

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

RESOLUTION NO. 96-194

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 work place;

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

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required by paragraph (a) above;

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(d) Notifying the employees in the statement required by paragraph

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(a) above that, as a condition of employment under the grant

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the employee will:

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

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(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;

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(e) Taking one of the following actions, within 30 days of receiving

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notice under subparagraph (d)(2), with respect to any employee

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who is so convicted:

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

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

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(g) Making a good faith effort to continue to maintain a drug free

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work place through the implementation of paragraphs (a), (b),

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(d), (e) and (f); and

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3 **WHEREAS, the Place of Performance shall be the Tohono O'odham Nation, Post**
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5 **Office Box 837, Sells, Arizona, 85634.**

6 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Nation does**
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8 **endorse and adopts all of the provisions of P.L. 100-690, Title V, Sub-**
9 **Title D.**

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11 **The foregoing Resolution was passed by the Tohono O'Odham Council on the 8TH,**
12 **day of MAY, 1996 at a meeting at which a quorum was present with a vote**
13 **1,734.0 FOR; -0- AGAINST; -0- NOT VOTING; and 142.0 [10] ABSENT, pursuant**
14 **to the powers vested in the Council by Article VI, Section 1 (c)(2) of the**
15 **Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham**
16 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
17 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16**
18 **of the Act of June 18, 1934 (48 Stat. 984).**

19 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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21 **for Dennis Ramon, Legislative Chairman**
22 8th day of May, 1996

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24 **ATTEST:**

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27 **Frances Antone, Legislative Secretary**

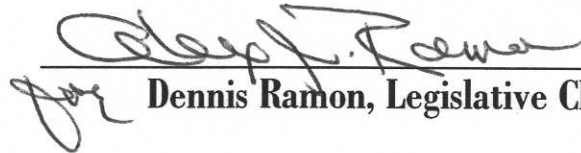
28 9th day of May, 1996

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 10th day of May, 1996 at 9:05 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


for Dennis Ramon, Legislative Chairman

APPROVED

on the 13th day of May, 1996

DISAPPROVED

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



EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 14th day of

May, 1996, at 8:28 o'clock, A.M.



Francis Antone, Legislative Secretary

ACTION: CERTIFICATION OF A DRUG FREE WORKPLACE

MOVED: COUNCILMAN JOHN RENO

SECOND: COUNCILWOMAN FERN SALCIDO

DATE: MAY 8, 1996

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			X
	2. RITA MARTINEZ (Maxine Norris)	80.0	X			
SELLS 314.0	1. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	157.0	X			
	2. LUCILLE ENCINAS (Cynthia Chico)	157.0	X			X
SCHUK TOAK 117.0	1. KENNETH J. ANTONE ()	58.5	X			X
	2. JOSEPH JUAN ()	58.5	X			
SAN XAVIER 142.0	1. DENNIS RAMON ()	71.0				X
	2. TONY BURRELL ()	71.0				X
BABOQUIVARI 257.0	1. EDWARD KISTO (Idella Stanley)	128.5	X			
	2. FRANCES MIGUEL (Kenneth Chico, Sr.)	128.5	X			X
GU ACHI 187.0	1. WILLARD ANITA (Louis Johnson)	93.5	X			
	2. ALEX J. RAMON (Marian Johnson)	93.5	X			
PISINEMO 135.0	1. JOHNSON JOSE (Roseleen Antone)	67.5	X			X
	2. BARBARA SALVICIO ()	67.5	X			
SAN LUCY 105.0	1. ALBERT MANUEL, JR. ()	52.5	X			X
	2. JOHN RENO (Mary Hoffman)	52.5	X			
GU VO 134.0	1. MICHAEL FLORES ()	67.0	X			X
	2. FERN SALCIDO (Larry Montana)	67.0	X			
HICKIWAN 142.0	1. LLOYD FRANCISCO ()	71.0	X			
	2. ALEX JOSE ()	71.0	X			
CHUKUT KUK 183.0	1. KENNETH WILLIAMS ()	91.5	X			X
	2. DAVID GARCIA (Marvin Thomas)	91.5	X			
TOTAL		1,876.0	1,734.0	-0-	-0-	142.0 [10]

**PASSED VOTES