

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing Submission of the Application to the United States Department of Agriculture's
Pasture, Rangeland, Forage Pilot Insurance Program for Crop Year 2025 and Approving FY
2025 Department of Natural Resources USDA PRF Insurance Program Budget)

RESOLUTION NO. 24-404

1 **WHEREAS,** the Tohono O'odham Legislative Council is authorized to "consult, negotiate and
2 conclude agreements and contracts on behalf of the Tohono O'odham Nation..."
3 and "to manage any funds within the exclusive control of the Tohono O'odham
4 Nation... and to appropriate these funds for the benefit of the nation and its
5 members" provided that "(a)ll expenditures of these funds shall be pursuant to
6 appropriations or budgets" authorized by resolution or ordinance (Constitution
7 of the Tohono O'odham Nation, Article VI, Section 1(f) and Section 1(d)(2); and
8 **WHEREAS,** the United States Department of Agriculture (USDA) Pasture, Rangeland, Forage
9 Pilot Insurance Program ("PRF Insurance Program") is designated to provide
10 insurance coverage on pasture, rangeland, or forage acres using a rainfall index
11 to determine precipitation for coverage purposes, instead of measuring
12 production or loss of productions themselves (USDA PRF Insurance Program Fact
13 Sheet, available at <https://www.rma.usda.gov/en/Fact-Sheets/National-Fact-Sheets/Pasture-Rangeland-Forage-Pilot-Insurance-Program>); and
14 **WHEREAS,** coverage is based on a producer's selection of coverage level, index intervals, and
15 productivity factor, and insurance payments are determined using National
16 Oceanic and Atmospheric Administration Climate Prediction Center data, which
17 uses a grid system to determine precipitation amounts within an area for grids
18 and index intervals that the producer chooses to insure (USDA PRF Insurance
19 Program Fact Sheet); and
20 **WHEREAS,** by Resolution No. 17-570, Resolution No. 18-397, Resolution No. 19-430,
21 Resolution No. 22-408, and Resolution No. 23-441, the Legislative Council
22 authorized the submission of the Nation's PRF Insurance Program application
23 for crop years 2018, 2019, 2020, 2022, 2023, and 2024, and approved accompanying
24 FY 2018, FY 2019, FY 2020, FY 2022, FY 2023, and FY 2024 Department of Natural
25 Resources USDA PRF Insurance Program Budgets; and
26 **WHEREAS,** by Resolution No. 18-264, the Tohono O'odham Legislative Council adopted the
27 Tohono O'odham Nation Range and Agriculture Fund Management Plan (the
28 "Plan"); and
29 **WHEREAS,** pursuant to Section B.3 of the Plan, "[s]ubject to prior approval by Council and
30 provided there are sufficient funds in the Fund to cover the annual premium
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1 payment, the Chairman of the Nation is authorized to apply to the USDA on behalf
2 of the Tohono O'odham Nation to participate in the PRF Insurance Program"; and

3 **WHEREAS,** in accordance with the Plan, the Nation's Treasurer has confirmed that there are
4 sufficient funds to cover the \$4,447,440.00 premium payment for crop year 2025
5 if indemnity payments do not exceed the premium payment; and

6 **WHEREAS,** the Nation's Chairman and Agricultural and Natural Resource Committee have
7 reviewed the PRF Insurance Program application for crop year 2025 and the FY
8 2025 Department of Natural Resources USDA PRF Insurance Program Budget and
9 recommend their approval; and

10 **WHEREAS,** the Nation's Budget and Finance Committee has reviewed the PRF Insurance
11 Program application for crop year 2025 and the FY 2025 Department of Natural
12 Resources USDA PRF Insurance Program Budget.

13 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council:

- 14 1) authorizes submission of the Nation's application for participation in the
15 USDA's PRF Insurance Program for crop year 2025 through its insurance
16 agent CKP Insurance;
- 17 2) approves the FY 2025 Department of Natural Resources USDA PRF
18 Insurance Program Budget, effective October 1, 2024, in the amount of
19 \$4,447,440.00 that shall be funded by the Tohono O'odham Nation Range
20 and Agriculture Fund and indemnity revenue; and
- 21 3) grants permission for the USDA, or its representative, to audit and inspect
22 the areas insured, provided they give the Nation's Department of Natural
23 Resources Executive Director written notice five business days in advance
24 and are accompanied by a designated Nation's employee or official.

25 **BE IT FINALLY RESOLVED,** that the Tohono O'odham Legislative Council authorizes the Nation's
26 Chairman to execute, sign, and deliver all related documents, agreements, and
27 contracts for participation in the USDA's PRF Insurance Program.

28 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 21ST**
29 **day of NOVEMBER 2024 at a meeting at which a quorum was present with a vote of 2,016.1 FOR;**
30 **1,247.2 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council**
31 **by Article VI, Section 1(f), 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted by**
32 **the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
33 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
34 **18, 1934 (48 Stat.984).**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Wavalene M. Saunders, vice Chairman
Wavalene M. Saunders, Legislative Chairwoman
29th day of November, 2024

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
21 day of December, 2024

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 29th day of November, 2024 at 12:40 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

Wavalene M. Saunders, vice Chairman
Wavalene M. Saunders, Legislative Chairwoman

APPROVED

on the 29th day of November, 2024

DISAPPROVED

at 2:15 o'clock, p.m.

Verlon M. Jose
VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 22 day of
November, 2024, at 2:20 o'clock, p.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

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ACTION: AUTHORIZING SUBMISSION OF THE APPLICATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE'S PASTURE, RANGELAND, FORAGE PILOT INSURANCE PROGRAM FOR CROP YEAR 2025 AND APPROVING FY 2025 DEPARTMENT OF NATURAL RESOURCES USDA PRF INSURANCE PROGRAM BUDGET

Moved: COUNCILMAN ROGER MANUEL

SECOND: COUNCILMAN JEROME F. JOAQUIN

DATE: NOVEMBER 21, 2024

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X X			
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X X			X
GUACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ()	141.35 141.35	X	X		
GU VO 276.0	1. DALLAS LEWIS () 2. LESLIE LUNA ()	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. MANUEL () 2. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	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 OIDAK 247.1	1. FRANCIS HOMEWYTEWA () 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X	X		
	TOTAL	3,263.30	2,016.1	1,247.2	-0-	[01]