Enrollment ID Card"); it requires**
3 **that such cards**

- 4 • **be issued exclusively to members who have been enrolled in accordance with the**
5 **Enrollment Ordinance and pursuant to a Legislative Council resolution;**
- 6 • **contain multiple holograms on both sides of each card to prevent unauthorized**
7 **duplication;**
- 8 • **contain the member's thumbprint, signature, color photograph, name,**
9 **enrollment number, and date of birth;**
- 10 • **contain the Nation's chairperson's signature and Nation's official seal;**
- 11 • **include in English and Spanish (1) a statement that the card is "Property of the**
12 **Tohono O'odham Nation" and (2) the statement "Do not duplicate or reproduce";**
- 13 • **contain multicolor designs that prevent information on the cards from being**
14 **photocopied; and**

15 **WHEREAS, the Legislative Council has been advised that Spanish language Comunidad O'otam**
16 **identification cards are being produced in Sonora, Mexico; and**

17 **WHEREAS, the Comunidad O'otam cards are not Official Enrollment ID Cards, do not meet the**
18 **minimum criteria for Official Enrollment ID Cards, and are not issued or authorized**
19 **by the Tohono O'odham Nation or its Enrollment Committee; and**

20 **WHEREAS, it is essential for the Nation to protect the integrity of its Official Enrollment ID Cards**
21 **and to ensure that no alternative forms of identification are misrepresented as the**
22 **Nation's official membership identification.**

23 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that neither the**
24 **Comunidad O'otam identification card nor any other form of identification except the**
25 **Official Enrollment ID Cards issued by the Enrollment Office shall be recognized as a**
26 **valid enrollment identification for any member of the Tohono O'odham Nation.**

27 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17TH. Day**
28 **of APRIL, 2007 at a meeting at which a quorum was present with a vote of 2,075.2 FOR; -0- AGAINST;**
29 **-0- NOT VOTING; and 365.6[10] ABSENT, pursuant to the powers vested in the Council by Section**
30 **1 (h) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**
31 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
32 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
33 **Stat. 984).**

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Page 3 of 3

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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

18 day of April, 2007

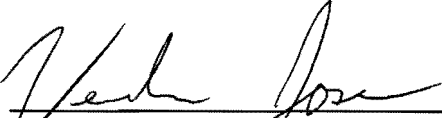
ATTEST:


Lucille Lopez, Acting Legislative Secretary

17 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 2:39 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

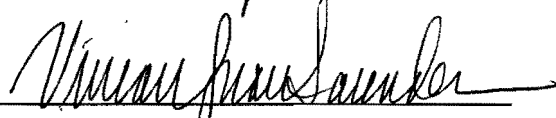

Verlon M. Jose, Legislative Chairman

APPROVED

on the 18 day of April, 2007

DISAPPROVED

at 3:40 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 ENROLLMENT CARD ISSUED BY THE ENROLLMENT OFFICE AS THE SOLE VALID TOHONO O'ODHAM NATION MEMBERSHIP IDENTIFICATION

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILMAN MICHAEL FLORES

DATE: APRIL 17, 2007

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL (Vernon J. Smith)	155.40	X			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			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			
HICKIWAN 167.4	1. SHIRLEY SANTOS-MOLINA ()	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
SAN LUCY 169.0	1. LORRAINE EILER ()	84.50	X			
	2. GLORIA RAMIREZ ()	84.50	X			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			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 ROMERO (Isidro Lopez)	93.35	X			
	2. DARLENE ANDREW (<i>Absent</i>) (Rita Wilson)(<i>Present</i>)	93.35	X			
TOTAL		2,440.80	2,075.2	-0-	-0-	365.6 [10]

****PASSED VOTES**