

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amended Resolution 15-487, "Approving the Memorandum of Agreement
Between the Tohono O'odham Department of Health and Human Services,
Division of Behavioral Health and Cenpatico or Arizona, Inc. dba Cenpatico
Integrated Care")**

RESOLUTION NO. 16-028

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council**
2 **with the authority "to promote, protect and provide for public health, peace,**
3 **morals, education and general welfare of the Tohono O'odham Nation and its**
4 **members" and to "conclude agreements and contracts on behalf of the Tohono**
5 **O'odham Nation with Federal, State and local governments. . . or with private**
6 **persons or organizations on all matters within the authority of the Tohono**
7 **O'odham Council" (Constitution, Article VI, Section 1(c)(2) and Section 1(f)); and**
8 **WHEREAS, Cenpatico Integrated Care (Cenpatico), serving as a Regional Behavioral Health**
9 **Authority ("RBHA") in Arizona since 2005, is under contract with the Arizona**
10 **Department of Health Services/Division of Behavioral Health Services**
11 **("ADHS/DBHS") and funded through the Arizona Health Care Cost Containment**
12 **System ("AHCCCS"); and**
13 **WHEREAS, Cenpatico and its subcontracted providers have worked with the Sif Oidak**
14 **District to deliver RBHA services to the Pinal County area of the Tohono**
15 **O'odham Nation since 2007; and**
16 **WHEREAS, Cenpatico received a Permission Letter from the Tohono O'odham Nation**
17 **Chairman in 2009 which authorized the delivery of Cenpatico services on the**
18 **Tohono O'odham Nation; and**
19 **WHEREAS, in December 2014, Cenpatico was awarded the Southern Arizona Region by the**
20 **ADHS/DBHS, to manage RBHA services for Yuma, La Paz, Pinal, Graham,**
21 **Greenlee, Cochise, Santa Cruz and Pima counties effective October 1, 2015; and**
22 **WHEREAS, Cenpatico, and its subcontracted providers, in collaboration with Tohono**
23 **O'odham Department of Health and Human Services ("TODHHS") will work to**
24 **increase the availability of a comprehensive and coordinated array of**
25 **behavioral health services for eligible members as outlined by the ADHS/DBHS**
26 **Covered Behavioral Health Services Guide ("Covered Services"), including crisis**
27 **services; and**

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Page 2 of 3

1 **WHEREAS, under the Memorandum of Agreement, the Tohono O'odham Nation will receive**
2 **all eligible healthcare services approved by ADHS/DBHS and AHCCCS through**
3 **Cenpatico and its subcontracted providers; and**

4 **WHEREAS, the Health and Human Services Committee reviewed the Memorandum of**
5 **Agreement for the Delivery of Services on the Tohono O'odham Nation and the**
6 **approving resolution.**

7 **NOW, THEREFORE, BE IT RESOLVED by the Legislative Council that it:**

- 8 **1. Approves the Memorandum of Agreement between the Tohono O'odham**
9 **Nation Department of Health and Human Services, Division of Behavioral**
10 **Health and Cenpatico of Arizona, Inc. dba Cenpatico Integrated Care for**
11 **the Delivery of Services on the Tohono O'odham Nation to meet the needs**
12 **of eligible members;**
- 13 **2. Approves Cenpatico and its subcontracted providers to deliver services**
14 **on the Tohono O'odham Nation and provide all Covered Services that are**
15 **available to eligible adults and children; and**
- 16 **3. Approves the Quarterly Report Form attached hereto as the means by**
17 **which Cenpatico subcontracted providers will fulfill the requirement of**
18 **quarterly report submission as detailed in the Memorandum of**
19 **Agreement.**

20 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes the**
21 **Chairman of the Nation to execute the Memorandum of Agreement, and to**
22 **exercise discretion in approving or withholding approval of Cenpatico's**
23 **proposed subcontracted providers in furtherance of the Memorandum of**
24 **Agreement.**

25 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 14TH**
26 **day of JANUARY, 2016 at a meeting at which a quorum was present with a vote of 2,508.3 FOR;**
27 **513.1 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council**
28 **by Article VI, Section 1(c)(2) and Section 1(f) of the Constitution of the Tohono O'odham Nation,**
29 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**
30 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
31 **16 of the Act of June 18, 1934 (48 Stat.984).**
32
33

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Page 3 of 3

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

19 day of January, 2016

ATTEST:



Evonne Wilson, Legislative Secretary

15 day of January, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 19 day of January, 2016 at 9:01 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

APPROVED

on the 21 day of January, 2016

DISAPPROVED

at 11:36 o'clock, A .m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

EXCEEDED 48 HOURS

Returned to the Legislative Secretary on the 21 day of

January, 2016, at 12:46 o'clock, p .m.



Evonne Wilson, Legislative Secretary

ACTION: AMENDED RESOLUTION 15-487, "APPROVING THE MEMORANDUM OF AGREEMENT BETWEEN THE TOHONO O'ODHAM DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF BEHAVIORAL HEALTH AND CENPATICO OF ARIZONA, INC. DBA CENPATICO INTEGRATED CARE"

Moved: COUNCILMAN ARTHUR WILSON

SECOND: COUNCILMAN DANIEL PRESTON, III

DATE: JANUARY 14, 2016

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 (Gloria Zazueta)	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 (Jeffery Antone, Sr.)	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			X
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	2,508.3	513.1	-0-	[01]