

LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Supporting Legislative Branch Policy Compliance Audit)

LEGISLATIVE ORDER NO. 23-329

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the authority to "establish rules and procedures to regulate all meetings of the
3 Tohono O'odham Council, standing committees, boards and special committees"
4 and to "elect from among its own membership a chairman and vice-chairman"
5 (Constitution, Article VI, Section 1(a) and Article V, Section 4); and

6 **WHEREAS,** by Legislative Order No. 06-047, the Council delegated to the Legislative Council
7 chairperson, and in the chairperson's absence, the vice chairperson, the
8 authority to negotiate, execute and otherwise conclude, and administer
9 contracts that expend funds pursuant to appropriations or budgets authorized
10 under resolutions, are within the authorities delegated to the officers by the
11 Legislative Council, do not waive the Nation's sovereign immunity, do not
12 indemnify a third party or authorize payment of an award of attorney fees or cost,
13 and have undergone any required legal review; and

14 **WHEREAS,** Legislative Order No. 06-047 further delegates to the Legislative Council
15 chairperson authority to "[a]llocate funds, staff, and other resources for the
16 effective operation of the Legislative Branch," "[a]pprove Legislative Branch
17 expenditures," and "[e]xercise general administrative control over Legislative
18 Branch offices, buildings, chambers and property;" and

19 **WHEREAS,** by Legislative Order No. 16-039, the Legislative Council repealed the Revised
20 Legislative Branch Credit Card Policy and "direct[ed] the Legislative Council
21 chairperson to prepare and implement an updated credit card policy to govern
22 the use of credit cards issued to the Legislative Council officers and
23 administrative staff"; and

24 **WHEREAS,** the Council chairperson adopted the updated Legislative Branch Credit Card
25 Policy, which became effective January 29, 2016; and

26 **WHEREAS,** by Legislative Order No. 13-363, the Legislative Council approved the Legislative
27 Branch Travel Policy, which became effective September 18, 2013 and was
28 amended by Legislative Order No. 23-305 effective August 9, 2023; and

29 **WHEREAS,** based on issues raised by the Rules and Budget and Finance Committees, the
30 Committees have conferred with the Legislative Council officers and recommend
31 supporting the officers' decision to engage an independent accounting firm to

1 audit compliance with the Legislative Branch Credit Card Policy and other
2 policies, including the Travel Policy.

3 **NOW, THEREFORE, BE IT ORDERED** that the Tohono O'odham Legislative Council supports an
4 independent audit, under the Council officers' direction, of compliance with the
5 Legislative Branch Credit Card Policy and other policies, including the Travel
6 Policy.

7 **BE IT FURTHER ORDERED** by the Tohono O'odham Legislative Council that during the audit, the
8 Legislative Council chairperson is directed to strictly implement the Legislative
9 Branch's current policies, including the Credit Card Policy and Travel Policy, and
10 to deny credit card use or travel requests by any Council representative or staff
11 under investigation for violations of those Policies.

12 **BE IT FINALLY ORDERED** by the Tohono O'odham Legislative Council that the Legislative Council
13 officers are directed to determine, based on available information, whether
14 action is necessary to comply with the Standards of Conduct for Legislative
15 Council Representatives and Alternates.

16 The foregoing Order was passed by the Tohono O'odham Legislative Council on the 06TH day of
17 SEPTEMBER, 2023 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0-
18 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by
19 Article V, Section 4 and Article VI, Section 1(a) and 1(d) of the Constitution of the Tohono
20 O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by
21 the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant
22 to Section 16 of the Act of June 18, 1934 (48 Stat.984).

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24
25 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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27 _____
28 Wavalene M. Saunders, Legislative Chairwoman

29 7th day of September, 2023

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34 **ATTEST:**

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37 Evonne Wilson, Legislative Secretary

38 7 day of September, 2023
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ACTION: SUPPORTING LEGISLATIVE BRANCH POLICY COMPLIANCE AUDIT

MOVED: COUNCILWOMAN LUCINDA ALLEN

SECOND: COUNCILWOMAN THEORIA CAMPILLO

DATE: SEPTEMBER 06, 2023

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (<i>Absent</i>) (Francine Schooling) (<i>Present</i>) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X X			X
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X X			X
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. TIMOTHY L. JOAQUIN (Jerome L. Joaquin)	141.35 141.35	X X			
GU VO 276.0	1. DALLAS LEWIS () 2. LESLIE LUNA (Grace Manuel)	138.0 138.0	X X			
HICKIWAN 220.5	1. DELMA M. GARCIA () 2. LOUIS R. LOPEZ Loretta A. Ortega	110.25 110.25	X X			
PISINEMO 236.2	1. EDWARD D. MANUAL (Monica Morgan) 2. PAMELA J. BENAVIDEZ (Nora J. Ruclas)	118.1 118.1	X X			
SAN LUCY 257.6	1. ROGER MANUEL (Christina Andrews) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler)	128.8 128.8	X X			
SAN XAVIER 244.5	1. JANICE FELIX () 2. DANIEL L.A. PRESTON III ()	122.25 122.25	X X			
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			
SELLS 558.0	1. EVELYN JUAN-MANUEL (Arvada Liston) 2. JANET B. ELEANDO ()	279.0 279.0	X X			
SIF ODAK 247.1	1. LUCINDA ALLEN (Francis Homewytewa) 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
TOTAL		3,263.3	3,263.3	-0-	-0-	[02]