

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Adopting District Budget Guidelines)**

LEGISLATIVE ORDER NO. 21-019

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the fiscal powers to "manage any funds within the exclusive control of the Tohono
3 O'odham Nation . . . and to appropriate these funds for the benefit of the nation
4 and its members" (Constitution, Article VI, Section 1(d)(2)); and

5 **WHEREAS,** pursuant to Article IX, Section 7 of the Constitution of the Tohono O'odham
6 Nation,

7 No district council shall expend district funds except pursuant to budgets
8 authorized under resolutions of the district council and approved by the Tohono
9 O'odham Council. The management of these funds shall be only by a treasurer or
10 other authorized officer of the district council who has furnished a surety bond
11 satisfactory to the treasurer of the Tohono O'odham Nation, and all expenditures
12 of these funds shall be by checks signed by such treasurer or other authorized
13 officer and the chairman or vice chairman of the district council.

14 ; and

15 **WHEREAS,** Section 1303 of the Nation's Gaming Revenue Distribution Formula and District
16 Allocation Guidelines, 26 Tohono O'odham Code Chapter 1, Article 3 provides
17 that:

18 The Budget and Finance Committee and the Commerce Committee shall develop
19 guidelines for approved expenditures of the District Allocation for Gaming
20 Revenues for purposes of providing guidance to the Districts in developing
21 budgets and appropriate audit and internal control procedures required for all
22 Districts expending Gaming Revenues, in accordance with the Indian Gaming
23 Regulatory Act, the Nation's Gaming Ordinance, and the Nation's Constitution.

24 ; and

25 **WHEREAS,** in the best interests of the Nation and Nation's districts, the Budget and Finance
26 Committee drafted the District Budget Guidelines, which are incorporated by this
27 reference, to offer a uniform method of creating, reviewing, and processing
28 district council budgets, budget amendments, and modifications expending
29 district funds, regardless of the funding source; and

30 **WHEREAS,** the Budget and Finance Committee distributed for public comment the District
31 Budget Guidelines, met with districts to review the Guidelines, incorporated edits
32 suggested during the public comment period and meetings with the districts, and
33 conferred with the Commerce Committee; and

1 WHEREAS, the Budget and Finance Committee and Commerce Committee reviewed and
2 recommend adopting the District Budget Guidelines.

3 NOW, THEREFORE, BE IT ORDERED that the Tohono O'odham Legislative Council adopts the
4 District Budget Guidelines, dated for reference January, 2021.

5 The foregoing Order was passed by the Tohono O'odham Legislative Council on the 05TH day of
6 JANUARY 2021 at a meeting at which a quorum was present with a vote of 1,646.3 FOR;
7 1,529.4 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council
8 by Article VI, Section 1(d)(2) and (3) and Article IX, Section 7 of the Constitution of the Tohono
9 O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by
10 the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant
11 to Section 16 of the Act of June 18, 1934 (48 Stat.984).
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13

14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

15 
16 Timothy Joaquin, Legislative Chairman

17 13th day of January, 2021
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23 ATTEST:

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25 Evonne Wilson, Legislative Secretary

26 5th day of January, 2021
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ACTION: ADOPTING DISTRICT BUDGET GUIDELINES

Moved: COUNCILWOMAN MARLAKAY HENRY

SECOND: COUNCILWOMAN JANICE FELIX

DATE: JANUARY 05, 2021

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		
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90		X		X
	2. LOUIS R. LOPEZ (Delma M. Garcia)	106.90		X		
PISINEMO 230.7	1. MONICA K. MORGAN ()	115.35		X		X
	2. MARIETTA MARTIN ()	115.35		X		
SAN LUCY 235.6	1. GLORIA RAMIREZ ()	117.80		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			
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 (Yolonda Garcia)	122.25		X		
	2. MARY LOPEZ (Ann M. Garcia)	122.25	X			
TOTAL		3,175.7	1,646.3	1,529.4	-0-	[02]