

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Filing Analysis and Arguments Regarding "Upholding Integrity in Tribal Leadership: Felony Disqualification Referendum")**

**LEGISLATIVE ORDER NO. 15-086**

1 **WHEREAS, Article VI, Section 1(g) of the Constitution of the Tohono O'odham Nation vests**  
2 **the Legislative Council with authority "to enact laws and ordinances for**  
3 **conducting and regulating elections"; and**

4 **WHEREAS, the Legislative Council has enacted 12 Tohono O'odham Code Chapter 1 -**  
5 **Elections to regulate election matters, including the conduct of referendum and**  
6 **initiative elections (12 T.O.C. Chapter 1 - Elections); and**

7 **WHEREAS, pursuant to Article XIV of the Constitution, the Legislative Council shall, "either**  
8 **at the direction of the Council itself, or upon receipt of a petition signed by not**  
9 **less than three hundred registered voters of the Tohono O'odham Nation,**  
10 **submit any enacted or proposed ordinance, resolution or other national**  
11 **legislation to a referendum of the registered voters"; and**

12 **WHEREAS, by Legislative Order No. 15-074, the Legislative Council directed the submission**  
13 **of Upholding Integrity in Tribal Leadership: Felony Disqualification**  
14 **Referendum ("Referendum") to the Nation's voters during the May 23, 2015**  
15 **general election; and**

16 **WHEREAS, if approved by the Nation's voters, the Referendum would amend the Nation's**  
17 **Elections law to prevent a person who has been convicted of a felony from being**  
18 **a candidate for the Nation's chairperson or vice-chairperson, Legislative**  
19 **Council representative, or district chairperson or vice-chairperson and would**  
20 **apply to candidacies for election or appointment after the Nation's 2015 general**  
21 **election; and**

22 **WHEREAS, pursuant to Elections law subsection 11311(B),**  
23 **Not later than 45 days preceding the election, the Council, after providing**  
24 **reasonable opportunity for comments by all representatives, shall prepare**  
25 **and file with the Board an analysis of the provisions of each ballot proposal**  
26 **of a measure together with a list of popular arguments favoring and**  
27 **opposing such proposal or measure. Each argument shall not exceed 300**  
28 **words in length.**

29 **; and**

30 **WHEREAS, Legislative Council representatives were given a reasonable opportunity to**  
31 **make such comments; and**

32 **WHEREAS, the Rules Committee has compiled the attached analysis and popular**  
33 **arguments favoring and opposing the Referendum, which are incorporated by**  
34 **this reference in substantially the form attached.**

1 NOW, THEREFORE, BE IT ORDERED that pursuant to Elections law subsection 11311(B) the  
2 Tohono O'odham Legislative Council directs the Legislative Council secretary to  
3 promptly file the analysis and popular arguments favoring and opposing the  
4 Referendum with the Election Board no later than April 7, 2015.

5 BE IT FINALLY ORDERED that the Tohono O'odham Legislative Council's action in filing the  
6 analysis and arguments is mandated by Elections law subsection 11311(B) and  
7 does not represent the Council's support for or opposition to the Referendum.

8 The foregoing Order was passed by the Tohono O'odham Legislative Council on the 07<sup>TH</sup> day of  
9 APRIL, 2015 at a meeting at which a quorum was present with a vote of 2,786.9 FOR; 159.6  
10 AGAINST; [01] NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by  
11 Article VI, Section 1(g); Article X, Section 7 and Article XIV of the Constitution of the Tohono  
12 O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved  
13 by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986,  
14 pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

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16  
17 TOHONO O'ODHAM LEGISLATIVE COUNCIL

18   
19 Timothy Joaquin, Legislative Chairman

20 22 day of April, 2015

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26 ATTEST:

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29 Evonne Wilson, Legislative Secretary

30 21 day of April, 2015  
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**ACTION:** FILING ANALYSIS AND ARGUMENTS REGARDING "UPHOLDING INTEGRITY IN TRIBAL LEADERSHIP: FELONY DISQUALIFICATION REFERENDUM"

**MOVED:** COUNCILWOMAN MARY LOPEZ

**SECOND:** COUNCILMAN HILARION CAMPUS

**DATE:** APRIL 07, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> 224.2	1. LUCINDA ALLEN (Nicholas Jose)	112.1	X			
	2. MARY LOPEZ ( )	112.1	X			
<b>SELLS</b> 502.0	1. ARTHUR WILSON (Ophelia Patten)	251.0	X			
	2. BARBARA HAVIER (Beverly Rivas)	251.0	X			
<b>SCHUK TOAK</b> 174.2	1. FRANCES B. STEPHENS (Anthony J. Rios)	87.1	X			X
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1	X			
<b>SAN XAVIER</b> 224.2	1. HILARION CAMPUS (Daniel L.A. Preston III)	112.1	X			
	2. RACHEAL VILSON-STONER <i>(Absent)</i> (Olivia Villegas-Liston) <i>(Present)</i>	112.1	X			X
<b>SAN LUCY</b> 219.6	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			
	2. JANA MONTANA ( )	109.8	X			
<b>PISINEMO</b> 210.6	1. CHESTER ANTONE (Tony Murrletta)	105.3	X			
	2. EDWARD MANUEL, SR. ( )	105.3	X		X	
<b>HICKIWAN</b> 196.9	1. LOUIS R. LOPEZ ( )	98.45	X			
	2. SANDRA ORTEGA <i>(Absent)</i> (Manuel Osequeda, Jr.) <i>(Present)</i>	98.45	X			X
<b>HIA CED</b> 19.6	1. PATRICK ANDREWS (Janice E. Paul)	9.8	X			
	2. VIRGINIA GARCIA ( )	9.8	X			
<b>GU VO</b> 241.0	1. GRACE MANUEL (Floyd Flores)	120.5	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X			
<b>GU ACHI</b> 257.3	1. TIMOTHY L. JOAQUIN ( )	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			
<b>CHUKUT KUK</b> 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ( )	159.6		X		
<b>BABOQUIVARI</b> 357.7	1. FRANCES MIGUEL (Roberta Harvey)	178.85	X			
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
<b>TOTAL</b>		<b>2,946.5</b>	<b>2,786.9</b>	<b>159.6</b>	<b>[01]</b>	<b>[03]</b>