

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL  
(Recommending Amendment to Indian Child Welfare)  
( Act of 1978 )

RES. NO. 119-82

1 WHEREAS, the Indian Child Welfare Act of 1978 provides that a parent,  
2 who voluntarily relinquishes an Indian child for adoption,  
3 may revoke such consent "for any reason at any time prior to  
4 the entry of a final decree" of adoption, 25 U.S.C. §1913(c);  
5 and

6 WHEREAS, the waiting period for the finalization of adoptions is different  
7 among the various states and Indian tribes, ranging from no  
8 waiting period at all to a waiting period of more than one year;  
9 and

10 WHEREAS, the parent, whose voluntary act caused the child to be placed  
11 for adoption, thereby removes the child from the stability of  
12 his home environment and causes him to begin forming a stable  
13 attachment in a new home environment; and

14 WHEREAS, the Papago Council believes that it is not to be the best interest  
15 of an Indian child to be kept in an indefinite legal limbo  
16 during which a parent, who has voluntarily relinquished the child  
17 for adoption, may without cause revoke such relinquishment and  
18 disrupt the child's new and stable environment.

19 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that it does hereby  
20 recommend an amendment to the Indian Child Welfare Act of 1978  
21 which, except for legal cause shown, would place a limitation  
22 on the power of a parent to withdraw a written consent to voluntary  
23 adoptive placement, 90 days after receipt of notice served on the  
24 parent and the parent's Tribe.

25 BE IT FURTHER RESOLVED by the Papago Council that it dose hereby request  
26 other Indian tribes and tribal organizations to review, support  
27 and seek an amendment to the Indian Child Welfare Act of 1978  
28 in accordance with the recommendation contained in this Resolution.

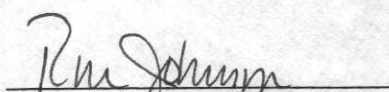
29 The foregoing Resolution was duly enacted by the Papago Council on the 13th  
30 day of September, 1982, at a meeting at which a quorum was present with a vote  
31 of 1148.0 for; 0 against; 0 not voting; and 4 absent,  
32 pursuant to the authority vested in the Council by Section 2 (a) of Article V  
of the Constitution and By-laws of the Papago Tribe as amended, ratified by the  
Papago Tribe on December 12, 1936, and approved by the Secretary of the Interior  
on January 6, 1937, pursuant to Section 16 of the Act of June 18, 1934 (48  
Stat. 984). Said Resolution is not subject to review by the Secretary of  
Interior and is effective as of the date of its enactment by the Papago Council.

THE PAPAGO COUNCIL



Enos J. Francisco, Jr., Vice-Chairman

ATTEST:

  
Rose Johnson, Secretary

Moved: Henry Ramon

RESOLUTION- Recommending Amendment to the

Second: Elliott Lewis

Indian Child Welfare Act of 1978

Date: 09/13/82

Resolution  
or  
Ordinance # 119-82

Districts	Representatives	No of Votes	For	Against	Not Voting	Absent
BABOQUIVARI 175	1. Edward N. Kisto (Joann Garcia) 2. Kenneth Chico, Sr. (Donald Harvey)	87.5 87.5	X X			X
CHUKUT KUK 117	1. Rosemary Lopez ( 2. Harriet Toro (Lawrence Jose)	58.5 58.5	X X			
GU ACHI 123	1. Angelo J. Joaquin, Sr. (Joseph Pete Ramon) 2. Cipriano Manuel (Fernando Joaquin)	61.5 61.5	X X			X
GU VO 54	1. Cross Antone (Juan Joe Cipriano) 2. Alvin Virgil Lewis (Henry F. Manuel)	27.0 27.0	X X			
HICKIWAN 79	1. Henry A. Ramon (James Angea) 2. Delma Garcia (Archie Pilone)	39.5 39.5	X X			
PISINEMO 82	1. Lamando Francisco (Herman Lopez) 2. Johnson Jose (Frank Garcia)	41.0 41.0	X X			
SAN LUCY 44	1. Max P. Jose (Garfield Lenzo) 2. Albert Gomez (Jeannie Morris)	22.0 22.0	X X			
SAN XAVIER 107	1. John B. Narcho (Simon Mamake) 2. John Lewis (Carmelita Mattias)	53.5 53.5	X X			X
SCHUK TOAK 83	1. Alex Juan (Francisco Jose, Jr.) 2. Jo Ann Francisco (Priscilla G. Domingo)	41.5 41.5	X X			X
SELLS 168	1. Andrew M. Patricio (Larry Garcia) 2. Fred Stevens (Dennis Jose)	84.0 84.0	X X			
SIF OIDAK 116	1. Elliot Lewis (Eugene Jose) 2. Nicklos Jose (Alice Norris)	58.0 58.0	X X			
TOTALS		1148.0	1148.0	0	0	4