

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Enacting Research Code of the Tohono O'odham Nation as 17 Tohono
O'odham Code Chapter 8)

DEFEATED
RESOLUTION NO. 13-164

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with the**
2 **authority to "promote, protect and provide for public health, peace, morals, education**
3 **and general welfare of the Tohono O'odham Nation and its members..." (Constitution,**
4 **Article VI, Section 1(c)(2)); and**

5 **WHEREAS, given the egregious breach of trust during unauthorized genetic research of**
6 **Havasupai Tribe members' blood and other instances of unauthorized research on**
7 **Native American peoples, the Nation is highly concerned with the balance between**
8 **allowing beneficial research and protecting the Nation's members and their rights;**
9 **and**

10 **WHEREAS, the proposed Research Code of the Tohono O'odham Nation establishes a permit**
11 **requirement for any researcher seeking to conduct research on the Nation, a review**
12 **and approval procedure by a Nation's Institutional Review Board consisting of five**
13 **Nation's enrolled members with relevant experience and expertise, and a**
14 **requirement that researchers enter into a research agreement with the Nation; and**

15 **WHEREAS, in the course of drafting the proposed Research Code, the Domestic Affairs Committee**
16 **sought input from the Health and Human Services Committee, Cultural Preservation**
17 **Committee, and all departments or entities referenced as possible members of the**
18 **Institutional Review Board before providing the draft to the public for comment; and**

19 **WHEREAS, notice and copies of the proposed Research Code were provided to the Nation's**
20 **members and Nation's districts on February 26, 2013; and**

21 **WHEREAS, after reviewing and considering all written comments, the Domestic Affairs**
22 **Committee recommends enactment of the Research Code of the Tohono O'odham**
23 **Nation as 17 Tohono O'odham Code Chapter 8.**

24 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it enacts the**
25 **Research Code of the Tohono O'odham Nation as 17 Tohono O'odham Code Chapter**
26 **8.**

27 **The foregoing Resolution was defeated by the Tohono O'odham Legislative Council on the 16TH Day**
28 **of MAY, 2013 at a meeting at which a quorum was present with a vote of 1,085.65 FOR; 1,490.35**
29 **AGAINST; -0- NOT VOTING; and 204.60[07] ABSENT, pursuant to the powers vested in the Council by**
30 **Article VI, Section 1(c)(2) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono**
31 **O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
32 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
33 **Stat. 984).**
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Page 2 of 2

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

27 day of June, 2013

ATTEST:



Evonne Wilson, Legislative Secretary

26 day of June, 2013

DEFEATED
RESOLUTION NO. 13-164

ACTION: ENACTING RESEARCH CODE OF THE TOHONO O'ODHAM NATION AS 17 TOHONO O'ODHAM CODE CHAPTER 8

MOVED: COUNCILWOMAN OLIVIA LISTON

SECOND: COUNCILMAN CHESTER ANTONE

DATE: MAY 16, 2013

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUTVARI 342.0	1. FRANCES MIGUEL (Roberta Harvey)	171.0	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	171.0	X			
CHUKUT KUK 302.2	1. ETHEL GARCIA (Sara Mae Williams)	151.0		X		
	2. BILLMAN LOPEZ ()	151.0		X		X
GU ACHI 244.9	1. TIMOTHY L. JOAQUIN ()	122.45	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	122.45		X		
GU VO 226.7	1. GRACE MANUEL (Floyd Flores)	113.35		X		
	2. PAMELA ANGHILL ()	113.35		X		
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15		X		X
	2. SANDRA ORTEGA ()	93.15	X			
PISINEMO 200.7	1. CHESTER ANTONE (Tony Murrietta)	100.35	X			
	2. EDWARD MANUEL (Gerald Fayuant)	100.35		X		
SAN LUCY 204.6	1. LORRAINE EILER (Diana Manuel)	102.30				X
	2. JANA MONTANA (Gloria Ramirez)	102.30				X
SAN XAVIER 215.8	1. HILARION CAMPUS (Racheal Vilson-Stoner)	107.90	X			X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	107.90	X			
SCHUK TOAK 169.8	1. FRANCES B. STEPHENS (Anthony J. Rios)	84.90		X		
	2. FREDERICK JOSE (Phyllis Cachora)	84.90		X		X
SELLS 475.7	1. ARTHUR WILSON (Kimberly Mull)	237.85		X		X
	2. MARIA ACKERMAN ()	237.85		X		
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95	X			X
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	1,085.65	1,490.35	-0-	204.60 [07]