

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Amendment No. 2 to the Intergovernmental Agreement between
Arizona Health Care Cost Containment Systems and Tohono O'odham Nation)**

RESOLUTION NO. 16-495

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative
2 Council with the power "to consult, negotiate and conclude agreements and
3 contracts on behalf of the Tohono O'odham Nation with Federal, State and local
4 governments and other Indian tribes or their departments, agencies, or
5 political subdivisions, or with private persons or organizations on all matters
6 within the authority of the Tohono O'odham Council" (Constitution of the
7 Tohono O'odham Nation, Article VI, Section 1(f)); and

8 **WHEREAS,** the Legislative Council approved an intergovernmental agreement with the
9 Arizona Health Care Cost Containment System ("AHCCCS") to provide Arizona
10 Long Term Care Systems ("ALTCs") case management services to eligible
11 enrolled members, by Resolution No. 12-334; and

12 **WHEREAS,** the Tohono O'odham Nation has provided ALTCs case management services
13 since June 1996 and is compensated from the State of Arizona for the services;
14 and

15 **WHEREAS,** Amendment No. 2 incorporates the Business Associate Addendum into the
16 Intergovernmental Agreement and is effective August 9, 2016; and

17 **WHEREAS,** the Health and Human Services Committee has reviewed the Amendment No. 2
18 to the Intergovernmental Agreement Amendment between AHCCCS and the
19 Tohono O'odham Nation and recommend its approval.

20 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves
21 Amendment No. 2 to the Intergovernmental Agreement between AHCCCS and the
22 Tohono O'odham Nation, and that the Tohono O'odham Nation Chairperson is
23 authorized to execute Amendment No. 2 in substantially the form attached.

24 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 29TH
25 day of SEPTEMBER, 2016 at a meeting at which a quorum was present with a vote of 2,794.9
26 FOR; -0- AGAINST; -0- NOT VOTING; and 226.5 [05] ABSENT, pursuant to the powers vested in the
27 Council by Article VI, Section 1(f) of the Constitution of the Tohono O'odham Nation, adopted
28 by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy
29 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the
30 Act of June 18, 1934 (48 Stat.984).

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32 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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36 Timothy Joaquin, Legislative Chairman

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38 7 day of October, 2016
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RESOLUTION NO. 16-495

(Approving Amendment No. 2 to the Intergovernmental Agreement between Arizona Health Care Cost Containment Systems and Tohono O'odham Nation)

Page 2 of 2

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

6 day of October, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 7 day of October, 2016 at 1:43 o'clock, P.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
Timothy Joaquin, Legislative Chairman

APPROVED

on the 10th day of October, 2016

DISAPPROVED

at 3:11 o'clock, P.m.

Edward D. Manuel
EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 10 day of

October, 2016, at 3:15 o'clock, P.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

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ACTION: APPROVING AMENDMENT NO. 2 TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN ARIZONA HEALTH CARE COST CONTAINMENT SYSTEMS AND TOHONO O'ODHAM NATION

Moved: COUNCILWOMAN SANDRA ORTEGA

SECOND: COUNCILMAN CHESTER ANTONE

DATE: SEPTEMBER 29, 2016

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (<i>Absent</i>) (Roberta E. Harvey) (<i>Present</i>)	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 (<i>Absent</i>) (Marlakay K. Henry) (<i>Present</i>)	166.05	X			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 (<i>Absent</i>) (Gloria Ramirez) (<i>Present</i>)	113.25				X
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.30	X			X
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.30	X			X
	2. QUINTIN C. LOPEZ (<i>Absent</i>) (John Fendenheim) (<i>Present</i>)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (<i>Absent</i>) (Beverly Rivas) (<i>Present</i>)	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	2,794.9	-0-	-0-	226.5 [05]