

**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)**

RESOLUTION NO. 13-165

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 passed by the Tohono O'odham Legislative Council on the 16<sup>TH</sup> Day**  
28 **of MAY, 2013 at a meeting at which a quorum was present with a vote of 1,636.65 FOR; 463.65**  
29 **AGAINST; 475.70[01] NOT VOTING; and 204.60[07]ABSENT, pursuant to the powers vested in the**  
30 **Council by Article VI, Section 1(c)(2) of the Constitution of the Tohono O'odham Nation, adopted**  
31 **by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
32 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
33 **18, 1934 (48 Stat. 984).**  
34

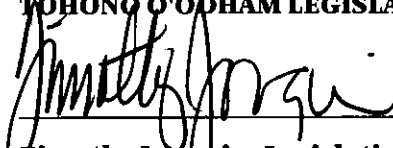
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**(Enacting Research Code of the Tohono O'odham Nation as 17 Tohono O'odham Code Chapter 8)**

**Page 2 of 2**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

21 day of May, 2013

ATTEST:

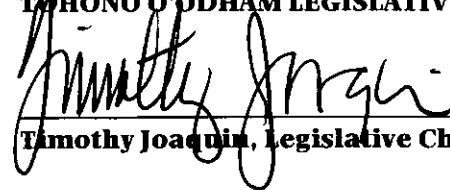


Evonne Wilson, Legislative Secretary

20 day of May, 2013.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 21 day of May, 2013 at 10:04 o'clock, A.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



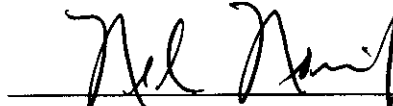
Timothy Joaquin, Legislative Chairman

APPROVED

on the 23 day of May, 2013

DISAPPROVED

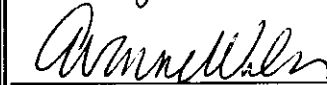
at 9:30 o'clock, A.M.



NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 23 day of

May, 2013, at 9:50 o'clock, A.M.



Evonne Wilson, Legislative Secretary

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

MOVED: COUNCILWOMAN ETHEL GARCIA

SECOND: COUNCILWOMAN CYNTHIA E. MANUEL

DATE: MAY 16, 2013

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 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)	151.10	X			
	2. BILLMAN LOPEZ ( )	151.10	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		
	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			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			
<b>TOTAL</b>		<b>2,780.60</b>	<b>1,636.65</b>	<b>463.65</b>	<b>475.70</b> [01]	<b>204.60</b> [07]