

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Monthly Age 18 Report for October 2022 of Tohono O'odham Eligible
Minor Members and Authorizing Distribution of the Per Capita Payments and
Interest Held in Trust on Their Behalf by Principal Trust Company)**

RESOLUTION NO. 22-371

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham**
2 **Legislative Council with the power to "manage any funds within the exclusive**
3 **control of the Tohono O'odham Nation, including proceeds derived from lands**
4 **and resources of the Tohono O'odham Nation, and to appropriate these funds for**
5 **the benefit of the nation and its members" (Constitution, Article VI, Section**
6 **1(d)(2)); and**

7 **WHEREAS, on June 28, 1997, the Nation's voters approved Initiative No. IN-01-97, the**
8 **"O'odham Voice on Use of Gaming Revenues" ("Initiative"), which authorizes per**
9 **capita payments to the Nation's members provided that sufficient gaming**
10 **revenues are available; and**

11 **WHEREAS, the Ordinance for the Regulation of Gaming Activities Within the Tohono**
12 **O'odham Nation ("Gaming Ordinance") was subsequently amended to authorize**
13 **per capita distribution payments in accordance with the Initiative (Legislative**
14 **Council Resolution No. 97-303); and**

15 **WHEREAS, the 2020 Tohono O'odham Nation Non-Gaming Per Capita Plan was adopted by**
16 **Legislative Council Resolution No. 20-070 to govern a one-time non-gaming**
17 **revenue per capita distribution to Eligible Members of the Tohono O'odham**
18 **Nation; and**

19 **WHEREAS, by Resolution No. 20-291, the Legislative Council approved the Master List for the**
20 **2020 Non-Gaming Per Capita Distribution for Minor Tohono O'odham Members**
21 **for use by Membership Services in the administration of the 2020 Non-Gaming**
22 **Per Capita Distribution; and**

23 **WHEREAS, disbursement of the 2020 Non-Gaming Per Capita payment to each eligible minor**
24 **Tohono O'odham member is contingent upon certification of the member's**
25 **eligibility and compliance with the Trust Agreement of the Nation for the benefit**
26 **of minor Eligible Members, which establishes interest bearing accounts on**
27 **behalf of the recipient minor Eligible Members and outlines the administration**
28 **of and payment from these accounts (Section III.D.1 and III.D.2 of the 2020**
29 **Tohono O'odham Nation Non-Gaming Per Capita Plan); and**

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1 **WHEREAS,** the Trust Agreement with Principal Trust Company requires that a listing of all
2 minor beneficiaries turning 18 and identified in the Monthly Age 18 Report for
3 October 2022 be presented to the Tohono O'odham Legislative Council to obtain
4 approval to distribute the trust funds to eligible minor members as they are no
5 longer restricted beneficiaries; and

6 **WHEREAS,** the Enrollment Office has determined that the minors identified on the Monthly
7 Age 18 Report for October 2022 reached, or will reach the age of 18 during the
8 month of October 2022, and are no longer restricted from receiving their per
9 capita payments; and

10 **WHEREAS,** the Enrollment Office has verified that the beneficiaries on the Monthly Age 18
11 Report for October 2022 are also listed on the applicable master minor listing
12 approved by Legislative Council resolution.

13 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
14 Monthly Age 18 Report for October 2022 and authorizes Principal Trust Company
15 to commence payment to the non-restricted beneficiaries listed on the Monthly
16 Age 18 Report for October 2022, subject to the additional requirements of the
17 Trust Agreement and written confirmation of the beneficiary's current mailing
18 address and other information.

19 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 10TH
20 day of OCTOBER, 2022 at a meeting at which a quorum was present with a vote of 2,975.4 FOR;
21 -0- AGAINST; -0- NOT VOTING; and 242.6[06] ABSENT, pursuant to the powers vested in the
22 Council by, Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted
23 by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy
24 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the
25 Act of June 18, 1934 (48 Stat.984).

26
27 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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31 Timothy Joaquin, Legislative Chairman *for*

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33 19 day of October, 2022
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ATTEST:

[Signature]
Evonne Wilson, Legislative Secretary

12 day of October, 2022

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 12 day of October, 2022 at 1:14 o'clock, p.m., 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.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

[Signature]
Timothy Joaquin, Legislative Chairman

APPROVED

on the 12 day of October, 2022

DISAPPROVED

at 3:47 o'clock, p.m.

[Signature]
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 12 day of

October, 2022, at 4:20 o'clock, p.m.

[Signature]
Evonne Wilson, Legislative Secretary

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ACTION: APPROVING THE MONTHLY AGE 18 REPORT FOR OCTOBER 2022 OF TOHONO O'ODHAM ELIGIBLE MINOR MEMBERS AND AUTHORIZING DISTRIBUTION OF THE PER CAPITA PAYMENTS AND INTEREST HELD IN TRUST ON THEIR BEHALF BY PRINCIPAL TRUST COMPANY

MOVED: COUNCILWOMAN MARY LOPEZ

SECOND: COUNCILWOMAN TERESA F. DONAHUE

DATE: OCTOBER 10, 2022

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia) 2. LUCINDA ALLEN (Francis Homewytewa)	122.8 122.8	X X			
SELLS 556.5	1. ARTHUR WILSON (<i>Absent</i>) (Shelia Espino) (<i>Present</i>) 2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25 278.25	X X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza) 2. DELISA M. RAMON (Sharon A. Francisco)	95.25 95.25	X X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (<i>Absent</i>) (Racheal Vilson-Stoner) (<i>Present</i>) 2. JANICE FELIX (<i>Absent</i>) (Adam P. Andrews) (<i>Present</i>)	121.3 121.3				X X
SAN LUCY 243.8	1. JANA MONTANA (<i>Absent</i>) (Lorraine M. Eiler) (<i>Present</i>) 2. ROGER MANUEL (<i>Absent</i>) (Christina Andrews) (<i>Present</i>)	121.9 121.9	X X			X
PISINEMO 232.7	1. MARIETTA MARTIN () 2. EDWARD D. MANUEL (Monica Morgan)	116.35 116.35	X X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ () 2. DELMA M. GARCIA ()	108.3 108.3	X X			
GU VO 270.7	1. GRACE MANUEL () 2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35 135.35	X X			X
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN () 2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25 139.25	X X			X
CHUKUT KUK 351.6	1. MARLAKAY HENRY (<i>Absent</i>) (Billman Lopez) (<i>Present</i>) 2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8 175.8	X X			X
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone) 2. LEANDER MASE (Francine Schooling)	194.45 194.45	X X			
	TOTAL	3,218.0	2,975.4	-0-	-0-	242.6 [06]