

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Supporting H.R. 1646, S.1021, H.R. 1546 and S.978)

RES. NO. 238-89

1 WHEREAS, Congressman Udall and Senator McCain have introduced  
2 legislation (H.R. 1646 and S.1021) which would require  
3 federal agencies to identify by tribal origin Indian  
4 skeletal remains and to return them upon request; would  
5 establish tribal ownership of Native American remains  
6 which are discovered on tribal and federal land; and  
7 would provide for the return of tribal ceremonial  
8 objects; and

9 WHEREAS, Congressman Udall has introduced legislation (H.R. 1546)  
10 which would amend the American Indian Religious Freedom  
11 Act of 1978 by providing that federal lands that have  
12 been part of, or necessary to, or used by a traditional  
13 Native American Religion shall not be managed in a way  
14 that threatens traditional religious practices; would  
15 require that, if it is proved that the proposed action  
16 of a federal agency would threaten such religious  
17 practices, the federal agency must demonstrate that the  
18 federal interest is more compelling and must select a  
19 course of action that is less intrusive on Native  
20 American religious practices; and would give the United  
21 States District Court authority of enforcement; and

22 WHEREAS, Senator Inouye has introduced legislation (S.978) which  
23 would establish a national institution of American  
24 Indian arts and culture that continues the collection of  
25 the Museum of the American Indian and the Native  
26 American collection of the Smithsonian Institution;  
27 would provide a meeting place for scholars and others, a  
28 performing arts stage and a travelling exhibition; and  
29 would provide for a study which would identify the  
30 skeletal remains it possesses and make final  
31 recommendations as to their disposition within a three  
32 year period; and

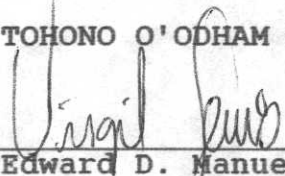
1 WHEREAS, this Legislative Council commends Congressman Udall and  
2 Senators McCain and Inouye for introducing and  
3 sponsoring the foregoing bills, and believes that more  
4 than enough time has been spent in investigating the  
5 concerns and problems they would address.

6 NOW, THEREFORE, BE IT RESOLVED by the Tohono O'Odham Legislative  
7 Council that it does hereby fully support enactment by  
8 Congress of H.R. 1646, S.1021, and H.R. 1546, and that  
9 it does further support enactment by Congress of S.978  
10 with amended provisions, however, for the repatriation-  
11 with timeframes and procedures similar to those  
12 contained in H.R. 1646 and S.1021 - of all Native  
13 American skeletal remains, grave goods and ceremonial  
14 objects.

15 BE IT FURTHER RESOLVED that the Chairman and other appropriate  
16 officers of the Tohono O'Odham Nation are hereby  
17 authorized and directed to do everything within their  
18 power to implement the purposes of this resolution.

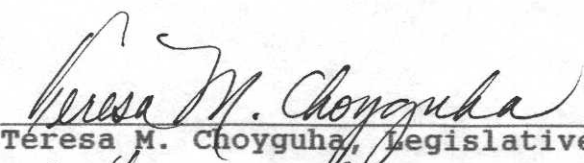
19 The foregoing Resolution was passed by the Tohono O'Odham Council  
20 on the 12th day of July, 1989 at a meeting at which a quorum  
21 was present with a vote of 1,724.0 for; -0- against; -0- not  
22 voting; and 04 absent, pursuant to the powers vested in the  
23 Council by Section 1 (j) of Article VI of the Constitution of  
24 the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation  
25 on January 18, 1986, and approved by the Acting Deputy Assistant  
26 Secretary -Indian Affairs (Operations) on March 6, 1986, pursuant  
27 to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

28 TOHONO O'ODHAM LEGISLATIVE COUNCIL

29   
Edward D. Manuel, Legislative Chairman

30 20<sup>th</sup> day of July, 1989.

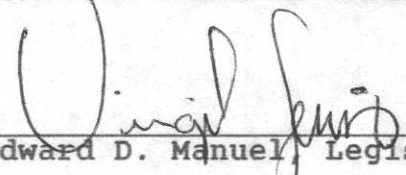
31 ATTEST:

32   
Teresa M. Choyguha, Legislative Secretary

20<sup>th</sup> day of July, 1989.

1 Said Resolution was submitted for approval to the office of the  
Chairman of the Tohono O'odham Nation on the 20<sup>th</sup> day of  
2 July, 19 89, at 4:58 o'clock, P.M.,  
3 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.

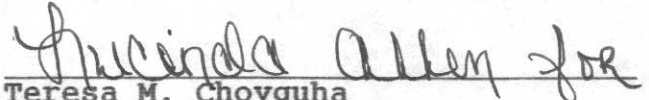
4 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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7   
r. Edward D. Manuel, Legislative Chairman

8  APPROVED ) on the 24 day of July, 1989,  
9  DISAPPROVED ) at 8:26 o'clock, A.M.

10  
11   
12 ANGEL J. JOAQUIN, SR., Chairman  
TOHONO O'ODHAM NATION

13 Returned to the Legislative Secretary on the 24<sup>th</sup> day of  
14 July, 19 89, at 11:00 o'clock, A.M.

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17 Teresa M. Choyguha  
18 Legislative Secretary  
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MOVED: Virgil Lewis

SUBJECT: Supporting H.R. 1646, S.1021

SECOND: Joe Juan

H.R. 1546 and S.978

DATE: July 12, 1989

RESOLUTION NO. 239-89

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 163.0	1. Rosita Ruiz (Rosemary Lopez)	81.5	X			
	2. Kenneth G. Williams (Harriet Toro)	81.5	X			X
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Henry Ramon ( )	62.5	X			
GU VO 114.0	1. Cross Antone (Juan Joe Cipriano)	57.0	X			X
	2. Virgil Lewis (Michael Flores)	57.0	X			
SAN LUCY 106.0	1. John Reno ( )	53.0	X			
	2. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
PISINEMO 119.0	1. Edward Manuel (Alex Antone)	59.5	X			
	2. Johnson Jose ( )	59.5	X			
GU ACHI 166.0	1. Alex J. Ramon (Fernando Joaquin)	83.0	X			X
	2. Percy Lopez ( )	83.0	X			
BABOQUIVARI 229.0	1. Joann Garcia (Frances Miguel)	114.5	X			
	2. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
SAN XAVIER 127.0	1. Joanne C. Preston (Carmelita Mattias)	63.5	X			X
	2. Eugene Enis, Sr. (Michael Rios)	63.5	X			
SCHUK TOAK 107.0	1. Joseph Juan (Frances Francisco)	53.5	X			
	2. JoAnn Francisco (David Valenzuela Sr.)	53.5	X			
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0	X			
	2. Andrew Patricio (Daniel Lopez)	155.0	X			
SIF OIDAK 158.0	1. Willard Juan, Sr. (Melissa Gregorio)	79.0	X			
	2. Mary Ann Antone (Nina Jose)	79.0	X			
TOTAL		1,724.0	1,724.0	-0-	-0-	04