

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Adopting Standard Mileage Rate for Business Miles Driven)

RESOLUTION NO. 07-585

1 **WHEREAS, the Legislative Council is vested with the authority “to manage any funds within the**
2 **exclusive control of the Tohono O’odham Nation . . . and to appropriate these funds**
3 **for the benefit of the nation and its members. All expenditures of these funds shall**
4 **be pursuant to appropriations or budgets authorized under resolutions or in**
5 **accordance with ordinances of the Tohono O’odham Council,” (Constitution of the**
6 **Tohono O’odham Nation, Article VI, Section 1(d)(2)); and**

7 **WHEREAS, the Legislative Council is further vested with the authority “to adopt, approve and**
8 **amend annual budgets and to authorize the expenditure of funds in accordance with**
9 **these budgets,” (Constitution, Article VI, Section 1(d)(3)); and**

10 **WHEREAS, the Internal Revenue Service (“IRS”) regularly updates and revises the standard**
11 **mileage rate for business miles driven (“standard mileage rate”), making the**
12 **standard mileage rate effective for an applicable period that is generally equal to or**
13 **less than a single calendar year; and**

14 **WHEREAS, the standard mileage rate is used by the Nation and districts to calculate**
15 **reimbursements for authorized business use of personally-owned vehicles by**
16 **employees, officials, and consultants; and**

17 **WHEREAS, in January 2006 the Legislative Council approved a one-time adjustment to Executive,**
18 **Legislative, and Judicial Branch budget line item 661-Mileage POV to reflect an**
19 **increase in the standard mileage rate from 40.5 cents to 44.5 cents per mile; and**

20 **WHEREAS, the IRS-approved standard mileage rate was increased effective January 1, 2007 from**
21 **44.5 cents to 48.5 cents per mile; and**

22 **WHEREAS, it is in the Nation’s best interest to adopt the standard mileage rate approved by the**
23 **IRS, and any revisions thereto, for budget planning and mileage claim purposes.**

24 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O’odham Legislative Council hereby adopts**
25 **the current standard mileage rate of 48.5 cents per mile.**

26 **BE IT FINALLY RESOLVED by the Tohono O’odham Legislative Council that the standard mileage**
27 **rate applicable to all budgets and programs within the Nation’s Executive, Legislative,**
28 **Judicial Branches and in all 11 Districts of the Tohono O’odham Nation shall be**

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- 1 adjusted without further Legislative Council action to reflect the revised standard
2 mileage rate approved by the IRS; provided that
- 3 (1) the standard mileage rate, as adjusted, shall apply during the applicable period
4 set by the IRS; and
- 5 (2) any resulting changes in Executive, Legislative, or Judicial Branch budgets and
6 districts of the Tohono O'odham Nation including changes in the aggregate total
7 of the funds originally budgeted or in the purposes for which the funds were
8 budgeted, shall be approved in accordance with the Nation's laws and
9 procedures governing budget modifications and amendments.

10 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 18th Day
11 of SEPTEMBER, 2007 at a meeting at which a quorum was present with a vote of 2,443.3 FOR; -0-
12 AGAINST; 91.2 NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by
13 Section 1(d) 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).

17 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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21 Verlon M. Jose, Legislative Chairman

22 25th day of Sept., 2007

23
24 ATTEST:

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27 _____
28 Lucille Lopez, Acting Legislative Secretary

29
30 18 day of September, 2007.

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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 25th day of Sept, 2007 at 2:33 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.

37 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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41 Verlon M. Jose, Legislative Chairman

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APPROVED

on the 26 day of September, 2007

DISAPPROVED

at 4:55 o'clock, P.M.



NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27 day of

September, 2007, at 9:36 o'clock, A.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: ADOPTING STANDARD MILEAGE RATE FOR BUSINESS MILES DRIVEN

MOVED: COUNCILWOMAN CYNTHIA MANUEL

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: SEPTEMBER 18, 2007

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE ()	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. MICHAEL FLORES ()	99.60	X			
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE ()	91.20	X			
	2. GERALD FAYUANT ()	91.20			X	
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35	X			
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			
	2. MARY LOPEZ ()	97.20	X			X
TOTAL		2,534.5	2,443.3	-0-	91.2	[02]

**PASSED VOTES