

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Adopting Amendments to Transaction Privilege Tax, 22 Tohono O'odham Code Chapter 2)

RESOLUTION NO. 18-166

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the authority to enact laws "to promote, protect and provide for public health,
3 peace, morals, education and general welfare of the Tohono O'odham Nation and
4 its members" and to "to levy duties, fees, taxes and assessments on any person,
5 corporation or association residing or doing business within the Tohono
6 O'odham Nation; and for such purposes to establish assessment, tax, fee or duty
7 districts or zones" (Constitution, Article VI, Section 1(c)(2) and 1(d)(4)); and

8 **WHEREAS,** by Ordinance No. 3-81, the Legislative Council enacted the Transaction Privilege
9 Tax Ordinance, which levies a tax on the gross proceeds of sales or gross income
10 from purchases made on the Tohono O'odham Nation; and

11 **WHEREAS,** the Nation will be best served to amend the Transaction Privilege Tax, 22 Tohono
12 O'odham Code Chapter 2, to make exempt from the taxes imposed by this
13 ordinance the gross proceeds of sales or gross income from purchases made by
14 the Tohono O'odham Nation government and its district governments as
15 provided in the amended Transaction Privilege Tax, 22 Tohono O'odham Code
16 Chapter 2, as dated May 2018 and which is incorporated by this reference; and

17 **WHEREAS,** the Budget and Finance and Commerce Committees have reviewed the
18 amendments to the Transaction Privilege Tax, 22 Tohono O'odham Code Chapter
19 2, and recommend their approval.

20 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council adopts
21 amendments to the Transaction Privilege Tax, 22 Tohono O'odham Code Chapter
22 2, as dated May 2018, upon the effective date of this resolution.

23 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17TH
24 day of MAY, 2018 at a meeting at which a quorum was present with a vote of 2,827.7 FOR; -0-
25 AGAINST; [01] NOT VOTING; and 256.9[07] ABSENT, pursuant to the powers vested in the Council
26 by Article VI, Section 1(c)(2) and 1(d)(4) of the Constitution of the Tohono O'odham Nation,
27 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy
28 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the
29 Act of June 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman

21 day of May, 2018

RESOLUTION NO. 18-166

(Adopting Amendments to Transaction Privilege Tax, 22 Tohono O'odham Code Chapter 2)

Page 2 of 3

1 ATTEST:

2 *Evonne Wilson*

3
4 Evonne Wilson, Legislative Secretary

5
6 21 day of May, 2018

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8 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
9 O'odham Nation on the 21 day of May, 2018 at 4:15 o'clock, P.m.,
10 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
11 effective upon his approval or upon his failure to either approve or disapprove it within 48
12 hours of submittal.

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14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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16 *Timothy Joaquin* for
17 Timothy Joaquin, Legislative Chairman
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23 APPROVED

on the 22 day of May, 2018

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25 DISAPPROVED

at 12:33 o'clock, P.m.

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27 *Edward D. Manuel*
28 EDWARD D. MANUEL, CHAIRMAN
29 TOHONO O'ODHAM NATION
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35 Returned to the Legislative Secretary on the 22 day of

36 May, 2018, at 3:15 o'clock, P.m.

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38 *Evonne Wilson*
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40 Evonne Wilson, Legislative Secretary
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ACTION: ADOPTING AMENDMENTS TO TRANSACTION PRIVILEGE TAX, 22 TOHONO O'ODHAM CODE CHAPTER 2

Moved: COUNCILMAN DANIEL L.A. PRESTON III

SECOND: COUNCILWOMAN JANICE FELIX

DATE: MAY 17, 2018

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 235.8	1. MARY LOPEZ () 2. LUCINDA ALLEN (Yolonda Garcia)	117.9 117.9	X X			X
SELLS 527.2	1. ARTHUR WILSON (Evelyn Juan Manuel) 2. ADRIANNE TILLER (Idaleen Reyes)	263.6 263.6	X X			
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue) 2. QUINTIN C. LOPEZ (Agnes V. Joaquin)	92.85 92.85	X X			X
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III (Felicia Nunez) 2. JANICE FELIX ()	116.15 116.15	X X			
SAN LUCY 231.1	1. JANA MONTANA (Diana Manuel) 2. GLORIA RAMIREZ (Lorraine Eiler)	115.55 115.55	X X		X	
PISINEMO 225.9	1. CHESTER ANTONE (<i>Absent</i>) (Caroline D. Garcia) (<i>Present</i>) 2. MONICA K. MORGAN ()	112.95 112.95	X X			X
HICKIWAN 209.0	1. LOUIS R. LOPEZ (Shirley Molina) 2. SANDRA D. ORTEGA ()	104.5 104.5	X X			X
GU VO 256.9	1. GRACE MANUEL () 2. DALLAS LEWIS (Nacho Flores)	128.45 128.45	X X			X X
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson) 2. LORETTA LEWIS (Victoria Hobbs)	135.45 135.45	X X			X
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Antone) 2. VIVIAN JUAN-SAUNDERS (<i>Absent</i>) (Juanita Homer) (<i>Present</i>)	168.85 168.85	X X			
BABOQUIVARI 372.1	1. FRANCES MIGUEL (Roberta E. Harvey) 2. LEANDER MASE (Francine Schooling)	186.05 186.05	X X			
TOTAL		3,084.6	2,827.7	-0-	[01]	256.9 [07]