

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Incorporating Provisions of Referendum No. 02-12, "Enacting Tohono O'odham
Code Title 17, Chapter 7 - Animal Control. Resolution #07-025" Into 17 Tohono
O'odham Code, Chapter 7 - Animal Control)**

RESOLUTION NO. 13-039

1 **WHEREAS, the Constitution of the Tohono O'odham Nation reserves to Nation's members the**
2 **power to "submit any enacted or proposed ordinance, resolution or other national**
3 **legislation to a referendum of the registered voters" (Constitution, Article XIV); and**

4 **WHEREAS, on October 24, 2012 and pursuant to Article XII, Section 7(D)(1) of the Uniform Election**
5 **Ordinance ("Election Ordinance"), Ordinance No. 03-86, as amended, the Election**
6 **Board filed with the Legislative Council Referendum Petition No. 02-12, "Enacting**
7 **Tohono O'odham Code Title 17, Chapter 7 - Animal Control. Resolution #07-025"**
8 **("Referendum"); and**

9 **WHEREAS, in accordance with Election Ordinance, Article XII, Section 9.B., the Legislative Council**
10 **set a January 19, 2013 special election for the Nation's voters to consider the**
11 **Referendum (Legislative Order No. 12-449); and**

12 **WHEREAS, the Election Board has issued its Certificate of Election Results for Referendum**
13 **Election certifying that the Referendum was adopted; and**

14 **WHEREAS, it is necessary to amend the Nation's existing Animal Control law in accordance with**
15 **the 17 Tohono O'odham Code, Chapter 7, Animal Control amendments as dated for**
16 **reference January 2013 ("January 2013 Referendum Amendments"), which are**
17 **incorporated by this reference, to fully incorporate the Referendum provisions into**
18 **the existing law while preserving the text adopted by the Nation's voters.**

19 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council adopts the**
20 **January 2013 Referendum Amendments to 17 Tohono O'odham Code, Chapter 7 -**
21 **Animal Control.**

22 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH Day**
23 **of FEBRUARY, 2013 at a meeting at which a quorum was present with a vote of 2,089.10 FOR; 691.50**
24 **AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by**
25 **Section 1 of Article V; Section 1 and 1(1), Article VI; and Article XIV of the Constitution of the**
26 **Tohono O'odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and**
27 **approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986,**
28 **pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin
Timothy Joaquin, Legislative Chairman

11 day of February, 2013

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

8 day of January, 2013

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 11 day of February, 2013 at 4:18 o'clock, P.M., pursuant to the provisions of Section 4 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

Timothy Joaquin
Timothy Joaquin, Legislative Chairman

APPROVED

on the 12 day of February, 2013

DISAPPROVED

at 8:52 o'clock, A.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

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1 Returned to the Legislative Secretary on the 12 day of

2 February, 2013, at 9:52 o'clock, a.M.

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7 **Evonne Wilson, Legislative Secretary**

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