

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Transaction Privilege Tax Ordinance No. 3-81)**

RESOLUTION NO. 95-150

WHEREAS, by Resolution No. 95-148 the Legislative Council enacted the Tobacco Tax Ordinance, Ordinance No. 95-149, which levies a tax upon every person engaging in the business of selling tobacco products within the Tohono O'Odham Nation; and

WHEREAS, the Legislative Council has determined that the Nation will be best served to exempt from the levy of taxes imposed under the Transaction Privilege Tax Ordinance, Ordinance No. 3-81, the sale of tobacco products which are subject to the tax levied by the Tobacco Tax Ordinance, Ordinance No. 95-149; and

WHEREAS, the Legislative Council has determined that in accordance with Resolution No. 94-319, the Nation will be best served to amend Section 5(B) (13) of the Transaction Privilege Tax Ordinance, Ordinance No. 3-81, to limit the ability of the State of Arizona to levy taxes upon on-reservation activities.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Transaction Privilege Tax Ordinance, Ordinance No. 3-81, as amended by Resolution Nos. 224-84, 338-87, and 357-87, is hereby

RESOLUTION NO. 95-150

(Amending Transaction Privilege Tax Ordinance No. 3-81)

Page 2 of 3

amended, effective April 1, 1995, by replacing subsection 5(B) (13)

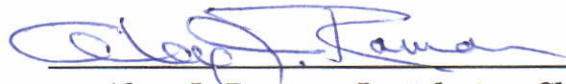
with the following:

13. The sale of tobacco products which are subject to the tax

levied by the Tobacco Tax Ordinance, Ordinance No. 95-149.

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).

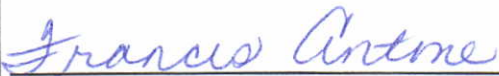
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

11th day of April, 1995

ATTEST:



Frances Antone, Legislative Secretary

10th day of April, 1995

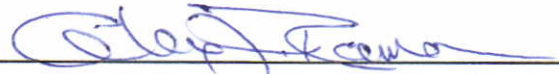
RESOLUTION NO. 95-150

(Amending Transaction Privilege Tax Ordinance No. 3-81)

Page 3 of 3

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 10:14 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.

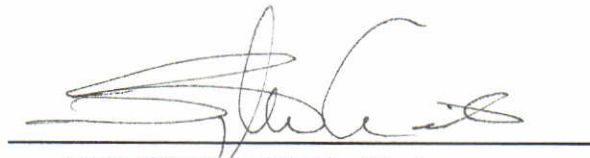
TOHONO O'ODHAM LEGISLATIVE COUNCIL



Alex J. Ramon, Legislative Chairman

APPROVED on the 13 day of April, 1995

DISAPPROVED at 9:51 o'clock, A.M.



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

Returned to the Legislative Secretary on the 13th day of

April, 1995, at 10:49 o'clock, A.M.



Frances Antone, Legislative Secretary

ACTION: AMENDING TRANSACTION PRIVILEGE TAX ORDINANCE

MOVED: COUNCILMAN ALBERT MANUEL, JR.

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: APRIL 5, 1995

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 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