

RESOLUTION OF THE PAPAGO COUNCIL

RES. NO. 41-77

1 WHEREAS, it is sometimes necessary that employees of the Papago Tribe operate  
2 U. S. Government vehicles in the course of, and as part of their employ-  
3 ment by the Papago Tribe; and

4 WHEREAS, Bureau of Indian Affairs regulations require that prior, and as a condi-  
5 tion precedent to the operation of U. S. Government vehicles any operator  
6 of such vehicles be issued a SF-46 U. S. Government Motor Vehicle Opera-  
7 tor's Identification Card; and

8 WHEREAS, before the Bureau of Indian Affairs can issue an SF-46 U. S. Government  
9 Motor Vehicle Operator's Identification Card it is necessary that the  
10 Papago Tribe consent to a limited waiver of its immunity from civil suit  
11 brought on account of accidents resulting from the operation of U. S.  
12 Government vehicles by Tribal employees.

13 NOW, THEREFORE, BE IT RESOLVED by the Papago Council that it hereby waives its  
14 immunity from civil suit for personal injury or property damage brought  
15 on account of any accident involving an employee of the Papago Tribe who  
16 at the time of the accident was holding a valid SF-46 U. S. Government  
17 Motor Vehicle Operator's Identification Card and was operating a U. S.  
18 Government vehicle in the course of his or her employment; provided,  
19 however, that this waiver shall only extend to the actual coverage and  
20 be limited by the liability limitations of the insurance policy currently  
21 in effect and carried by the Papago Tribe; and provided further (1) that  
22 prior to the issuance of a SF-46 U. S. Government Motor Vehicle Operator's  
23 Identification Card to any employee of the Papago Tribe, the Bureau of  
24 Indian Affairs receive written confirmation from the Papago Director of  
25 the Highway Safety Program that such employee is not on a list of excluded  
26 persons of the insurance policy carried by the Papago Tribe; and (2) that  
27 upon notification by the Papago Director of the Highway Safety Program  
28 that an employee of the Papago Tribe has been placed on such list of  
29 excluded persons, the Bureau of Indian Affairs recall any SF-46 U. S.  
30 Government Motor Vehicle Operator's Identification Card issued to such  
31 employee and advise such employee's Department or Tribal Administration  
32 of such recall.

1 The foregoing Resolution was duly enacted by the Papago Council on the 26th day  
2 of May, 1977, at a meeting at which a quorum was present with a vote of 834.0 for;  
3 0 against; 0 not voting; 4 absent, pursuant to the authority vested  
4 in the Council by Section 2 (a) (c) and (f) of Article V of the Constitution and  
5 By-laws of the Papago Tribe as amended, ratified by the Papago Tribe on December  
6 12, 1936, and approved by the Secretary of Interior on January 6, 1937, pursuant  
7 to Section 16 of the Act of June 18, 1934 (48 Stat. 984). Said Resolution is not  
8 subject to review by the Secretary of Interior and is effective as of the date of  
9 its enactment by the Papago Council.

10 THE PAPAGO COUNCIL

11 *Cecil Williams*  
12 *Chairman*

13 CECIL WILLIAMS, Chairman

14 ATTEST:

15  
16 *Mary Jane Jones*  
17 MARY JANE JONES, Secretary

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VOTE OF THE PAPAGO COUNCIL

DATE OF MEETING May 26, 1977

RESOLUTION OR ORDINANCE NO. 41-77

DISTRICTS	REPRESENTATIVES	NO. OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
ABOQUIVARI 127	1. Edward Kisto (Joann Garcia) 2. Louis Harvey (Marvin Garcia)	63.5 63.5	127.0			
HUKUT KUK 64	1. Rosemary Lopez (Nellie Martin) 2. Harriet Toro (Archie Hendricks)	32.0 32.0	64.0			
U ACHI 81	1. Joseph P. Ramon (Stephen Listo) 2. Juan P. Lopez (Noleo J. Ramon)	40.5 40.5	81.0			1
U VO 49	1. Cross Antone (Edward J. Lopez) 2. William Lewis Sr. (Frances Cachora)	24.5 24.5	49.0			
HICKIWAN 81	1. Henry A. Ramon (James Angea) 2. Archie Pilone (Emillio Francisco)	40.5 40.5	81.0			
PISINIMO 52	1. Lamando Francisco (Andrew Lorentine) 2. Alice Juan (Herman Lopez)	26.0 26.0	52.0			1
SAN LUCY 32	1. <del>Marvin Garcia</del> (Jeannie Morris) 2. <del>Marvin Garcia</del> (Ricardo M. Baptisto)	16.0 16.0	32.0			
SAN XAVIER 66	1. Tony Felix (Rosemary D. Secundino) 2. Carmelita Mattias (Laura J. Smith)	33.0 33.0	66.0			
SCHUK TOAK 46	1. Joseph Enriquez (Joann Francisco) 2. Ramon Campillo Jr. (Felix Juan)	23.0 23.0	46.0			1
SELLS 147	1. Mollie Garcia (Jacob Lewis) 2. Larry Garcia (Tony Lopez)	73.5 73.5	147.0			1
SIF OIDAK 89	1. Vincent Manuel 2. Melissa Norris (Fernando Jose)	44.5 44.5	89.0			
TOTALS		834.0	834.0	0	0	4