

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Adjusting Apportionment of Tohono O'odham Legislative Council Votes in
Accordance with Election Board's Certification of District Residents)**

LEGISLATIVE ORDER NO. 23-314

1 **WHEREAS, Article V, Section 2 of the Constitution of the Tohono O'odham Nation provides**
2 **that votes cast by Legislative Council representatives shall be apportioned as**
3 **follows:**

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5 **Each district shall be entitled to as many votes on the Tohono**
6 **O'odham Council (divided by ten) as there are members of the**
7 **Tohono O'odham Nation residing in the district. Such votes may**
8 **be cast by either or both of the district representatives, or their**
9 **alternates, who are present and voting.**

10
11 **; and**

12 **WHEREAS, "[i]t shall be the duty of the [Election] Board to certify from the official**
13 **Membership Roll of the Nation, the number of members of the Nation residing in**
14 **each district, and the number of votes each district is entitled to cast at the**
15 **Council in accordance with Article V, Section 2 of the Constitution" (12 T.O.C.**
16 **Chapter – Elections, Article VIII, Section 1801(B)); and**

17 **WHEREAS, on July 22, 2023, the Election Board conducted a general election for the**
18 **representatives and alternates to the Legislative Council and district councils;**
19 **and**

20 **WHEREAS, on July 22, 2023, the Election Board issued its Certificates of Election Results in**
21 **accordance with 12 T.O.C. Chapter 1, Article VIII, Section 1806(J); and**

22 **WHEREAS, the Election Board issued and posted its "Certification of District Residents,"**
23 **dated July 22, 2023, apportioning the number of votes each district is entitled to**
24 **cast at the Legislative Council (12 T.O.C. Chapter 1, Section 1801(B)); and**

25 **WHEREAS, the number of Legislative Council votes apportioned and certified by the Election**
26 **Board in its Certification of District Residents totals 3263.3; and**

27 **WHEREAS, the five-day period for appealing the number of votes apportioned to each district**
28 **by the Election Board has expired and no such appeal has been filed in**
29 **accordance with the requirements of 12 T.O.C. Chapter 1, Article VIII, Section**
30 **1801(B).**

31

1 NOW, THEREFORE, BE IT ORDERED that the Tohono O'odham Legislative Council accepts the
2 appportionment of votes each district is entitled to cast at the Tohono O'odham
3 Legislative Council in accordance with the Election Board's Certification of
4 District Residents dated July 22, 2023, and directs the Legislative Council
5 secretary to adjust Legislative Council votes accordingly, effective upon the
6 Legislative Council's issuance of certificates of election pursuant to 12 T.O.C.
7 Chapter 1, Article VIII, Section 1808.

8 The foregoing Order was passed by the Tohono O'odham Legislative Council on the 10TH day of
9 AUGUST, 2023 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0-
10 AGAINST; -0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by
11 Article V, Section 2 and Article Section 1(g) of the Constitution of the Tohono O'odham Nation,
12 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy
13 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the
14 Act of June 18, 1934 (48 Stat.984).

15
16 TOHONO O'ODHAM LEGISLATIVE COUNCIL

17 *Wavalene M. Saunders*
18
19 Wavalene M. Saunders, Legislative Chairwoman

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21 15TH day of *August*, 2023

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25 ATTEST:

26 *Evonne Wilson*
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28 Evonne Wilson, Legislative Secretary

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30 15 day of *August*, 2023
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ACTION: ADJUSTING APPORTIONMENT OF TOHONO O'ODHAM LEGISLATIVE COUNCIL VOTES IN ACCORDANCE WITH ELECTION BOARD'S CERTIFICATION OF DISTRICT RESIDENTS

Moved: COUNCILWOMAN MARY LOPEZ

SECOND: COUNCILWOMAN TERESA F. DONAHUE

DATE: AUGUST 10, 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. SHEILA ESPINO ()	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 ()	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			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. DALLAS LEWIS ()	135.35	X			
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 (Francine Schooling)	194.45	X			
	TOTAL	3,218.0	3,218.0	-0-	-0-	-0-