

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Enacting 5 Tohono O'odham Code Chapter 4 - Tow Truck Regulations and
Requirements Law)**

RESOLUTION NO. 20-307

1 **WHEREAS,** the Legislative Council is vested with the power "to enact criminal and civil laws
2 governing the conduct of any person within the Tohono O'odham Nation" and to
3 provide laws "to promote, protect and provide for public health, peace, morals,
4 education and general welfare of the Tohono O'odham Nation and its members"
5 (Constitution of the Tohono O'odham Nation, Article VI, Section 1(c)(6) and
6 1(c)(2)); and

7 **WHEREAS,** in response to concerns raised by Nation's members about the operation of
8 towing companies on and off the reservation, the Commerce Committee drafted
9 5 Tohono O'odham Code ("T.O.C.") Chapter 4 - Tow Truck Regulations and
10 Requirements Law, which is incorporated by this reference and which shall apply
11 to all tow truck operators on the Nation's lands; and

12 **WHEREAS,** the Commerce Committee has met with constituents, the Nation's Police
13 Department, and towing companies operating on the Nation's lands to discuss
14 ways to improve the safety, quality, and transparency of companies offering
15 towing services to Nation's members; and

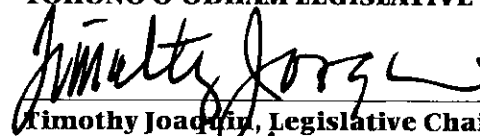
16 **WHEREAS,** the Commerce Committee held a public hearing and provided the proposed Tow
17 Truck Regulations and Requirements law for public comment; and

18 **WHEREAS,** the Commerce Committee recommends that the Legislative Council enact 5
19 T.O.C. Chapter 4 - Tow Truck Regulations and Requirements as dated for
20 reference September 2020, with an effective date of February 1, 2021.

21 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council enacts 5
22 Tohono O'odham Code Chapter 4 - Tow Truck Regulations and Requirements
23 with an effective date of February 1, 2021.

24 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 18TH**
25 **day of SEPTEMBER, 2020 at a meeting at which a quorum was present with a vote of 2,120.55**
26 **FOR; 1,055.15 AGAINST; [02] NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the**
27 **Council by Article VI, Section 1(c)(6) and 1(c)(2) of the Constitution of the Tohono O'odham**
28 **Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**
29 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
30 **16 of the Act of June 18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Timothy Joaquin, Legislative Chairman

22 day of September, 2020

RESOLUTION NO. 20-307

(Enacting 5 Tohono O'odham Code Chapter 4 - Tow Truck Regulations and Requirements Law)

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ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

21 day of September, 2020

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 22 day of September, 2020 at 10:05 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
Timothy Joaquin, Legislative Chairman

APPROVED on the 23 day of September, 2020
 DISAPPROVED at 1:05 o'clock, p .m.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 24 day of
September, 2020, at 12:30 o'clock, p .m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

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ACTION: ENACTING 5 TOHONO O'ODHAM CODE CHAPTER 4 – TOW TRUCK REGULATIONS AND REQUIREMENTS LAW

MOVED: COUNCILMAN ARTHUR WILSON

SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: SEPTEMBER 18, 2020

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 384.8	1. LEANDER MASE (Francine Schooling)	192.40	X			
	2. ALBERTA J. RAY (Frances G. Antone)	192.40		X		
CHUKUT KUK 347.5	1. VIVIAN JUAN-SAUNDERS (Juanita Homer)	173.75	X			
	2. MARLAKAY HENRY (Billman Lopez)	173.75		X		
GUACHI 279.3	1. VICTORIA HOBBS ()	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GU VO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ()	132.25	X		X	
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90		X		X
	2. LOUIS R. LOPEZ (<i>Absent</i>) (Delma M. Garcia) (<i>Present</i>)	106.90		X		
PISINEMO 230.7	1. MONICA K. MORGAN ()	115.35		X		
	2. MARIETTA MARTIN ()	115.35		X		
SAN LUCY 235.6	1. GLORIA RAMIREZ ()	117.80	X		X	
	2. JANA MONTANA (Lorraine M. Eiler)	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	119.45	X			X
SCHUK TOAK 189.0	1. QUINTIN C. LOPEZ (Agnes V. Joaquin)	94.50	X			
	2. TERESA F. DONAHUE (Alberta Espinoza)	94.50	X			
SELLS 547.1	1. EVELYN JUAN MANUEL ()	273.55	X			
	2. ARTHUR WILSON ()	273.55	X			
SIF OIDAK 244.5	1. LUCINDA ALLEN (<i>Absent</i>) (Yolonda Garcia) (<i>Present</i>)	122.25		X		
	2. MARY LOPEZ (Ann M. Garcia)	122.25		X		
TOTAL		3,175.7	2,120.55	1,055.15	[02]	[02]