

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Tohono O'Odham Health Department - Requesting to de-obligate
Fiscal Year 1992 Carry Over Funds and re-obligate
into Fiscal Year 1993)**

RESOLUTION NO. 92-381

WHEREAS, *the Tohono O'Odham Nation was provided by letter dated April 28, 1992 the Annual and Quarterly Allowance from the Office of Health Program Research and Development dated April 27, 1992; and*

WHEREAS, *staff of the Executive Branch did meet and discuss the allocations with IHS personnel and were informed that OHRPD Tucson Office was awaiting several program allowances that had not been received; and*

WHEREAS, *on May 29, 1992 and June 05, 1992 the Nation did submit its FY 1991 SF 269 Final Financial Reports for; Community Health Services, Behavioral Health, Psychological Services and Management of Health to Indian Health Service and did identify balances to be carried forward into the current contracts for each program; and*

WHEREAS, *several meetings were held between the Health Department Personnel, Accounting, Grants and Contracts, Health and Human Services Committee members and Budget and Finance Committee members to discuss the funding available to the Nation (both the carry over and final allocation amounts); and*

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WHEREAS, after several meetings, the following was recommended:

- 1) Request to de-obligate fiscal year 1992 final allocation in the
amounts identified for each program and further defined in
Attachment A;**

Community Health Services	\$495,710
CHR Specialty	18,872
AIDS	89,927
CHR Data Sharing Budget	50,000
Psychological Services	82,864
Children's Initiative	10,587
Alcoholism	339,922
Rehab./Aftercare	419,086
Community Base Training	27,083
Management of Health	<u>62,524</u>
GRAND TOTAL:	\$1,596,575

- 2) With the end of the fiscal year quickly approaching and the
contract expiring September 30, 1992 does not give sufficient
time for both internal and external reviews on the amount of
funding available to each program, it would be impossible to
spend the amounts identified; and**
- 3) Memorandum dated March 04, 1992 releasing Fiscal Year
1992 Annual Allocations for Indian Health Services identified**

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specific guidelines to be used in managing the allocation.

Under item #5 Other Guidelines notes:

- b. "The FY 1992 Appropriation Act provides that funds be made available to tribes and tribal organizations ..., shall be deemed to be obligated at the time of the grant or contract award and thereafter shall remain available to the tribe or tribal organization without fiscal year limitation".*

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Legislative

Council does hereby approve and request the Indian Health

Services to de-obligate:

	<i>Contract No.</i>	
<i>Community Health Services</i>	<i>249-91-0033</i>	<i>654,509</i>
<i>Psychological Services</i>	<i>249-91-0035</i>	<i>93,451</i>
<i>Behavioral Health</i>	<i>249-91-0034</i>	<i>786,091</i>
<i>Management of Health</i>	<i>249-91-0032</i>	<i>62,524</i>

and re-obligate the above amounts identified into fiscal year 1993

contracts.

BE IT FURTHER RESOLVED that the Executive Branch personnel prepare and

submit budgets to reflect the increased amounts for review and

approval by the Legislative Council during the October 1992

General Session.

BE IT FURTHER RESOLVED by the Tohono O'Odham Legislative Council

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that the Tohono O'Odham Nation's officials, to wit: the
Chairman, Vice Chairman and any designated official are hereby
authorized to negotiate and execute the contract, provided
however, that any amendments affecting the funding or funding
levels of the contract shall be submitted for further prior approval
by this Council.

The foregoing Resolution was passed by the Tohono O'Odham Legislative
Council on the 22ND. day of SEPTEMBER, 1992 at a meeting at which a
quorum was present with a vote of 1,322.5 FOR; 284.5 AGAINST; 117.0 NOT
VOTING; and 04 ABSENT, pursuant to the powers vested in the Council by
Section 1 (f) 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

23rd day of September, 1992

ATTEST:

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary

23rd day of September, 1992.

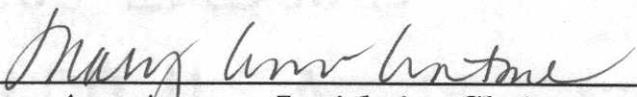
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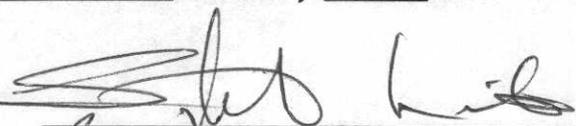
Said Resolution was submitted for approval to the office of the Chairman of the
Tohono O'Odham Nation on the 23rd day of September, 1992, at
3:25 o'clock, P.M., pursuant to the provisions of Section 5 of
Article VII of the Constitution and will become effective upon his approval or
upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

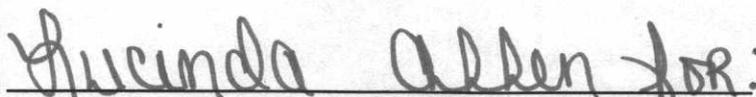

Mary Ann Antone, Legislative Chairwoman

APPROVED on the 24 day of September, 1992

DISAPPROVED) at 14:58 o'clock, P.M.


JOSIAH MOORE, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 24th day of September,
19 92, at 4:06 o'clock, P.M.


Teresa M. Choyguha, Legislative Secretary

MOVED: COUNCILMAN ALEX RAMON SUBJECT: T.O. HEALTH DEPT., REQUEST TO DE-OBLIGATE
 SECOND: COUNCILWOMAN FRANCES MIGUEL FISCAL YEAR 1992 CARRY OVER FUNDS AND RE-OBLIGATE
 DATE: SEPTEMBER 22, 1992 INTO FISCAL YEAR 1993

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		X
	2. Manuel Osequeda, Jr. ()	62.5		X		
GU VO 114.0	1. 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		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			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			
SIF OIDAK 158.0	1. Mary Ann Antone (Nina Jose)	79.0	X			X
	2. Willard Juan, Sr. (Delbert Thomas)	79.0	X			
TOTAL		1,724.0	1,322.5	284.5	117.0	04

**PASSED VOTES