

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Strongly Urging the Nation's Chairperson to Instruct the Tohono O'odham Cultural Center and Museum to Suspend the Display of Exhibit, "Cause and Effect: That's What you Get!" / "They Don't Love You Like I Love You: Indigenous Perspectives on Sovereignty")**

**LEGISLATIVE ORDER NO. 23-462**

- 1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Tohono O'odham  
2 Legislative Council with the authority to "promote, protect and provide for public  
3 health, peace, morals, education and general welfare of the Tohono O'odham  
4 Nation and its members," "to provide for removal or exclusion from the Tohono  
5 O'odham Nation of non-members whose presence may be injurious to the peace,  
6 health or welfare of the Tohono O'odham," and "to preserve and cultivate native  
7 arts, crafts and traditions" (Constitution, Article VI, Section 1(c)(2), (c)(7), and  
8 (c)(8));
- 9 **WHEREAS,** by Resolution No. 13-165, the Legislative Council enacted the Research Code of the  
10 Tohono O'odham Nation, which establishes the Nation's Institutional Review  
11 Board ("IRB") as an independent entity consisting of five Nation's enrolled  
12 members with relevant experience and expertise to review and consider whether  
13 a proposed research proposal should be granted, denied, withheld, or approved  
14 on a modified basis (17 T.O.C. Chapter 8); and
- 15 **WHEREAS,** under the Research Code's enforcement provisions, "[n]o research shall be  
16 performed within the jurisdiction of the Nation or otherwise subject to [the  
17 Research Code] unless the researcher has first received review, approval, and a  
18 permit from the Nation's IRB" (17 T.O.C. Chapter 8, Section 81010(A)); and
- 19 **WHEREAS,** Research Code Section 81010(B) further provides, "Any outside agency or  
20 researcher conducting research within the jurisdiction of the Nation without a  
21 permit or otherwise in violation of this Chapter shall be subject to exclusion from  
22 the Nation in accordance with the Nation's laws governing removal and  
23 exclusion."; and
- 24 **WHEREAS,** an exhibit titled "Cause and Effect: That's What you Get!" / "They Don't Love You  
25 Like I Love You: Indigenous Perspectives on Sovereignty" is scheduled to open at  
26 the Tohono O'odham Cultural Center and Museum on Friday, December 8, 2023;  
27 and
- 28 **WHEREAS,** the Nation's IRB gathered preliminary evidence demonstrating that the  
29 individuals and organizations responsible for the exhibit may have violated the  
30 Nation's Research Code by not first obtaining a research permit before  
31 conducting research on the Nation's lands and interviewing Nation's members  
32 and elders (Research Code Sections 8103, 8106, and 8107); and

**(Strongly Urging the Nation's Chairperson to Instruct the Tohono O'odham Cultural Center and Museum to Suspend the Display of Exhibit, "Cause and Effect: That's What you Get!" / "They Don't Love You Like I Love You: Indigenous Perspectives on Sovereignty")**

Page 2 of 2

1 WHEREAS, the Nation's IRB needs additional time to make an official determination; and  
2 WHEREAS, the Human Resources Development and Cultural Preservation Committees  
3 recommend strongly urging the Nation's chairperson to instruct the Cultural  
4 Center and Museum to suspend the display of the exhibit until the Nation's IRB  
5 can make an official determination as to whether a violation of the Research Code  
6 occurred.

7 NOW, THEREFORE, BE IT ORDERED that the Tohono O'odham Legislative Council strongly urges  
8 the Nation's chairperson to instruct the Tohono O'odham Cultural Center and  
9 Museum to suspend the display of the exhibit, "Cause and Effect: That's What you  
10 Get!" / "They Don't Love You Like I Love You: Indigenous Perspectives on  
11 Sovereignty," until the Nation's Institutional Review Board can make an official  
12 determination as to whether the individuals and organizations responsible for  
13 the exhibit violated the Nation's Research Code.

14 BE IT FINALLY ORDERED that the Tohono O'odham Legislative Council strongly urges the  
15 suspension of any further publication, reproduction, dissemination, or display of  
16 the exhibit materials until the Nation's Institutional Review Board can make an  
17 official determination.

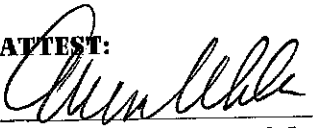
18 The foregoing Order was passed by the Tohono O'odham Legislative Council on the 06<sup>TH</sup> day of  
19 DECEMBER, 2023 at a meeting at which a quorum was present with a vote of 2,686.35 FOR; 576.95  
20 AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by  
21 Article VI, Section 1(c)(2), (c)(7) and (c)(8) of the Constitution of the Tohono O'odham Nation,  
22 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy  
23 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the  
24 Act of June 18, 1934 (48 Stat.984).

25 TOHONO O'ODHAM LEGISLATIVE COUNCIL

26   
27  
28 Wavalene M. Saunders, Legislative Chairwoman

29  
30 6 day of December, 2023

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35 ATTEST:

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38 Evonne Wilson, Legislative Secretary

39 6 day of December, 2023  
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**ACTION: STRONGLY URGING THE NATION'S CHAIRPERSON TO INSTRUCT THE TOHONO O'ODHAM CULTURAL CENTER AND MUSEUM TO SUSPEND THE DISPLAY OF EXHIBIT, "CAUSE AND EFFECT: THAT'S WHAT YOU GET" / "THEY DON'T LOVE YOU LIKE I LOVE YOU: INDIGENOUS PERSPECTIVES ON SOVEREIGNTY"**

**Moved: COUNCILWOMAN JANET B. ELEANDO**

**SECOND: COUNCILWOMAN LUCINDA ALLEN**

**DATE: DECEMBER 06, 2023**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X	X		
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ( )	177.35 177.35	X X			
GU ACHI 282.7	1. VICTORIA HOBBS ( <i>Absent</i> ) (Tonya L. Joaquin) ( <i>Present</i> ) 2. TIMOTHY L. JOAQUIN (Jerome L. Joaquin)	141.35 141.35	X X			X
GU VO 276.0	1. DALLAS LEWIS ( ) 2. LESLIE LUNA ( <i>Absent</i> ) (Grace Manuel) ( <i>Present</i> )	138.0 138.0	X X			
HICKIWAN 220.5	1. DELMA M. GARCIA ( ) 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	X X			
PISINEMO 236.2	1. EDWARD D. MANUEL (Monica Morgan) 2. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	118.1 118.1	X X			
SAN LUCY 257.6	1. ROGER MANUEL (Christina Andrews) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler)	128.8 128.8		X X		X
SAN XAVIER 244.5	1. JANICE FELIX ( ) 2. DANIEL L.A. PRESTON III ( )	122.25 122.25	X	X		
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			X
SELLS 558.0	1. EVELYN JUAN-MANUEL (Arvada Liston) 2. JANET B. ELEANDO ( )	279.0 279.0	X X			
SIF OIDAK 247.1	1. LUCINDA ALLEN (Francis Homewytewa) 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
<b>TOTAL</b>		<b>3,263.3</b>	<b>2,686.35</b>	<b>576.95</b>	<b>-0-</b>	<b>[03]</b>