

RESOLUTION
OF THE
PAPAGO COUNCIL

RES. NO. 1036

WHEREAS, The Council passed Resolution 1060 on July 10, 1959, to protect Reservation residents from tuberculosis and other contagious diseases, and

WHEREAS, In his letter of September 15, 1959, Commissioner Glen Emmons approved the Resolution with the recommendation that the penalty clause be amended to be in accordance with Section 1, Chapter 4, (Nature of Sentences) and Section 32, Chapter 5 (Disobedience of Lawful Orders of the Court) of the Papago Law and Order Code, and this recommendation has been agreed upon by the Public Health Service, and

WHEREAS, The present penalty provided in the Resolution of only a \$90.00 fine is considered too restrictive on the Court in cases involving violations of this Resolution.

THEREFORE, LET IT BE RESOLVED by the Papago Council that Resolution 1060 be amended by changing the penalty provision to read as follows: "Any Indian convicted of wilfully disobeying this section shall be considered ^{guilty} of an offense and shall be fined in an amount not to exceed \$90.00, or shall be committed to a proper facility for treatment, or shall receive a suspended sentence, or the court shall take such other action as it considers necessary to provide the protection sought for the community in such a case."

The foregoing Resolution was duly enacted by the Papago Council on November 6, 1959 with a vote of 16 for and 0 against, during a meeting at which quorum was present, pursuant to authority vested in it by Article V, Section 2 (h), and Section 3 (b) of the Constitution of the Tribe ratified by the Tribe on December 12, 1936 and approved by the Secretary of the Interior on January 6, 1937, pursuant to Section 16 of the Act of June 18, 1934, (48 Stat. 984). Said resolution is effective as of the date of its approval by the Superintendent of the Papago Agency, and is subject to the rescission by the Secretary of the Interior, pursuant to Section 6 of Article V of the Constitution and By-Laws of the Papago Tribe.

THE PAPAGO COUNCIL

BY:

Enos J. Francisco
Enos J. Francisco, Chairman

ATTEST:

Evelyn Antonio
Evelyn Antonio, Secretary

APPROVED: November 16, 1959

Harvey W. Callahan
Harvey W. Callahan, Superintendent

The foregoing Resolution was duly enacted by the Papago Council on July 10, 1959 with a vote of 18 for and 0 against, during a meeting at which quorum was present, pursuant to authority vested in it by Article V, Section 2(h), and Section 3 (b) of the Constitution of the Tribe ratified by the Tribe on December 12, 1936 and approved by the Secretary of the Interior on January 6, 1937, pursuant to Section 16 of the Act of June 18, 1934, (48 Stat. 905). Said resolution is effective as of the date of its approval by the Superintendent of the Papago Agency, and is subject to the rescission by the Secretary of the Interior, pursuant to Section 6 of Article V of the Constitution and By-Laws of the Papago Tribe.

THE PAPAGO COUNCIL

BY:

Enos J. Francisco
Enos J. Francisco, Chairman

ATTEST:

Evelyn Anton
Evelyn Anton, Secretary

APPROVED: July 20, 1959

William W. Gilmore
Harry W. Gilmore, Superintendent