

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

RESOLUTION NO. 96-295

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.**

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- (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);
- (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
 - 2. notify the employer of any criminal drug statue conviction for the violation occurring in the workplace no later than five days of 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

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2.
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.

(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 Legislative Council hereby does endorse and adopt all of the provision of P.L. 100-690, Title V, Sub-title D.

The foregoing Resolution was passed by the Tohono O'Odham Council on the 12TH day of JULY, 1996 at a meeting at which a quorum was present with a vote 1,206.0 FOR; 134.0 AGAINST; -0- NOT VOTING; and 536.0 [10] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1 (c)(2) 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).

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Dennis Ramon, Legislative Chairman

18th day of July, 1996

ATTEST:




Frances Antone, Legislative Secretary

17th day of July, 1996

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 18th day of July, 1996 at 12:28 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




Dennis Ramon, Legislative Chairman

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APPROVED on the 22nd day of July, 1996
 DISAPPROVED at 9:26 o'clock, A.M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 22nd day of
July, 1996, at 11:05 o'clock, A.M.

Frances Antone
Frances Antone, Legislative Secretary

ACTION: CERTIFICATION OF A DRUG FREE WORKPLACE

MOVED: COUNCILMAN TONY BURRELL

SECOND: VICE CHAIRMAN ALEX J. RAMON

DATE: JULY 12, 1996

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOIES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			
	2. RITA MARTINEZ (Maxine Norris)	80.0	X			X
SELLS 314.0	1. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	157.0				X
	2. LUCILLE ENCINAS (Cynthia Chico)	157.0				X
SCHUK TOAK 117.0	1. KENNETH J. ANTONE ()	58.5				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			X
	2. ALEX J. RAMON (Marian Johnson)	93.5	X			
PISINEMO 135.0	1. JOHNSON JOSE (Roseleen Antone)	67.5	X			
	2. BARBARA SALVICIO ()	67.5	X			
SAN LUCY 105.0	1. ALBERT MANUEL, JR. ()	52.5				X
	2. JOHN RENO (Mary Hoffman)	52.5				X
GU VO 134.0	1. ()	67.0		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	1,206.0	134.0	-0-	536.0 [10]

**PASSED VOTES