

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Tohono O'odham Tribal Shares of the Indian Health Service
Tucson Area Office)**

RESOLUTION NO. 97-239

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WHEREAS, In 1968, an agreement was entered into, between the Tohono O'odham Nation (then known as the Papago Tribe of Arizona) and the Indian Health Service regarding the integration of research and development, HPSC, activities (eventually known as the OHPRD) and the Sells Service Unit and on behalf of the Papago (Tohono O'odham) people; and

WHEREAS, the Nation originally was willing to forego some of its claim to the OHPRD, for the benefit of all American Indians and Alaska Natives if adequate resources of the OHPRD would be allocated to fully fund a full strength Tucson Area Office and associated Center of Excellence, as proposed in the Nation's recommendations for the Phases I and II of the IHS' restructuring exercises; and

WHEREAS, Dr. Trujillo and the Indian Health Service has elected to ignore the agreement between the Nation and the IHS; and

WHEREAS, the Tohono O'odham Nation's Chairman Edward Manuel did correspond with the Director of the Indian Health Service, Michael Trujillo, M.D., PHD, on April 8, 1997; and

WHEREAS, the Nation's official correspondence to Dr. Trujillo stated that the programs, functions, services and activities and associated resources related to the former office of Health

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Program Research and Development were the exclusive Tribal shares of the Tohono O'odham Nation; and

WHEREAS, Dr. Trujillo and the Indian Health Service has ignored the Tohono O'odham Nation's formal grievance and request for redress and has provided no response to the Nation's April 8, 1997 correspondence; and

WHEREAS, the allowance of the passage of more than 30 days time without as much as acknowledging the Tohono O'odham Nation's formal expression of request of redress of grievance is inexcusable.

NOW, THEREFORE, BE IT RESOLVED THAT, the Tohono O'odham Nation formally expresses its dissatisfaction with the Indian Health Service's and Dr. Trujillo's inexcusable lack of response to a matter of this nature and magnitude.

BE IT FURTHER RESOLVED THAT, the Tohono O'odham Nation requests that the Indian Health Service acknowledge the Nation's legitimate claim that PFSAs and resources associated with the OHPRD are the exclusive Tribal Shares of the Tohono O'odham Nation.

BE IT FURTHER RESOLVED THAT, the Tohono O'odham Nation requests that Dr. Trujillo and the Indian Health Service immediately schedule a meeting, in Sells, Arizona with the Tohono

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**O'odham Nation to discuss and resolve the aforementioned
issues, to the Tohono O'odham Nation's satisfaction.**

**BE IT FINALLY RESOLVED THAT, Chairman Edward D. Manuel is fully
authorized to meet and negotiate with Dr. Trujillo, Director
of the Indian Health Service, to resolve these issues, to the
satisfaction of the Tohono O'odham Nation.**

**The foregoing Resolution was passed by the Tohono O'Odham Legislative
Council on the 19TH. day of JUNE, 1997 at a meeting at which a quorum
was present with a vote of 1,521.5 FOR; -0- AGAINST; 259.5 NOT VOTING;
and 146.0 [09] ABSENT, pursuant to the powers vested in the Council by
Section 1(c)(2) 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



Dennis Ramon, Legislative Chairman

23rd day of June, 19 97

ATTEST:



Julianna Saraficio, Acting Legislative Secretary

23rd day of June, 19 97

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 23rd day of June, 1997 at 5:33 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

APPROVED on the 25th day of June, 1997

DISAPPROVED at 4:12 o'clock, P.M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 25th day of June, 1997, at 5:16 o'clock, P.M.


Julianna Saraficio, Acting Legislative Secretary