

RESOLUTION OF THE PAPAGO TRIBAL COUNCIL
(P. L. 81-874 IMPACT AID)

RES. NO. 48-82

- 1 WHEREAS, the Papago Tribal Council, the Papago Education Committee and the
2 Board of Trustees of Indian Oasis/Baboquivari District have the
3 joint responsibility for overseeing and protecting the educational
4 rights and needs of all children, living on the Reservation; and
5 WHEREAS, protecting the educational rights and needs of our children is of
6 utmost priority for attaining our future goals of economic develop-
7 ment and self determination; and
8 WHEREAS, the land within the exterior boundaries of the Papago Reservation
9 is held in trust by the Federal Government and this seriously
10 limits the ability of the public school district to raise funds
11 for education through local property taxes; and
12 WHEREAS, recent congressional and administrative proposals and actions call
13 for the elimination of funding for Impact Aid, P. L. 81-874 and
14 School Construction, Maintenance and Operation, P. L. 81-815 for
15 the coming fiscal years; and
16 WHEREAS, any elimination or reduction of funding for school districts
17 serving children residing on Indian lands reduces the budgets of
18 those schools by as much as 45% of their total budgets; and
19 WHEREAS, the Indian Oasis/Baboquivari School District serving students on
20 the Papago Reservation rely upon funding provided by P. L. 81-874
21 for 41% of their operating budget; and
22 WHEREAS, under existing law there are no other sources of state or federal
23 education funds to replace P. L. 81-874 monies. Therefore, the
24 elimination or substantial reduction of Indian P. L. 81-874 funds
25 will force the Papago public school to discontinue providing all
26 educational services on our Reservation; and
27 WHEREAS, because the Bureau of Indian Affairs has no adequate facilities
28 to educate children attending public school on the Papago Reserva-
29 tion, closure of the public school will mean that approximately
30 1,100 students will not have any educational opportunities what-
31 soever. The proposed closures of the B.I.A. off-reservation high
32 schools in fiscal years 1983-85 will force approximately 550
students to return to the Reservation, thereby worsening this
situation substantially; and
WHEREAS, in 1978, Congress amended P. L. 81-874, to enable Tribes to assist
public schools to plan for the use of P. L. 81-874 funds in ways
which are consistant with Tribal educational objectives. This
amendment will be rendered meaningless if P. L. 81-874 funds are
eliminated or substantially reduced; and
WHEREAS, applicable law, including the Federal Indian Trust Responsibility,
the equal protection and due process clauses of the Federal
Constitution, and the Treaty of Guadalup-Hildago, require the

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United States to insure equal and adequate education opportunities for children on the Papago Reservation.

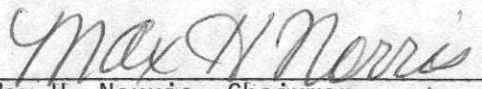
NOW, THEREFORE, BE IT RESOLVED that the Papago Tribal Council hereby respectfully requests that the Congress and the President of the United States take immediate steps to restore in full all entitlements under P. L. 81-874 and P. L. 81-815 and reaffirm their commitment that all Indian children shall enjoy the benefits of public education equally with other children.

BE IT FURTHER RESOLVED that the Papago Tribal Council does hereby authorize and request its officers, attorneys and lobbyists to take all action necessary to seek to preserve P. L. 81-874 and P. L. 81-815 funding for all public schools serving Papago children.

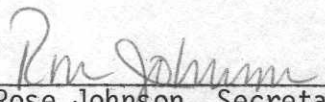
BE IT FURTHER RESOLVED that the Papago Tribal Council does hereby respectfully request that Senator Barry Goldwater, Senator Dennis DeConcini and Representative Morris Udall speak on behalf of the Papago Tribe of Arizona.

The foregoing Resolution was duly enacted by the Papago Council on the 13th day of May, 1982, at a meeting at which a quorum was present with a vote of 1148.0 for; 0 against; 0 not voting; and 2 absent, pursuant to the authority vested in the Papago Council by Section 2 (d) of Article V of the Constitution and By-laws of the Papago Tribe of Arizona 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 the Interior and is effective as of the date of its enactment by the Papago Council.

THE PAPAGO COUNCIL


Max H. Norris, Chairman

ATTEST:


Rose Johnson, Secretary

Moved: John Narcho

RESOLUTION- PL 81-874 Impact

Second: Harriet Toro

Aid

Date: 05 / 13 / 82

Resolution
or
Ordinance # 48-82

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			
CHUKUT KUK 117	1. Rosemary Lopez (2. Harriet Toro (Lawrence Jose)	58.5 58.5	x x			x
GU ACHI 123	1. Angelo J. Joaquin, Sr. (Joseph Pete Ramon) 2. Cipriano Manuel (Fernando Joaquin)	61.5 61.5	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			x
SAN XAVIER 107	1. John B. Narcho (Simon Mamake) 2. John Lewis (Carmelita Mattias)	53.5 53.5	x x			
SCHUK TOAK 83	1. Alex Juan (Francisco Jose, Jr.) 2. Jo Ann Francisco (Priscilla G. Domingo)	41.5 41.5	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	2