

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Uniform Election Ordinance Article XI)

RESOLUTION NO. 13-171

1 **WHEREAS, the Legislative Council is vested with "all of the legislative powers vested in the Tohono**
2 **O'odham Nation," the power to appoint Judicial Court judges, to protect and promote**
3 **individual rights, and to enact laws providing for the administration of justice**
4 **(Constitution of the Tohono O'odham Nation, Article III, Article V, Section 1; Article VI,**
5 **Section 1; and Article VIII); and**

6 **WHEREAS, the Nation's Constitution does not define a process for judges to resign from office;**
7 **and**

8 **WHEREAS, in order to fully exercise its right to self-determination as a sovereign tribal**
9 **government, to protect and maintain individual rights, and to provide for the**
10 **administration of justice, it is in the Nation's best interest to amend Article XI, Section**
11 **3 of the Uniform Election Ordinance to provide a process for recognizing judicial**
12 **resignations.**

13 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council amends**
14 **Uniform Election Ordinance Article XI, Section 3, to add subsection 10 as follows:**

15 **Section 3 Resignation**

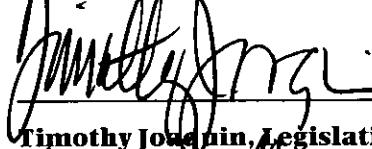
16 **Resignation shall be in writing, and made as follows:**

17 **....**

18 **10. By a judge to the Legislative Council chairperson; provided that a full-time judge**
19 **who fails to appear for five consecutive working days without written notice to**
20 **the chief judge shall be deemed to have resigned unconditionally if the chief**
21 **judge delivers written notice of the resignation to the Legislative Council**
22 **chairperson, at which time the resigning judge's office will be vacant.**

23 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 20TH Day**
24 **of MAY, 2013 at a meeting at which a quorum was present with a vote of 2,780.60 FOR; -0- AGAINST;**
25 **-0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by Article III; Article**
26 **V, Section 1; Article VI, Section 1 and Article VIII of the Constitution of the Tohono O'odham Nation,**
27 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**
28 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act**
29 **of June 18, 1934 (48 Stat. 984).**

30 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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32 **Timothy Jowamin, Legislative Chairman**

33 21 day of May, 2013

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1 ATTEST:

2 *Evonne Wilson*

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4 Evonne Wilson, Legislative Secretary

5 20 day of May, 2013.

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7 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
8 Nation on the 21 day of May, 2013 at 10:14 o'clock, A.M.,
9 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
10 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
11 submittal.

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13 TOHONO O'ODHAM LEGISLATIVE COUNCIL

14 *Timothy Joaquin*
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17 Timothy Joaquin, Legislative Chairman

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22 APPROVED

on the 23 day of May, 2013

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24 DISAPPROVED

at 9:40 o'clock, A.M.

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26 *Ned Norris, Jr.*
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28 NED NORRIS, JR., CHAIRMAN
29 TOHONO O'ODHAM NATION

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34 Returned to the Legislative Secretary on the 23 day of
35 May, 2013, at 9:50 o'clock, A.M.

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37 *Evonne Wilson*
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40 Evonne Wilson, Legislative Secretary

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ACTION: AMENDING UNIFORM ELECTION ORDINANCE ARTICLE XI

MOVED: COUNCILMAN BILLMAN LOPEZ

SECOND: COUNCILMAN HILARION CAMPUS

DATE: MAY 20, 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			
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 (<i>Absent</i>) (Tony Murrietta) (<i>Present</i>)	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			
	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			
SELLS 475.7	1. ARTHUR WILSON (Kimberly Mull)	237.85	X			
	2. MARIA ACKERMAN ()	237.85	X			
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95	X			
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	2,780.60	-0-	-0-	-0-