

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending the Nation's Bingo Ordinance,
Ordinance No. 12-82)**

RESOLUTION NO. 92-006

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3 **WHEREAS,** *by Ordinance No. 12-82 (referred to as the Bingo Ordinance), the*
4 *Papago Tribal Council (now known as the Tohono O'odham*
5 *Legislative Council) authorized the conduct and playing of the*
6 *game of bingo within the Tohono O'odham Nation; and*

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8 **WHEREAS,** *the Bingo Ordinance was amended by Resolution No. 06-85 to*
9 *authorize the installation and operation of bingo video equipment*
10 *at the Nation's bingo operation located at San Xavier District*
11 *(known as Papago Bingo); and*

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14 **WHEREAS,** *subsequent to the enactment of the Bingo Ordinance and the*
15 *passage of Resolution No. 06-85, the United States government*
16 *enacted a law in 1988 known as the Indian Gaming Regulatory*
17 *Act, 25 U.S.C. §2701 et seq., to regulate the conduct of gaming*
18 *on Indian reservations and Indian lands; and*

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21 **WHEREAS,** *Congress expressly stated that the purpose of the Act is to promote*
22 *tribal economic development, self-sufficiency and strong tribal*
23 *governments, and established the National Indian Gaming*
24 *Commission to protect gaming as a means of generating tribal*
25 *revenue; and*

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3 **WHEREAS, the Indian Gaming Regulatory Act authorizes Indian tribes to**
4 **conduct games of chance on Indian lands (as that term is defined**
5 **in 25 U.S.C. §2703(4)) if such Indian gaming is located within a**
6 **State that permits such gaming for any purpose by any person,**
7 **organization or entity (25 U.S.C. §§2710(b)(1)(A) and**
8 **2710(d)(1)(B)); and**

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11 **WHEREAS, the laws of the State of Arizona authorize the conduct of bingo,**
12 **lottery, parimutuel wagering, charitable organization "casino**
13 **nights", amusement gambling, regulated gambling, and social**
14 **gambling; and**

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17 **WHEREAS, the Nation's share of profits from tribal gaming operations are**
18 **used to provide essential services to the O'odham People; and**

19 **WHEREAS, there are substantial unmet needs for basic services and other**
20 **forms of governmental assistance within the Nation which could**
21 **be addressed in significant part by increased revenues from tribal**
22 **gaming activities; and**

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25 **WHEREAS, it is in the best interests of the Nation to maximize the revenue**
26 **generated from its gaming operation by authorizing the operation**
27 **of all types and forms of gaming permitted under the Indian**
28 **Gaming Regulatory Act.**

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NOW, THEREFORE, BE IT RESOLVED THAT the Nation's Bingo Ordinance,
Ordinance No. 12-82, is hereby amended in the following
respects:

1. The following definition is added to Section 3: (J) "Authorized gaming activity" means all types of games described as Class II and Class III games under the Indian Gaming Regulatory Act.

2. Section 6(I) is deleted in its entirety and replaced with the following language:

The Chairman of the Nation, on behalf of the Nation and upon approval of the Nation's Legislative Council, is authorized to file suit in the Judicial Court of the Tohono O'odham Nation for such relief as he deems appropriate under this Ordinance, any rules or regulations promulgated pursuant thereto, and concerning any management contract between the Nation and the operator or manager of any gaming operation or gaming facility within the Tohono O'odham Nation.

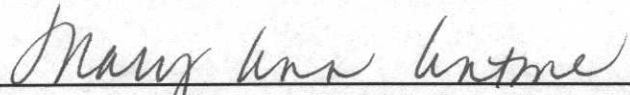
3. The following provision is added as Section 9:

Section 9. Operation of Authorized Gaming Activity

The conduct of authorized gaming activity, as defined in Section 3(J) hereof, is authorized and permitted under all conditions and under the same terms as tribal bingo games are authorized and regulated hereunder.

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 6TH. day of JANUARY, 1992 at a meeting at which a quorum was present with a vote of 1,667.0 FOR; -0- AGAINST; 57.0 NOT VOTING; and 01 ABSENT, pursuant to the powers vested in the Council by Section 1 (c) 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).

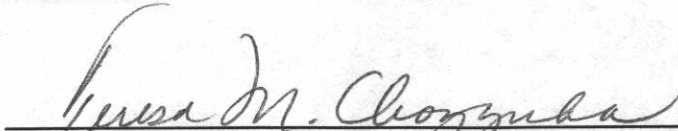
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Mary Ann Antone, Legislative Chairwoman

7th day of January, 1992

ATTEST:



Teresa M. Choyguha, Legislative Secretary

7th day of January, 1992

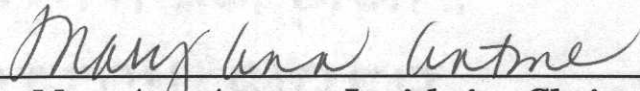
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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 7th day of January, 1992, at 3:13 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

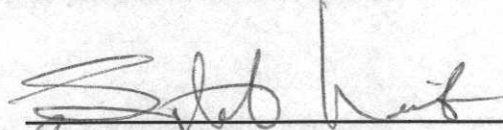
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Mary Ann Antone, Legislative Chairwoman

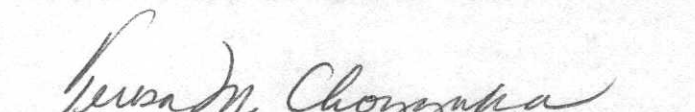
APPROVED on the 7 day of January, 1992

DISAPPROVED at 4:06 o'clock, P.M.



**JOSIAH MOORE, Chairman
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 7th day of January,
1992, at 4:36 o'clock, P.M.


Teresa M. Choyguha, Legislative Secretary

MOVED: COUNCILMAN ALBERT MANUEL, JR.SUBJECT: AMENDING THE NATION'S BINGO ORDINANCE,SECOND: COUNCILMAN WILLARD ANITAORDINANCE NO. 12-82DATE: JANUARY 06, 1992

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 163.0	1. Kenneth Williams (Harriet Toro)	81.5	X			
	** 2. Alberta M. Lopez (Berdella Jose)	81.5	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Manuel Osequeda, Jr. ()	62.5	X			
GU VO 114.0	1. Virgil Lewis (Michael Flores)	57.0			X	
	2. Emilio Lewis (Anthony Flores)	57.0	X			
SAN LUCY 106.0	1. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
	2. John Reno ()	53.0	X			
PISINEMO 119.0	1. Johnson Jose ()	59.5	X			
	2. Chester Antone (Fernando Valentine)	59.5	X			
GU ACHI 166.0	** 1. Alex Ramon (Fernando Joaquin)	83.0	X			
	2. Willard Anita ()	83.0	X			
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
	** 2. Frances Miguel ()	114.5	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			
TOTAL		1,724.0	1,667.0	-0-	57.0	01

**PASSED VOTES