

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2014 Apportionment of Mining Royalties by Population Distribution)**

**DEFEATED
LEGISLATIVE ORDER NO. 13-459**

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham**
2 **Legislative Council with broad legislative and fiscal powers, including the power**
3 **to manage any funds within the exclusive control of the Tohono O'odham**
4 **Nation, including proceeds derived from lands and resources of the Tohono**
5 **O'odham Nation (Constitution, Article VI, Section 1(d)(2)); and**

6 **WHEREAS, the Budget and Finance Committee has discussed three options for the**
7 **distribution of mining royalties as follows: 1) equal distribution; 2) population**
8 **distribution; and 3) 50/50 distribution (½ equal and ½ population); and**

9 **WHEREAS, the Tohono O'odham Nation Office of the Treasurer calculated the District**
10 **Apportionment to be \$1,085,816.01 as of September 30, 2013; and**

11 **WHEREAS, the Office of the Treasurer presented to the Legislative Budget and Finance**
12 **Committee the population apportionment amounts in accordance with the FY**
13 **2014 District Mining Allocation schedule dated October 17, 2013, which is**
14 **incorporated by this reference and which includes net interest on the royalty**
15 **amounts; and**

16 **WHEREAS, the District allocation is to be apportioned to separate District accounts and**
17 **made available for expenditure subject to budgets approved in accordance with**
18 **Article VI, Section 1(d)(2) and Article IX, Section 7 of the Nation's Constitution.**

19 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it**
20 **approves and authorizes the FY 2014 apportionment of mining royalties to the**
21 **Districts by Population distribution in accordance with the FY 2014 District**
22 **Mining Allocation schedule.**

23 **BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that it hereby authorizes**
24 **that such funds shall be made available for expenditure subject to budgets**
25 **approved in accordance with Article VI, Section 1(d)(2) and Article IX, Section 7**
26 **of the Nation's Constitution.**

27 **The foregoing Order was by the Tohono O'odham Legislative Council on the 06TH day of**
28 **NOVEMBER, 2013 at a meeting at which a quorum was present with a vote of 1,436.2 FOR;**
29 **1,510.3 AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the**
30 **Council by Article VI, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation,**
31 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**
32 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
33 **16 of the Act of June 18, 1934 (48 Stat.984).**
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(Approving FY 2014 Apportionment of Mining Royalties by Population Distribution)
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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

21 day of November, 2013

ATTEST:



Evonne Wilson, Legislative Secretary

20 day of November, 2013

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ACTION: APPROVING FY 2014 APPORTIONMENT OF MINING ROYALTY BY POPULATION DISTRIBUTION

MOVED: COUNCILMAN ARTHUR WILSON

SECOND: COUNCILMAN LOUIS JOHNSON

DATE: NOVEMBER 06, 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 () | 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 <i>(Absent)</i> (Daniel L.A. Preston III) <i>(Present)</i> | 112.1 | | X | | |
| | 2. ADAM ANDREWS (Rachael 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 | | |
| | 2. EDWARD MANUEL, SR. () | 105.3 | | X | | |
| HICKIWAN 196.9 | 1. LOUIS R. LOPEZ (Michelle Ortega) | 98.45 | | X | | |
| | 2. SANDRA ORTEGA <i>(Absent)</i> (Manuel Osequeda, Jr.) <i>(Present)</i> | 98.45 | | X | | |
| HIA CED 19.6 | 1. LORRAINE EILER <i>(Absent)</i> (Jolene Garcia) <i>(Present)</i> | 9.8 | | 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 | | | X |
| GU ACHI 257.3 | 1. TIMOTHY L. JOAQUIN () | 128.65 | X | | | |
| | 2. LORETTA LEWIS <i>(Absent)</i> (Louis Johnson) <i>(Present)</i> | 128.65 | X | | | |
| CHUKUT KUK 319.2 | 1. ETHEL GARCIA <i>(Absent)</i> (Marlakay C. Henry) <i>(Present)</i> | 159.6 | X | | | |
| | 2. BILLMAN LOPEZ () | 159.6 | X | | | |
| BABOQUIVARI 357.7 | 1. FRANCES MIGUEL <i>(Absent)</i> (Roberta Harvey) <i>(Present)</i> | 178.85 | X | | | |
| | 2. VERNON J. SMITH (Gloria Zazueta) | 178.85 | X | | | |
| TOTAL | | 2,946.5 | 1,436.2 | 1,510.3 | -0- | [03] |