

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Income and Need Guidelines for Calendar Year 2012 for the General
Welfare Law)**

RESOLUTION NO. 11-533

1 **WHEREAS, by Resolution No. 07-030 the Tohono O'odham Nation adopted the General Welfare**
2 **Law, Tohono O'odham Code Title 22, Chapter 3 - General Welfare to codify the**
3 **application of the general welfare doctrine when distributing general welfare**
4 **assistance to the Nation's members; and**

5 **WHEREAS, the General Welfare Law protects eligible recipients of certain financial assistance**
6 **programs of the Nation or the districts, who qualify under tribal income and need**
7 **guidelines, from individual federal income taxation on the funds received; and**

8 **WHEREAS, Section 3401 of the General Welfare Law requires the Nation's Department of Health**
9 **and Human Services (the "Department") to propose, and the Legislative Council to**
10 **enact, tribal income and need guidelines for the purpose of determining which**
11 **beneficiaries qualify for tax-free benefits from financial distribution programs; and**

12 **WHEREAS, the Department has prepared an Application for Assistance form for use by the**
13 **Nation's departments and by the districts to guide in determining which individuals**
14 **qualify for favorable tax treatment; and**

15 **WHEREAS, the Department has proposed the attached Income and Need Guidelines, which are**
16 **based on the median household income of families in Arizona in 2009 as reported by**
17 **the U.S. Census Bureau; and**

18 **WHEREAS, the Income and Need Guidelines have been reviewed by the Budget and Finance**
19 **Committee, which recommends approval by the Legislative Council.**

20 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
21 **Income and Need Guidelines substantially in the form attached hereto, for the period**
22 **from January 1, 2012 to December 31, 2012 for use implementing the General Welfare**
23 **Law by programs of the Nation and the districts.**

24 **BE IT FINALLY RESOLVED that the Application for Assistance form and the Income and Need**
25 **Guidelines will apply to the general welfare assistance programs of the Nation and the**
26 **districts beginning on January 1, 2012.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16th Day of NOVEMBER, 2011 at a meeting at which a quorum was present with a vote of 1,755.70 FOR; 1,024.90 AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(1) and (d)(2) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

29 day of November, 2011

ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

29 day of November, 2011

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 29 day of November, 2011 at 4:04 o'clock, P.M., pursuant to the provisions of Section 4 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

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

APPROVED

on the 29 day of November, 2011

DISAPPROVED

at 4:11 o'clock, P.M.

Ned Norris, Jr.

NED NORRIS, JR., CHAIRMAN

TOHONO O'ODHAM NATION

RESOLUTION NO. 11-533

(Approving Income and Need Guidelines for Calendar Year 2012 for the General Welfare Law)

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1 Returned to the Legislative Secretary on the 30 day of

2
3 November, 2011, at 10:48 o'clock, a.M.

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5 Evonne Wilson
6 **Evonne Wilson, Legislative Secretary**

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ACTION: APPROVING INCOME AND NEED GUIDELINES FOR CALENDAR YEAR 2012 FOR THE GENERAL WELFARE LAW

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILMAN ARTHUR WILSON

DATE: NOVEMBER 16, 2011

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 342.0	1. FRANCES MIGUEL (Roberta Harvey)	171.0	X			
	2. FRANCES G. ANTONE (Absent) (Vernon Smith)(Present)	171.0	X			
CHUKUT KUK 302.2	1. ETHEL GARCIA (Sara Mae Williams)	151.10	X			
	2. BILLMAN LOPEZ ()	151.10	X			
GU ACHI 244.9	1. TIMOTHY L. JOAQUIN (Rose Johnson Antone)	122.45	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	122.45	X			
GU VO 226.7	1. GRACE MANUEL (Floyd Flores)	113.35		X		X
	2. PAMELA ANGHILL (Angela Ortiz)	113.35		X		
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			
	2. SANDRA ORTEGA ()	93.15	X			X
PISINEMO 200.7	1. CHESTER ANTONE ()	100.35		X		
	2. EDWARD MANUEL (Gerald Fayuant)	100.35		X		
SAN LUCY 204.6	1. LORRAINE EILER ()	102.30	X			
	2. JANA MONTANA (Gloria Ramirez)	102.30	X			
SAN XAVIER 215.8	1. HILARION CAMPUS ()	107.90		X		X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	107.90		X		
SCHUK TOAK 169.8	1. FRANCES B. CONDE ()	84.90		X		
	2. FREDERICK JOSE (Phyllis Cachora)	84.90		X		
SELLS 475.7	1. ARTHUR WILSON (Kimberly Mull)	237.85	X			
	2. EVELYN B. JUAN MANUEL ()	237.85	X			
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95		X		X
	2. MARY LOPEZ ()	105.95		X		
TOTAL		2,780.60	1,755.70	1,024.90	-0-	[04]