

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Certification of a Drug Free Workplace)**

**RESOLUTION NO. 94-081**

**WHEREAS, the Tohono O'Odham Nation certifies that it will provide  
a drug-free workplace by:**

**(a) Publishing a statement notifying employees that the  
unlawful manufacture, distribution, dispensation,  
possession or use of a controlled substance is  
prohibited in the grantee's workplace and specifying  
the actions that will be taken against employees for  
violation of such prohibition;**

**(b) Establishing a drug-free awareness program to  
inform employees about:**

**(1) the dangers of drug abuse in the workplace;**

**(2) the applicant's policy of maintaining a drug-free  
workplace;**

**(3) any available drug counseling, rehabilitation, and  
employee assistance programs; and**

**(4) the penalties that may be imposed upon employees  
for drug abuse violations occurring in the  
workplace**

**(c) Making it a requirement that each employee to be  
engaged in the performance of the grant be given a  
copy of the statement required by paragraph (a);**

**(d) Notifying the employees in the statement required by  
paragraph (a) that, as a condition of employment  
under the grant, the employee will:**

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**(1) abide by the terms of the statement; and**

**(2) notify the employer of any criminal drug statute conviction for the violation occurring in the workplace no later than five days after such conviction;**

**(e) Notifying the BIA within ten days after receiving notice under the subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction;**

**(f) Taking one of the following actions, within 30 days of receiving notice under subparagraph (d )2), with respect to any employee who is so convicted:**

**(1) taking appropriate personnel action against such an employee, up to and including termination; or**

**(2) requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency.**

**(g) Making a good effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f); and**

**WHEREAS, the Place of performance shall be the Tohono O'Odham Nation, Post Office Box 837, Sells, Arizona 85634.**


**NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Nation does endorse and adopt all of the provisions of P. L. 100-690, Title V, Sub-title D.**

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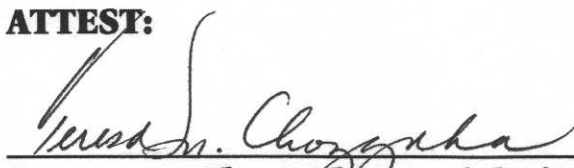
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The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 8TH day of MARCH, 1994 at a meeting at which a quorum was present with a vote of 1,585.0 FOR; -0- AGAINST; -0- NOT VOTING; and 178.0 [08] ABSENT, pursuant to the powers vested in the Council by Section 1(c)(2) & (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**

  
**Alex J. Ramon, Legislative Chairman**  
8<sup>th</sup> day of March, 1994

**ATTEST:**

  
**Teresa M. Choyguha, Legislative Secretary**  
8<sup>th</sup> day of March, 1994.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 9<sup>th</sup> day of March, 1994 at 8:46 o'clock, A.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**

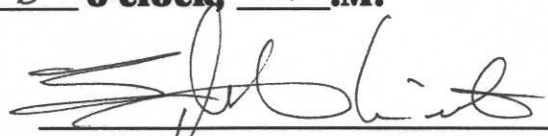
  
**Alex J. Ramon, Legislative Chairman**

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**APPROVED** on the 9 day of March, 1994

**DISAPPROVED** at 11:16 o'clock, A. .M.



**SYLVESTER LISTO, Chairman**  
**TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 9<sup>th</sup> day of  
March, 1994, at 11:40 o'clock, A. .M.

Guacinda Allen for:  
**Teresa M. Choyguha, Legislative Secretary**

ACTION: CERTIFICATION OF A DRUG FREE WORKPLACE

MOVED: COUNCILWOMAN FRANCES FRANCISCO

SECOND: COUNCILMAN EARL A. FRANCISCO

DATE: MARCH 08, 1994

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDA 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5	X			
	2. MARY ANN ANTONE (Nellie Miguel)	75.5	X			X
SELLS 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0	X			
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0	X			
SCHUK TOAK 113.0	1. FRANCES FRANCISCO ( )	56.5	X			
	2. KENNETH J. ANTONE ( )	56.5	X			
SAN XAVIER 135.0	1. EUGENE ENIS, SR. ( )	67.5	X			
	2. DENNIS RAMON ( )	67.5	X			
BABOQUIVARI 230.0	1. FRANCES MIGUEL ( )	115.0	X			X
	2. EARL A. FRANCISCO ( )	115.0	X			
GU ACHI 180.0	1. WILLARD ANITA ( )	90.0	X			
	2. ALEX J. RAMON (Marian Johnson)	90.0	X			
PISINEMO 128.0	1. CHESTER ANTONE (Fernando Valentine)	64.0	X			X
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0	X			
SAN LUCY 98.0	1. JOHN RENO ( )	49.0	X			
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0	X			X
GU VO 124.0	1. EMILIO LEWIS ( )	62.0	X			X
	2. MICHAEL FLORES (Fern Salcido)	62.0	X			
HICKIWAN 136.0	1. MANUEL OSEQUEDA, JR. ( )	68.0	X			X
	2. LLOYD FRANCISCO ( )	68.0	X			
CHUKUT KUK 178.0	1. ALBERTA M. LOPEZ (Berdella Jose)	89.0				X
	2. KENNETH WILLIAMS ( )	89.0				X
<b>TOTAL</b>		<b>1,763.0</b>	<b>1,585.0</b>	<b>-0-</b>	<b>-0-</b>	<b>178.0 [08]</b>

\*\*PASSED VOTES