

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Adopting December 2015 Amendment to the Statute Creating the Office of the
Attorney General of the Tohono O'odham Nation)

RESOLUTION NO. 15-492

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham**
2 **Legislative Council with the power to "employ legal counsel for the protection**
3 **and advancement of the rights of the Tohono O'odham Nation" (Constitution, VI,**
4 **Section 2(a)); and**

5 **WHEREAS, the "Statute Creating the Office of the Attorney General of the Tohono O'odham**
6 **Nation" ("Statute") was adopted on October 1, 1989 by Resolution No. 326-89, was**
7 **amended on November 6, 1991 by Resolution No. 91-500, and unofficially**
8 **compiled at 20 Tohono O'odham Code Chapter 1; and**

9 **WHEREAS, pursuant to the Statute, the Attorney General shall be appointed by the**
10 **Chairman of the Nation, from among a group of no fewer than three persons**
11 **qualified for the position, nominated by the Domestic Affairs Committee of the**
12 **Legislative Council, with the appointment effective upon its approval by a**
13 **majority of the Legislative Council (Statute, Section 2 (C)); and**

14 **WHEREAS, although the Statute requires only that the Attorney General have at least three**
15 **years' experience in the practice of law, the current demands of the Attorney**
16 **General position require an attorney who possesses at least ten years of**
17 **experience for this position (Statute, Section 2 (B)); and**

18 **WHEREAS, the Attorney General's salary has likewise been set based on a Council-approved**
19 **compensation study and updated job description requiring at least ten years of**
20 **experience (Resolution No. 11-560); and**

21 **WHEREAS, the Domestic Affairs Committee, delegated responsibility to nominate qualified**
22 **candidates for the Attorney General position, recommends that the Statute be**
23 **amended to increase the experience requirement for this position from three**
24 **years to a minimum of ten years and to make minor typographic amendments;**
25 **and**

26 **WHEREAS, it is in the best interest of the Nation to adopt the December 2015 Amendment to**
27 **the "Statute Creating the Office of the Attorney General of the Tohono O'odham**
28 **Nation," which is incorporated by this reference, to increase the minimum**
29 **number of years of legal experience required for the Attorney General position**
30 **and to make minor typographic amendments.**

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NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it adopts the December 2015 Amendment to the "Statute Creating the Office of the Attorney General of the Tohono O'odham Nation."

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11th day of DECEMBER, 2015 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0- AGAINST; -0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by Article VI, Sections 2(a) 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

Timothy Joaquin, Legislative Chairman
15 day of December, 2015

ATTEST:

Evonne Wilson, Legislative Secretary
15 day of December, 2015

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 16 day of December, 2015 at 9:00 o'clock, a.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin, Legislative Chairman

[X] APPROVED

on the 16 day of December, 2015

[] DISAPPROVED

at 2:45 o'clock, P.m.

Edward D. Manuel, Chairman
TOHONO O'ODHAM NATION

RESOLUTION NO. 15-492

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Returned to the Legislative Secretary on the 16 day of
December, 2015, at 3:12 o'clock, P.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

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ACTION: ADOPTING DECEMBER 2015 AMENDMENT TO THE STATUTE CREATING THE OFFICE OF THE ATTORNEY GENERAL OF THE TOHONO O'ODHAM NATION

Moved: COUNCILMAN BILLMAN LOPEZ

SECOND: COUNCILWOMAN LUCINDA ALLEN

DATE: DECEMBER 11, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (Roberta E. Harvey)	183.60	X			
	2. VERNON J. SMITH (<i>Absent</i>) (Gloria Zazueta) (<i>Present</i>)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (<i>Absent</i>) (Jeffery Antone, Sr.) (<i>Present</i>)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE ()	109.95	X			
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ()	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.30	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.30	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER ()	256.75	X			
SIF Oidak 231.6	1. LUCINDA ALLEN (Nicholas Jose)	115.80	X			
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	3,021.4	-0-	-0-	-0-