

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving a Memorandum of Understanding between the Tohono O'odham**  
**Nation and the Arizona Supreme Court, Administrative Office of the Courts**  
**regarding Tribal Agency use of the Arizona Supreme Court eAccess Web Portal)**

**RESOLUTION NO. 23-210**

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation ("Nation") vests the Legislative  
2 Council with 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 "consult, negotiate and conclude agreements and contracts on  
5 behalf of the Tohono O'odham Nation with Federal, state, and local governments  
6 and other Indian tribes or their departments, agencies, or political  
7 subdivisions..." (Constitution of the Tohono O'odham Nation, Article VI, Section  
8 100 and Section 1(f)); and

9 **WHEREAS,** the Office of the Prosecutor needs to have access to felony conviction information  
10 regarding defendants, victims, and witnesses in criminal cases for disclosure  
11 obligations under the Nation's Rules of Court, Rules of Criminal and Traffic  
12 Procedure and for ethical obligations under the Nation's Code of Ethics for  
13 Attorneys and Advocates, Special Responsibilities of a Prosecutor; and

14 **WHEREAS,** information about felony cases from Arizona State Courts are available in the  
15 Arizona Supreme Court eAccess Web Portal maintained by the Arizona Supreme  
16 Court, Administrative Office of the Courts, and access is available at no cost to  
17 governmental prosecution agencies; and

18 **WHEREAS,** the Office of the Prosecutor would like to access to the Arizona Supreme Court  
19 eAccess Web Portal to get any required felony conviction information that must  
20 be disclosed as part of the disclosure and ethical obligations and to meet those  
21 obligations without unnecessary delay; and

22 **WHEREAS,** to authorize access to the Arizona Supreme Court eAccess Web Portal, the Nation  
23 and the Arizona Supreme Court, Administrative Office of the Courts propose to  
24 enter into a Memorandum of Understanding ("MOU"), in substantially the same  
25 form as the MOU attached hereto and incorporated herein as Exhibit A; and

26 **WHEREAS,** the Domestic Affairs Committee has reviewed the attached MOU between the  
27 Nation and the Arizona Supreme Court, Administrative Office of the Courts for  
28 prosecutorial conflict counsel assistance and recommends its approval.

29 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the  
30 Memorandum of Understanding between the Tohono O'odham Nation and the

**RESOLUTION NO. 23-210**

**(Approving a Memorandum of Understanding between the Tohono O'odham Nation and the Arizona Supreme Court, Administrative Office of the Courts regarding Tribal Agency use of the Arizona Supreme Court eAccess Web Portal)**


**Page 2 of 3**

**Arizona Supreme Court, Administrative Office of the Courts regarding Tribal Agency use of the Arizona Supreme Court eAccess Web Portal.**


**BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham Nation chairperson or any designated official is authorized to execute any documents necessary to implement this resolution.**

**The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 15<sup>TH</sup> day of JUNE, 2023 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by, Article VI, Section 1(c)(2) and Section 1(f) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).**

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
Alberta J. Ray, Legislative Vice Chairwoman  
21 day of June, 2023

**ATTEST:**

  
Evonne Wilson, Legislative Secretary  
21 day of June, 2023

**Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 21 day of June, 2023 at 4:59 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**

  
Alberta J. Ray, Legislative Vice Chairwoman

**RESOLUTION NO. 23-210**

**(Approving a Memorandum of Understanding between the Tohono O'odham Nation and the Arizona Supreme Court, Administrative Office of the Courts regarding Tribal Agency use of the Arizona Supreme Court eAccess Web Portal)**

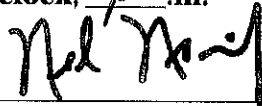
**Page 3 of 3**

**APPROVED**

on the 23rd day of June, 2023

**DISAPPROVED**

at 3:01 o'clock, P.m.



**NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 23 day of

June, 2023, at 3:20 o'clock, P.m.



**Evonne Wilson, Legislative Secretary**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50

**ACTION: APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOHONO O'ODHAM NATION AND THE ARIZONA SUPREME COURT, ADMINISTRATIVE OFFICE OF THE COURTS REGARDING TRIBAL AGENCY USE OF THE ARIZONA SUPREME COURT EACCESS WEB PORTAL**

**MOVED: COUNCILWOMAN EVELYN JUAN MANUEL**

**SECOND: COUNCILWOMAN JANICE FELIX**

**DATE: JUNE 15, 2023**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON ( <i>Absent</i> ) (Shelia Espino) ( <i>Present</i> )	278.25	X			
	2. EVELYN JUAN MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			
	2. JANICE FELIX ( )	121.3	X			
SAN LUCY 243.8	1. LORRAINE M. EILER ( )	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ( )	116.35	X			
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ( )	108.3	X			
	2. DELMA M. GARCIA ( )	108.3	X			X
GU VO 270.7	1. GRACE MANUEL ( )	135.35				X
	2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35				
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ( )	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE ( <i>Absent</i> ) (Francine Schooling) ( <i>Present</i> )	194.45	X			X
	<b>TOTAL</b>	<b>3,218.0</b>	<b>3,218.0</b>	<b>-0-</b>	<b>-0-</b>	<b>[03]</b>