

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Enacting the Tobacco Tax Ordinance)

RESOLUTION NO. 95-148

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3 **WHEREAS,** Article VI, Section 1(c) of the Nation's Constitution authorizes the
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5 Legislative Council to enact ordinances as an exercise of the
6
7 inherent sovereign powers of the Nation; and

8 **WHEREAS,** Article VI, Section 1(d)(4) of the Nation's Constitution authorizes the
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10 Legislative Council to levy taxes on any person, corporation or
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12 association residing or doing business within the Nation; and

13 **WHEREAS,** in accordance with Resolution No. 94-119, it is in the Nation's
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15 interests to adopt an ordinance for the levy of taxes upon the sale
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17 of tobacco products within the Nation.

18 **NOW, THEREFORE, BE IT RESOLVED THAT:**

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1. The Tobacco Tax Ordinance, in the form attached hereto, is hereby enacted as an ordinance of the Tohono O'Odham Nation and shall be designated Ordinance Number 95-149.
 2. The Nation's Chairman is authorized and directed to take all reasonable and necessary steps to implement this Resolution and the Tobacco Tax Ordinance.

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The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 5TH day of APRIL, 1995 at a meeting at which a quorum was present with a vote of 1,583.0 FOR; -0- AGAINST; -0- NOT VOTING; and 180.0 [08] ABSENT, pursuant to the powers vested in the Council by Section 1(c) & (d)(4) 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).

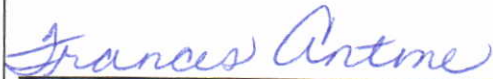
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

11th day of April, 1995

ATTEST:



Frances Antone, Legislative Secretary

10th day of April, 1995

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 11th day of April, 1995 at 10:22 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.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

APPROVED

on the 13 day of April, 1995

DISAPPROVED

at 9:42 o'clock, 1.M.



SYLVESTER LISTO, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 13th day of

April, 1995, at 10:48 o'clock, A.M.



Frances Antone, Legislative Secretary

ACTION: ENACTING THE TOBACCO TAX ORDINANCE

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILMAN ALBERT MANUEL, JR.

DATE: APRIL 5, 1995

| DISTRICT | LEGISLATIVE REPRESENTATIVES | # OF VOTES | FOR | AGAINST | NOT VOTING | ABSENT |
|----------------------|--|----------------|----------------|------------|------------|-----------------------|
| SIF OIAK 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 | | | 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 | | | |
| | 2. EDWARD KISTO (Idella Stanley) | 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. VACANT | 64.0 | X | | | X |
| | 2. JOHNSON M. JOSE (Roseleen Antone) | 64.0 | X | | | |
| SAN LUCY 98.0 | 1. JOHN RENO () | 49.0 | X | | | X |
| | 2. ALBERT MANUEL, JR. (Ernestine Marquez) | 49.0 | X | | | |
| GU VO 124.0 | 1. EMILIO LEWIS () | 62.0 | X | | | |
| | 2. MICHAEL FLORES (Fern Salcido) | 62.0 | X | | | X |
| HICKIWAN 136.0 | 1. MANUEL OSEQUEDA, JR. () | 68.0 | X | | | X |
| | 2. LLOYD FRANCISCO () | 68.0 | X | | | |
| CHUKUT KUK 178.0 | 1. MARILYN FRANCISCO | 89.0 | X | | | |
| | 2. KENNETH WILLIAMS () | 89.0 | X | | | |
| TOTAL | | 1,763.0 | 1,583.0 | -0- | -0- | 180.0 [08] |

**PASSED VOTES