

LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Seating Daniel L.A. Preston III as Alternate to Legislative
Representative Hilarion Campus)

LEGISLATIVE ORDER NO. 13-362

1 **WHEREAS, the Constitution of the Tohono O'odham Nation empowers the Legislative**
2 **Council to "enact laws and ordinances for conducting and regulating elections"**
3 **and provides that the "decision of the Tohono O'odham Council in all election**
4 **matters, including the eligibility and qualifications of candidates, shall be final"**
5 **(Constitution, Article VI, Section 1(g) and Article X, Section 7); and**

6 **WHEREAS, during the May 25, 2013 general election Adam Andrews was elected to the open**
7 **Legislative Council representative seat for the San Xavier District and Philbert**
8 **Bailey, having received the second highest number of votes, was elected as**
9 **alternate to Adam Andrews; however Mr. Bailey declined the alternate seat; and**

10 **WHEREAS, on June 11, 2013, the San Xavier District Council appointed Racheal Vilson-**
11 **Stoner to serve as alternate to Legislative Council Representative Adam Andrews**
12 **(San Xavier District Council Resolution No. SXDC 06-13-03); and**

13 **WHEREAS, in order for Ms. Vilson-Stoner to accept the newly elected position, she resigned**
14 **as alternate to Legislative Representative Hilarion Campus, leaving the**
15 **alternate position vacant; and**

16 **WHEREAS, on August 6, 2013, the San Xavier District Council appointed Daniel L.A. Preston**
17 **III to serve as Representative Hilarion Campus' alternate on the Legislative**
18 **Council (San Xavier District Council Resolution No. SXDC-08-13-03); and**

19 **WHEREAS, Title 12 Tohono O'odham Code Chapter 1-Elections became effective August 19,**
20 **2013, and Section 1505(B)(3) provides that a district council may adopt a**
21 **resolution appointing an Legislative Council alternate to a vacancy, "provided**
22 **that the alternate shall not be seated until the Board certifies in writing that the**
23 **alternate meets all the qualifications for that office."; and**

24 **WHEREAS, because the San Xavier District Council passed its resolution before the Election**
25 **Board certification requirement became effective, the Rules Committee**
26 **recommends that the Legislative Council seat Daniel L.A. Preston III without the**
27 **Election Board's certification.**

28 **NOW, THEREFORE, BE IT ORDERED by the Tohono O'odham Legislative Council that it seats**
29 **Daniel L.A. Preston III for the unexpired term of his predecessor as alternate to**
30 **Legislative Council Representative Hilarion Campus.**

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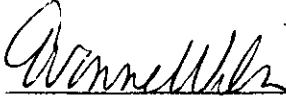
1 **The foregoing Order was passed by the Tohono O'odham Legislative Council on the 12TH day of**
2 **SEPTEMBER, 2013 at a meeting at which a quorum was present with a vote of 2,946.5 FOR; -0-**
3 **AGAINST; [01] NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by**
4 **Article VI, Section 1(g); Article X, Sections 7; and Article XII, Section 1 of the Constitution of the**
5 **Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and**
6 **approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6,**
7 **1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).**

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10 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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14 **Timothy Joaquin, Legislative Chairman**

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16 18 day of September, 2013
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20 **ATTEST:**

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24 **Evonne Wilson, Legislative Secretary**

25 18 day of September, 2013
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ACTION: SEATING DANIEL L.A. PRESTON III AS ALTERNATE TO LEGISLATIVE REPRESENTATIVE HILARION CAMPUS

Moved: COUNCILMAN HILARION CAMPUS

SECOND: COUNCILMAN ADAM ANDREWS

DATE: SEPTEMBER 12, 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			
	2. JANA MONTANA ()	109.8	X			
PISINEMO 210.6	1. CHESTER ANTONE (Tony Murrletta)	105.3	X		X	
	2. EDWARD MANUEL, SR. ()	105.3	X			
HICKIWAN 196.9	1. LOUIS R. LOPEZ (Michelle Ortega)	98.45	X			X
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			
HIA CED 19.6	1. LORRAINE EILER (Jolene Garcia)	9.8	X			X
	2. MICHAEL FLORES ()	9.8	X			
GU VO 241.0	1. GRACE MANUEL (Floyd Flores)	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 (Absent) (Louis Johnson) (Present)	128.65	X			X
CHUKUT KUK 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			X
	2. BILLMAN LOPEZ ()	159.6	X			
BABOQUIVARI 357.7	1. FRANCES MIGUEL (Roberta Harvey)	178.85	X			X
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
TOTAL		2,946.5	2,946.5	-0-	[01]	[06]