

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Amendment No. 3 to Indian Health Service Indian**  
**Self-Determination Master Contract)**

**RESOLUTION NO. 13-348**

1 **WHEREAS, the Legislative Council is vested with the authority “to promote, protect and**  
2 **provide for public health, peace, morals, education and general welfare of the**  
3 **Tohono O’odham Nation and its members...” and to “consult, negotiate and**  
4 **conclude agreements and contracts on behalf of the Tohono O’odham Nation**  
5 **with Federal, State and local governments...” (Constitution, Article VI, Section**  
6 **1(c)(2) and Section 1(f); and**

7 **WHEREAS, the Tohono O’odham Nation has historically contracted certain functions from**  
8 **the Indian Health Service of the United States Department of Health and Human**  
9 **Services pursuant to the authority conferred to the Nation by the Indian Self-**  
10 **Determination and Education Assistance Act of 1975 (Public Law 93-638); and**

11 **WHEREAS, the Nation’s Master Contract with the Indian Health Service, Contract No.**  
12 **HHSI249200400001C was entered into on October 1, 2003 for a three year term,**  
13 **was extended for three years by Amendment No. 1 to September 30, 2009, was**  
14 **extended again for three years by Amendment No. 2 to September 30, 2012, and**  
15 **was extended again for one year by unilateral Modification No. 86 to September**  
16 **30, 2013; and**

17 **WHEREAS, the Nation and the Indian Health Service agree to continue their relationship as**  
18 **set forth in the Master Contract and to extend the term of the Master Contract for**  
19 **a five year term from October 1, 2013 to September 30, 2018 pursuant to the**  
20 **proposed Amendment No. 3 attached hereto; and**

21 **WHEREAS, the Health and Human Services Committee has reviewed this proposal and**  
22 **recommends approval by the Legislative Council.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O’odham Legislative Council approves**  
24 **Amendment No. 3 to the Indian Health Service Master Contract substantially in**  
25 **the form attached hereto, which extends the term of the Master Contract for an**  
26 **additional five years, and authorizes the Chairman of the Nation to execute the**  
27 **document and to perform any further acts reasonably necessary to implement**  
28 **the intent of this resolution.**

29 **The foregoing Resolution was passed by the Tohono O’odham Legislative Council on the 10<sup>TH</sup>**  
30 **day of SEPTEMBER, 2013 at a meeting at which a quorum was present with a vote of 2,946.5**  
31 **FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the**  
32 **Council by Article VI, Section 1(f) of the Constitution of the Tohono O’odham Nation, adopted**  
33 **by the Tohono O’odham Nation on January 18, 1986; and approved by the Acting Deputy**  
34 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of**  
35 **the Act of June 18, 1934 (48 Stat.984).**

RESOLUTION NO. 13-348

(Approving Amendment No. 3 to Indian Health Service Indian Self-Determination Master Contract)

Page 2 of 2

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Timothy Joaquin*

Timothy Joaquin, Legislative Chairman

20 day of September, 2013

ATTEST:

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

20 day of September, 2013

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 20 day of September, 2013 at 4:13 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

*Timothy Joaquin*

Timothy Joaquin, Legislative Chairman

APPROVED

on the 23 day of September, 2013

DISAPPROVED

at 9:35 o'clock, a .m.

*Ned Norris, Jr.*

NED NORRIS, JR., CHAIRMAN

TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 23 day of

September, 2013, at 10:48 o'clock, a .m.

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

**ACTION: APPROVING AMENDMENT NO. 3 TO INDIAN HEALTH SERVICE INDIAN SELF-DETERMINATION MASTER CONTRACT**

**MOVED: COUNCILWOMAN SANDRA ORTEGA**

**SECOND: COUNCILMAN ARTHUR WILSON**

**DATE: SEPTEMBER 10, 2013**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 224.2	1. LUCINDA ALLEN (Nicholas Jose)	112.1	X			
	2. MARY LOPEZ ( )	112.1	X			
SELLS 502.0	1. ARTHUR WILSON (Kimberly Mull)	251.0	X			
	2. BARBARA HAVIER ( )	251.0	X			
SCHUK TOAK 174.2	1. FRANCES B. STEPHENS (Anthony J. Rios)	87.1	X			X
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1	X			
SAN XAVIER 224.2	1. HILARION CAMPUS ( )	112.1	X			
	2. ADAM ANDREWS (Rachel Vilson-Stoner)	112.1	X			
SAN LUCY 219.6	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			X
	2. JANA MONTANA ( )	109.8	X			
PISINEMO 210.6	1. CHESTER ANTONE (Tony Murrietta)	105.3	X			X
	2. EDWARD MANUEL, SR. ( )	105.3	X			
HICKIWAN 196.9	1. LOUIS R. LOPEZ (Michelle Ortega)	98.45	X			
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			
HIA CED 19.6	1. LORRAINE EILER (Jolene Garcia)	9.8	X			
	2. MICHAEL FLORES ( )	9.8	X			
GU VO 241.0	1. GRACE MANUEL ( <i>Absent</i> ) (Floyd Flores) ( <i>Present</i> )	120.5	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X			
GU ACHI 257.3	1. TIMOTHY L. JOAQUIN ( )	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			
CHUKUT KUK 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ( )	159.6	X			
BABOQUIVARI 357.7	1. FRANCES MIGUEL (Roberta Harvey)	178.85	X			
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
<b>TOTAL</b>		<b>2,946.5</b>	<b>2,946.5</b>	<b>-0-</b>	<b>-0-</b>	<b>[03]</b>