

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Adopting Position Statement on Law Enforcement in Indian Country)**

**RESOLUTION NO. 97-456**

**WHEREAS, President Clinton issued a directive on August 25, 1997 to the United States Department of Justice and the Bureau of Indian Affairs of the United States Department of the Interior to bring him a proposal by December 31, 1997 for improving public safety and criminal justice in Indian Country; and**

**WHEREAS, the Department of Justice and the Bureau of Indian Affairs have organized an Executive Committee for Indian Country Law Enforcement Improvement, which has prepared a proposal containing four options to reform the administration of law enforcement in Indian Country, and has requested the response of Indian Nations to the proposal; and**

**WHEREAS, the Legislative Council of the Tohono O'odham Nation discussed the proposal and the issue of the role of the federal government in improving law enforcement in Indian Country at its general session on October 9, 1997; and**

**WHEREAS, subsequently representatives of the Executive Branch, Legislative Branch and Judicial Branch of the Tohono O'odham Nation met to discuss the proposal and to consider the options presented by the Executive Committee for Indian Country Law Enforcement Improvement, and recommend the position stated in the Position Statement attached hereto; and**

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1  
2 **WHEREAS, in September 1996 the Tohono O'odham Legislative Council**  
3 **passed Resolution No. 96-420 opposing the transfer of Bureau of**  
4 **Indian Affairs Law Enforcement/Tribal Court functions to the**  
5 **Department of Justice, but with the presentation of new**  
6 **information and upon further deliberation the Legislative**  
7 **Council now takes a position supporting transfer of law**  
8 **enforcement functions only to the Department of Justice and**  
9 **supporting the retention of tribal court functions within the**  
10 **Bureau of Indian Affairs.**

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13 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative**  
14 **Council, with the advice and consent of the Chairman and the**  
15 **Chief Judge of the Tohono O'odham Nation, that the Position**  
16 **Statement on Law Enforcement in Indian Country in the form**  
17 **attached hereto is adopted as the position of the Tohono**  
18 **O'odham Nation.**

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20 **BE IT FURTHER RESOLVED that to the extent that the position taken in this**  
21 **Resolution differs from the position taken in Resolution No. 96-**  
22 **420, this Resolution supercedes Resolution No. 96-420.**

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24 **The foregoing Resolution was passed by the Tohono O'odham Council on the**  
25 **17TH day of OCTOBER, 1997 at a meeting at which a quorum was present with**  
26 **a vote of 1,382.5 FOR; 402.5 AGAINST; -0- NOT VOTING; and 142.0 [05] ABSENT,**  
27 **pursuant to the powers vested in the Council by Section 1(j) of Article VI of the**  
28 **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**

  
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**Dennis Ramon, Legislative Chairman**

17<sup>th</sup> day of October, 1997

**ATTEST:**

  
\_\_\_\_\_  
**Julianna Saraficio, Acting Legislative Secretary**

17<sup>th</sup> day of October, 1997.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 17<sup>th</sup> day of October, 1997 at 12:50 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**

  
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**Dennis Ramon, Legislative Chairman**

**APPROVED**

on the 17<sup>th</sup> day of October, 1997

**DISAPPROVED**

at 1:00 o'clock, P.M.

  
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**EDWARD D. MANUEL, Chairman  
TOHONO O'ODHAM NATION**

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Returned to the Legislative Secretary on the 17<sup>th</sup> day of  
October, 1997, at 1:03 o'clock, P.M.

  
Julianna Saraficio, Acting Legislative Secretary

ACTION: **ADOPTING POSITION STATEMENT ON LAW ENFORCEMENT IN INDIAN COUNTRY**MOVED: **COUNCILMAN JOSEPH JUAN**SECOND: **VICE CHAIRMAN ALBERT MANUEL, JR.**DATE: **OCTOBER 17, 1997**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>CHUKUT KUK</b> <b>189.0</b>	1. DAVID GARCIA (Marvin Thomas) 2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5 94.5	X X			X
<b>HICKIWAN</b> <b>146.0</b>	1. ALEX JOSE ( ) 2. LLOYD FRANCISCO (Susan Sam)	73.0 73.0	X X			X
<b>GU VO</b> <b>142.0</b>	1. FERN SALCIDO (Larry Montana) 2. GLORIA MONTANA (Phillip Antone)	71.0 71.0				X X
<b>SAN LUCY</b> <b>114.0</b>	1. JOHN RENO (Mary Hoffman) 2. ALBERT MANUEL, JR. (Jana Montana)	57.0 57.0	X X			
<b>PISINEMO</b> <b>139.0</b>	1. BARBARA SALVICIO ( ) 2. JOHNSON JOSE ( )	69.5 69.5	X X			X
<b>GU ACHI</b> <b>190.0</b>	1. LOUIS JOHNSON ( ) 2. ALEX J. RAMON ( )	95.0 95.0	X X			
<b>BABOQUIVARI</b> <b>258.0</b>	1. FRANCES MIGUEL ( ) 2. FRANCES G. ANTONE (Edward N. Kisto)	129.0 129.0	X X			
<b>SAN XAVIER</b> <b>146.0</b>	1. TONY BURRELL ( ) 2. DENNIS RAMON ( )	73.0 73.0	X X			
<b>SCHUK TOAK</b> <b>120.0</b>	1. JOSEPH JUAN ( ) 2. AMBROSE ENCINAS ( )	60.0 60.0	X X			
<b>SELLS</b> <b>322.0</b>	1. DENNIS E. JOSE (Cynthia Chico) 2. EVELYN JUAN ( )	161.0 161.0		X X		
<b>SIF Oidak</b> <b>161.0</b>	1. RITA MARTINEZ (Maxine Norris) 2. MARY ANN ANTONE (Darlene Andrew)	80.5 80.5		X X		
<b>TOTAL</b>		<b>1,927.0</b>	<b>1,382.5</b>	<b>402.5</b>	<b>-0-</b>	<b>142.0</b> <b>[05]</b>

\*\*PASSED VOTES