

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Amending the Statute Creating the Office of the Attorney General)**

**RES. NO. 91-500**

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**WHEREAS, the Tohono O'Odham Legislative Council enacted Resolution No. 326-89 on September 22, 1989 adopting the statute creating the Office of the Attorney General; and**

**WHEREAS, Section 1 (B) of the statute states that "the Office of the Attorney General shall have overall responsibility for providing legal advice and representation to all officials, agencies, departments, divisions, and branches of the Nation's government, and for representing the Nation in all legal proceedings"; and**

**WHEREAS, there are significant areas of legal representation in the Judicial Branch important to the effective operation of the Tribal Courts, such as pending cases, in which the Attorney General is ethically prevented from giving the Branch legal advice; and**

**WHEREAS, the Tohono O'Odham Judiciary has proposed in their Fiscal Year 1992 budget the position of Court Solicitor who would be responsible for giving legal advice to the Judicial Branch; and**

**WHEREAS, the Domestic Affairs Committee, which is the oversight committee for the Office of the Attorney General, held a joint meeting with the Judiciary Committee, which is the oversight committee for the Judicial Branch; and**

**WHEREAS, both committees recommend to the Legislative Council that approval and funding of the position of Court Solicitor be conditioned on an amendment to the statute creating the Office of the Attorney General,**

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*in the form attached hereto, which would require and authorize the Attorney General to take appropriate steps to promote cooperation and resolution of any potential conflicts or disagreements between the Judicial Branch and the Legislative Branch or the Executive Branch.*

*NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Legislative Council does hereby adopt the attached amendment to the statute creating the Office of the Attorney General.*

*The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 4th day of November, 1991 at a meeting at which a quorum was present with a vote of 1,395.5 FOR; -0- AGAINST; 328.5 NOT VOTING; and 02 ABSENT, pursuant to the powers vested in the Council by Section 2 (a) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).*

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Mary Ann Antone*  
\_\_\_\_\_  
Mary Ann Antone, Legislative Chairwoman  
6<sup>th</sup> day of November, 1991

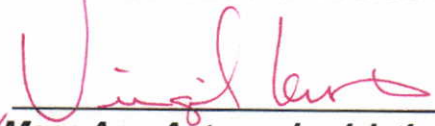
ATTEST:

*Teresa M. Choyguha*  
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Teresa M. Choyguha, Legislative Secretary  
6<sup>th</sup> day of November, 1991

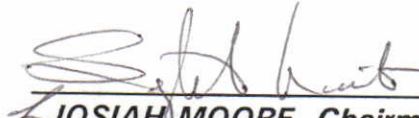
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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 6<sup>th</sup> day of November, 1991, at 4:45 o'clock, 8 .M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

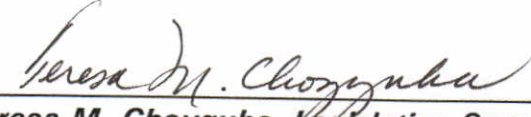
TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
Mary Ann Antone, Legislative Chairwoman

APPROVED on the 6 day of November, 1991  
 DISAPPROVED) at 5:24 o'clock, 8 .M.

  
JOSIAH MOORE, Chairman  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 7<sup>th</sup> day of November,  
1991, at 10:03 o'clock, a .M.

  
Teresa M. Choyguha, Legislative Secretary

MOVED: COUNCILMAN JOHN RENOSUBJECT: AMENDING THE STATUTE CREATING THE OFFICESECOND: COUNCILMAN EARL A. FRANCISCOOF THE ATTORNEY GENERALDATE: NOVEMBER 04, 1991

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico Sr.)	114.5	X			
	2. Frances Miguel ( )	114.5	X			
CHUKUT KUK 163.0	1. Kenneth Williams (Harriet Toro)	81.5	X			
	2. Alberta M. Lopez (Berdella Jose)	81.5	X			
GU ACHI 166.0	1. Alex Ramon (Fernando Joaquin)	83.0	X			
	2. Willard Anita ( )	83.0	X			
GU VO 114.0	1. Virgil Lewis (Michael Flores)	57.0	X			
	2. Emilio Lewis (Anthony Flores)	57.0	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Manuel Osequeda Jr. ( )	62.5	X			
PISINEMO 119.0	1. Johnson Jose ( )	59.5	X			
	2. Chester Antone (Fernando Valentine)	59.5	X			
SAN LUCY 106.0	1. Albert Manuel Jr. (Max P. Jose)	53.0	X			
	2. John Reno ( )	53.0	X			
SAN XAVIER 127.0	1. Joanne C. Preston (Carmelita Mattias)	63.5			X	
	2. Eugene Enis, Sr. (Michael R. Rios)	63.5	X			
SCHUK TOAK 107.0	1. JoAnn Francisco (David Valenzuela Sr.)	53.5			X	
	2. Frances Francisco (Joseph Juan)	53.5			X	
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Lucille Encinas)	155.0	X			X
SIF OIDAK 158.0	1. Mary Ann Antone (Nina Jose)	79.0			X	
	2. Willard Juan, Sr. (Delbert Thomas)	79.0			X	X
TOTAL		1,724.0	1,395.5	-0-	328.5	02

\*\*PASSED VOTES