

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Adopting May 2023 Amendments to 1 Tohono O'odham Code Chapter 4 - Appointed Officers)**

**RESOLUTION NO. 23-197**

1 **WHEREAS,** Article VII, Section 2(e) of the Constitution of the Tohono O'odham Nation vests  
2 the Nation's chairman with authority to appoint the Nation's treasurer, and other  
3 officers and heads of all governmental departments with the approval of the  
4 Tohono O'odham Legislative Council; and

5 **WHEREAS,** by Resolution Nos. 18-072 and 18-093, the Legislative Council enacted the  
6 Appointed Officers law, which is codified as 1 Tohono O'odham Code Chapter 4 -  
7 Appointed Officers; and

8 **WHEREAS,** the Appointed Officers law provides the process for review and consideration of  
9 the Nation's chairman's appointments for treasurer, and other officers and  
10 heads of all governmental departments officers, including the timeframes for  
11 oversight committee and Council review (1 Tohono O'odham Code Chapter 4); and

12 **WHEREAS,** the timeframes within the Appointed Officers law include one for the Nation's  
13 chairperson to present the appointee's application materials and background  
14 investigation report to the oversight committee, another timeframe for the  
15 committee to review the materials and interview the appointee, and a  
16 subsequent time period for the Legislative Council to interview the appointee;  
17 and

18 **WHEREAS,** pursuant to Section 4003(F) of 1 Tohono O'odham Code Chapter 4, an appointee  
19 may not serve as an appointed officer for "more than 120 consecutive or  
20 nonconsecutive days without approval of the appointment by resolution,  
21 provided that the 120-day period shall not include the committee and Council  
22 review periods provided in subsection (C) and (D)"; and

23 **WHEREAS,** the Rules Committee drafted the May 2023 amendments to the Appointed Officers  
24 law, which are incorporated by this reference, that would simplify the  
25 timeframes in the appointment process and authorize the Nation's chairperson's  
26 appointee to serve a total of 180 days without Legislative Council approval; and

27 **WHEREAS,** the May 2023 amendments also incorporate the amendments made by Resolution  
28 No. 21-427 and clarify that the oversight committee has the authority to  
29 determine whether the appointee's background investigation report is  
30 sufficient; and

31 **WHEREAS,** Chairman Ned Norris, Jr. and the Rules Committee recommend adoption of the  
32 May 2023 amendments to 1 Tohono O'odham Code Chapter 4 - Appointed Officers.

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1 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council adopts the  
2 **May 2023 amendments to 1 Tohono O'odham Code Chapter 4 - Appointed Officers,**  
3 **which shall be effective on the day the Legislative Council issues Certificates of**  
4 **Election to the persons who receive the highest number of votes for the offices of**  
5 **chairperson and vice chairperson of the Nation in the 2023 general election.**


6 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 25<sup>TH</sup>**  
7 **day of MAY, 2023 at a meeting at which a quorum was present with a vote of 1,781.3 FOR;**  
8 **1,166.0 AGAINST; -0- NOT VOTING; and 270.7 [05] ABSENT, pursuant to the powers vested in the**  
9 **Council by, Article VI, Section 1 and Article VII, Section 2(e) of the Constitution of the Tohono**  
10 **O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by**  
11 **the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant**  
12 **to Section 16 of the Act of June 18, 1934 (48 Stat.984).**

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15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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19 **Alberta J. Ray, Legislative Vice Chairwoman**

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21 26 day of May, 2023

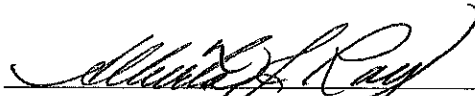
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23  
24 **ATTEST:**

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27 **Evonne Wilson, Legislative Secretary**

28 26 day of May, 2023

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31 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**  
32 **O'odham Nation on the 26 day of May, 2023 at 4:23 o'clock, P.m.,**  
33 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**  
34 **effective upon his approval or upon his failure to either approve or disapprove it within 48**  
35 **hours of submittal.**

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38 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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42 **Alberta J. Ray, Legislative Vice Chairwoman**

**RESOLUTION NO. 23-197**

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**APPROVED**

on the 30 day of May, 2023

**DISAPPROVED**

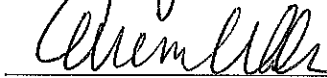
at 1:10 o'clock, p.m.



**NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 30 day of

May, 2023, at 3:18 o'clock, p.m.



**Evonne Wilson, Legislative Secretary**

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## ACTION: ADOPTING MAY 2023 AMENDMENTS TO 1 TOHONO O'ODHAM CODE CHAPTER 4 - APPOINTED OFFICERS

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN TERESA F. DONAHUE

DATE: MAY 25, 2023

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON (Shelia Espino)	278.25	X			
	2. EVELYN JUAN MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			
	2. JANICH FELIX ( )	121.3		X		
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eiler)	121.9		X		X
	2. ROGER MANUEL ( <i>Absent</i> ) (Christina Andrews) ( <i>Present</i> )	121.9		X		
PISINEMO 232.7	1. MARIETTA MARTIN ( )	116.35		X		X
	2. EDWARD D. MANUEL (Monica Morgan)	116.35		X		
HICKIWAN 216.6	1. LOUIS R. LOPEZ ( )	108.3		X		X
	2. DELMA M. GARCIA ( )	108.3		X		
GU VO 270.7	1. GRACE MANUEL ( )	135.35				X
	2. CYNTHIA SAAVEDRA ( <i>Absent</i> ) (Dallas Lewis) ( <i>Present</i> )	135.35				X
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ( )	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8		X		
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8		X		
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE ( <i>Absent</i> ) (Francine Schooling) ( <i>Present</i> )	194.45	X			
	TOTAL	3,218.0	1,781.3	1,166.0	-0-	270.7