

LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Filing Initiative No. IN-02-08, "Compensation Regulation of Legislative Council
Members Ordinance" Analysis and Arguments)

LEGISLATIVE ORDER NO. 09-259

1 **WHEREAS, the Constitution of the Tohono O'odham Nation reserves to the Nation's members "the**
2 **power to independently propose ordinances, resolutions or other legislation affecting**
3 **the Tohono O'odham Nation" by initiative (Constitution, Article XV); and**

4 **WHEREAS, the Constitution of the Tohono O'odham Nation requires that any proposed initiative**
5 **"be presented to the council accompanied by a petition signed by not less than three**
6 **hundred (300) registered voters of the Tohono O'odham Nation" (Constitution, Article**
7 **XV); and**

8 **WHEREAS, the Uniform Election Ordinance, Ordinance No.03-86, provided that "Upon the filing**
9 **of a valid initiative petition by the Election Board with the Tohono O'odham Council"**
10 **the Council "shall either adopt the initiative measure by a majority vote without**
11 **alteration or shall call for a special election to be held not later than ninety days after**
12 **the petition was filed with the council" (Election Ordinance Article XII, Section 9.A);**
13 **and**

14 **WHEREAS, by its letter dated April 14, 2009, the Election Board certified and notified the**
15 **Chairperson of the Legislative Council that Initiative No. IN-02-08, entitled**
16 **"Compensation Regulation of Legislative Council Members Ordinance," received a**
17 **minimum of 300 valid signatures; and**

18 **WHEREAS, based upon the Election Board's certification, the Legislative Council has called a**
19 **special election for July 11, 2009 to allow the Nation's voters to consider the Initiative**
20 **(Legislative Order No. 09-221); and**

21 **WHEREAS, pursuant to Article XII, Section 11.B., of the Election Ordinance,**
22 **"Not later than sixty (60) days preceding the election the council, after providing**
23 **reasonable opportunity for comments by all representatives, shall prepare and**
24 **file with the Election Board an analysis of the provisions of each ballot proposal**
25 **of a measure together with a list of popular arguments favoring and opposing**
26 **each proposal. Each argument favoring and opposing each such proposal shall**
27 **not exceed three hundred (300) words in length"; and**

28 **WHEREAS, Legislative Council representatives were given a reasonable opportunity to make such**
29 **comments; and**

30 **WHEREAS, the Rules Committee, in cooperation with the Legislative Chairperson and Vice**
31 **Chairperson, has developed the attached Initiative analysis and popular arguments,**
32 **which are hereby incorporated by this reference; and**

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(Filing Initiative No. IN-02-08, "Compensation Regulation of Legislative Council Members Ordinance" Analysis and Arguments)

Page 2 of 2

1 **WHEREAS, the Council's preparation and filing of the attached analysis and arguments as**
2 **mandated by the Election Ordinance does not constitute support for or opposition to**
3 **the Initiative.**

4 **NOW, THEREFORE, BE IT ORDERED that the Tohono O'odham Legislative Council hereby directs**
5 **that the attached Initiative No. IN-02-08, "Compensation Regulation of Legislative**
6 **Council Members Ordinance" analysis and arguments shall be filed with the Election**
7 **Board on the day this legislative order is adopted.**

8 **The foregoing Order was passed by the Tohono O'odham Legislative Council on the 11TH. Day of**
9 **MAY, 2009 at a meeting at which a quorum was present with a vote of 2,089.8 FOR; 444.7 AGAINST;**
10 **-0- NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by Section 1 of**
11 **Article XV of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham**
12 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**
13 **(Operations) on March 6, 1986, pursuant 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 **Verlon M. Jose, Legislative Chairman**

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21 28 day of May, 2009
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25 **ATTEST:**

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29 **Evonne Wilson, Legislative Secretary**

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31 11 day of May, 2009.
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ACTION: FILING INITIATIVE NO. IN-02-08, "COMPENSATION REGULATION OF LEGISLATIVE COUNCIL MEMBERS ORDINANCE" ANALYSIS AND ARGUMENTS

MOVED: COUNCILWOMAN MARY LOPEZ

SECOND: COUNCILWOMAN MICHELLE ORTEGA

DATE: MAY 11, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (<i>Absent</i>) (Roberta Harvey) (<i>Present</i>)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			X
	2. RAYMOND VICTOR ()	99.60	X			
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA (Louie Lopez)	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			X
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			X
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			X
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			X
SELLS 444.7	1. KIMBERLY LISTO ()	222.35		X		
	2. EVELYN B. JUAN MANUEL ()	222.35		X		
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,089.8	444.7	-0-	[06]

**PASSED VOTES