

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

RESOLUTION NO. 95-232

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);

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

(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 HUD within ten days after receiving notice under 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.

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(g) Making a good faith 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.

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 8TH day of MAY, 1995 at a meeting at which a quorum was present with a vote of 1,529.0 FOR; 98.0 AGAINST; -0- NOT VOTING; and 136.0 [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

15th day of May, 1995

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ATTEST:

Frances Antone
Frances Antone, Legislative Secretary

12 day of May, 1995

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 4:49 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 5:00 o'clock, P.M.

Sylvester Listo
SYLVESTER LISTO, Chairman
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 12th day of

May, 19 95, at 5:14 o'clock, P.M.

Frances Antone

Frances Antone, Legislative Secretary

ACTION: CERTIFICATION OF A DRUG FREE WORKPLACE

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILWOMAN FRANCES FRANCISCO

DATE: MAY 8, 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			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			
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		
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0		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
	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	1,529.0	98.0	-0-	136.0 [08]

**PASSED VOTES