

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Objecting to the Indian Health Service FY 2011 Active Indian User Population Estimates)

RESOLUTION NO. 11-590

1 **WHEREAS, the Legislative Council is vested with the authority to “consult with the Congress of the**
2 **United States and appropriate federal agencies regarding federal activities that affect**
3 **the Tohono O’odham Nation. . .” and “to promote, protect and provide for public**
4 **health, peace, morals, education and general welfare of the Tohono O’odham Nation**
5 **and its members. . .” (Constitution, Article VI, Section 1(j) and Section 1(c)(2)); and**

6 **WHEREAS, in a December 1, 2011 letter to all Area Directors, the Indian Health Services (“IHS”)**
7 **Director of the Division of Program Statistics notified all IHS Areas that the FY 2011**
8 **Active Indian User Population estimates will be used as the final FY 2011 User**
9 **Population estimate for each service unit and required Area Directors to respond by**
10 **December 14, 2011 if any tribe objects to the user population estimates; and**

11 **WHEREAS, the FY 2011 Active Indian User estimates and final FY 2011 User Population estimate**
12 **affect the funding and resources available for health care services to the Nation’s**
13 **members; and**

14 **WHEREAS, based upon significant concerns with the accuracy of data collection and faced with**
15 **a short timeframe to analyze the FY 2011 Active Indian User Population estimates, the**
16 **Legislative Health and Human Services Committee in consultation with the Nation’s**
17 **Department of Health and Human Services recommends objecting to the FY 2011**
18 **Active Indian User Population estimates.**

19 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O’odham Legislative Council that it hereby**
20 **objects to the FY 2011 Active Indian User Population estimates provided by the IHS to**
21 **provide the Nation with a meaningful opportunity for government-to-government**
22 **consultation on this issue.**

23 **BE IT FINALLY RESOLVED by the Tohono O’odham Legislative Council that the Nation’s**
24 **Chairperson or official designee is authorized and directed to communicate the**
25 **Nation’s position to Dr. Yvette Roubideaux and the IHS Tucson Area Office.**

26 **The foregoing Resolution was passed by the Tohono O’odham Legislative Council on the 07TH Day**
27 **of DECEMBER, 2011 at a meeting at which a quorum was present with a vote of 2,780.60 FOR; -0-**
28 **AGAINST; [01] NOT VOTING; and [-0-] ABSENT, pursuant to the powers vested in the Council by**
29 **Section 1 (j) and 1(c)(2) of Article VI of the Constitution of the Tohono O’odham Nation, adopted by**
30 **the Tohono O’odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
31 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
32 **18, 1934 (48 Stat. 984).**


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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

8 day of December, 2011

ATTEST:

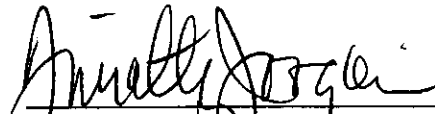


Evonne Wilson, Legislative Secretary

8 day of December, 2011

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 8 day of December, 2011 at 4:49 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



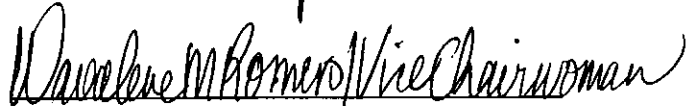
Timothy Joaquin, Legislative Chairman

APPROVED

on the 8 day of December, 2011

DISAPPROVED

at 4:51 o'clock, p.M.



NED NORRIS, JR., CHAIRMAN

TOHONO O'ODHAM NATION

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(Objecting to the Indian Health Service FY 2011 Active Indian User Population Estimates)

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1 Returned to the Legislative Secretary on the 8 day of

2
3 November, 2011, at 4:55 o'clock, p.M.

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

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ACTION: OBJECTING TO THE INDIAN HEALTH SERVICE FY 2011 ACTIVE INDIAN USER POPULATION ESTIMATES

MOVED: COUNCILWOMAN FRANCES G. ANTONE

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: DECEMBER 07, 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 (Vernon Smith)	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			
	2. PAMELA ANGHILL ()	113.35	X			
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			
	2. SANDRA ORTEGA ()	93.15	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		X	
	2. JANA MONTANA (Gloria Ramirez)	102.30	X			
SAN XAVIER 215.8	1. HILARION CAMPUS ()	107.90	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 (<i>Absent</i>) (Kimberly Mull) (<i>Present</i>)	237.85	X			
	2. EVELYN B. JUAN MANUEL ()	237.85	X			
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95	X			
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	2,780.60	-0-	[01]	[-0-]