

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

**(Creating and providing for the appointment of certain persons to
the Tohono O'Odham Indian Self-Determination and Education
Assistance Act Negotiated Rulemaking Procedure Special Commission)**

RESOLUTION NO. 95-225

**WHEREAS, after many years of bitter resistance, the United States Congress did
pass on October 7, 1994, Historic Amendments to the Indian Self-
Determination and Education Assistance Act; and**

**WHEREAS, these Amendments now shift the Determination of how the law will
be administered from the federal government to those Nations and
Tribes that are affected; and**

**WHEREAS, it is in the best interest of the Tohono O'Odham Nation to
encourage maximum community discussion and fully engage in this
self-determination process.**

**NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Legislative
Council does hereby create and provide for the appointment of
certain persons to the Tohono O'Odham Indian Self-Determination
and Education Assistance Act Negotiated Rulemaking Procedure
Special Commission, (hereinafter the Special Commission).**

BE IT FURTHER RESOLVED that the duties of this Special Commission shall be:

- 1. Review the 1994 Amendments Section-by-Section, and**

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5 recommend either specific regulatory language or that no
6 regulation be promulgated.

7
8 **2. Organize six Task Force Working Groups to review the same**
9
10 **sections that the National Negotiated Rulemaking Committee will**
11 **review.**

12
13 **3. Report this information to the Tohono O'Odham Legislative**
14 **Council at the June, July, August, September 1995 and January,**
15 **March and April 1996 Sessions.**

16
17 **BE IT FURTHER RESOLVED that this Special Commission shall be comprised of**
18
19 **the following persons:**

20
21 **1. District Chairpersons, or their designates, from each of the**
22 **eleven districts.**

23
24 **2. Department Directors, or their designates, who engage in the**
25 **Federal Contracting.**

26
27 **3. Legislative Council Members, as designated by this Body.**
28

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BE IT FURTHER RESOLVED that the Tohono O'Odham Legislative Council shall
consider the recommendations of the Special Commission at the
June, July, August, September 1995 and January March and April
1996 Sessions for formal action and submission to the National
Negotiated Rulemaking Committee, through the Nation's
Representatives, as the formal position of the Nation.

BE IT FURTHER RESOLVED that this Special Commission shall cease to exist one
year from enactment of this Resolution, unless Congress extends the
authorization period for the Negotiated Rulemaking Procedure, and
in that event, the Special Commission shall be authorized and
directed to participate in the process for the duration of the
Congressional extended period.

BE IT FINALLY RESOLVED that the Chairman of the Tohono O'Odham
Legislative Council and the Tohono O'Odham Nation are authorized
to invite representatives from the Pascua-Yaqui Nation and the

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**Inter-Tribal Council of Arizona to participate in the work of the
Special Commission.**

**The foregoing Resolution was passed by the Tohono O'Odham Legislative Council
on the 5TH day of MAY, 1995 at a meeting at which a quorum was present
with a vote of 1,398.0 FOR; -0- AGAINST; 113.0 NOT VOTING; and 252.0 [09]
ABSENT, pursuant to the powers vested in the Council by Section 1(b) 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

12th day of May, 1995

ATTEST:



Frances Antone, Legislative Secretary

12th day of May, 1995

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 12 day of May, 1995 at 4:46 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

Alex J. Ramon
for **Alex J. Ramon, Legislative Chairman**

APPROVED on the 12 day of May, 1995
 DISAPPROVED at 5:40 o'clock, P.M.

Sylvester Listo
SYLVESTER LISTO, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 15th day of May, 1995, at 9:45 o'clock, A.M.

Frances Antone
Frances Antone, Legislative Secretary

ACTION: CREATING AND PROVIDING FOR THE APPOINTMENT OF CERTAIN PERSONS TO THE TOHONO O'ODHAM INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT NEGOTIATED RULEMAKING PROCEDURE SPECIAL COMMISSION

Moved: COUNCILMAN ALBERT MANUEL, JR.

SECOND: COUNCILMAN WILLARD JUAN, SR.

DATE: MAY 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			
	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	X
SAN XAVIER 135.0	1. EUGENE ENIS, SR. ()	67.5	X			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			X
PISINEMO 128.0	1. VACANT	64.0				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
HICKIWAN 136.0	1. MANUEL OSEQUEDA, JR. ()	68.0	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	1,398.0	-0-	113.0	252.0 [09]

****PASSED VOTES**