

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving a New Effective Date for Nation's Tow Truck Regulations and Requirements**  
**Law to Support the Nation's Department of Public Safety Implementation)**

**RESOLUTION NO. 21-061**

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 Section 1(c)(2)); and

7 **WHEREAS,** the Tohono O'odham Legislative Council approved the enactment of 5 Tohono  
8 O'odham Code Chapter 4 - Tow Truck Regulations and Requirements Law on  
9 September 18, 2020 with an effective date of February 1, 2021 (Resolution No. 20-  
10 307); and

11 **WHEREAS,** in order for tow truck operators to provide services within the Tohono O'odham  
12 Nation, 5 Tohono O'odham Code Chapter 4 requires tow truck operators to obtain  
13 a permit from the Nation's Department of Public Safety after submitting all the  
14 required information and undergoing an inspection; and

15 **WHEREAS,** the COVID-19 pandemic has limited the availability of resources for the  
16 development of the DPS permit, inspection, and regulation process, including  
17 the proposal of a new budget or budget amendment to cover the additional costs  
18 incurred to implement a new program; and

19 **WHEREAS,** in the best interests of the Nation and its members, the Domestic Affairs and  
20 Commerce Committees recommend moving the effective date of 5 Tohono  
21 O'odham Code Chapter 4 from February 1, 2021 to May 1, 2021 to support the  
22 Nation's Department of Public Safety's implementation of the new law.

23 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves  
24 moving the effective date of 5 Tohono O'odham Code Chapter 4 from February 1,  
25 2021 to May 1, 2021.

26 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup>**  
27 **day of FEBRUARY, 2021 at a meeting at which a quorum was present with a vote of 2,414.8 FOR;**  
28 **760.9 AGAINST; [03] NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council**  
29 **by Article VI, Section 1(c)(6) and Section 1(c)(2) of the Constitution of the Tohono O'odham**  
30 **Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**  
31 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**  
32 **16 of the Act of June 18, 1934 (48 Stat.984).**  
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**RESOLUTION NO. 21-061**

**(Approving a New Effective Date for Nation's Tow Truck Regulations and Requirements Law to Support the Nation's Department of Public Safety Implementation)**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Joaquin  
Timothy Joaquin, Legislative Chairman  
17 day of February, 2021

ATTEST:

Evonne Wilson  
Evonne Wilson, Legislative Secretary

18 day of February, 2021

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 18 day of February, 2021 at 3:37 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 C. Joaquin  
Timothy Joaquin, Legislative Chairman

APPROVED on the 18 day of February, 2021

DISAPPROVED at 4:00 o'clock, P.M.

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

Returned to the Legislative Secretary on the 18 day of February, 2021, at 4:01 o'clock, P.M.

Evonne Wilson  
Evonne Wilson, Legislative Secretary

**ACTION: APPROVING A NEW EFFECTIVE DATE FOR NATION'S TOW TRUCK REGULATIONS AND REQUIREMENTS LAW TO SUPPORT THE NATION'S DEPARTMENT OF PUBLIC SAFETY IMPLEMENTATION**

**MOVED: COUNCILWOMAN GLORIA RAMIREZ**

**SECOND: COUNCILWOMAN JANICE FELIX**

**DATE: FEBRUARY 12, 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 (Absent) (Louis L. Johnson) (Present)	139.65	X			
GUVO 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	
	2. LOUIS R. LOPEZ (Delma M. Garcia)	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			
	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			
<b>TOTAL</b>		<b>3,175.7</b>	<b>2,414.8</b>	<b>760.9</b>	<b>[03]</b>	<b>-0-</b>