

RESERVED
2-1-82

STATE OF MONTANA

Executive Order No. 5-79

Office of the Governor

Executive Order implementing a Montana State Aviation Pool and transferring certain aircraft, personnel, and aircraft hangars to the Department of Community Affairs.

I, THOMAS L. JUDGE, in accordance with the powers vested in me as Governor by the laws and constitution of the State of Montana, and in particular recognition of the authority granted to the Department of Community Affairs by Section 62-2-201, Montana Codes Annotated, hereby direct all executive agencies of the State of Montana to immediately comply with any of the following particulars which require their action:

1. All agency personnel classified as "pilots", except as hereinafter exempted, are transferred to the Department of Community Affairs/Aeronautics Division (DCA).

2. All pilots to be transferred shall comply with all DCA aeronautical policies and directions regarding pilot qualifications, flight operations and procedures, and scheduling of flights.

3. The game warden pilots of the Department of Fish and Game are exempted from the assignment to DCA, as are the pilots employed by the Department of Highways, Livestock, and Natural Resources and Conservation. The Department of Highway's pilot shall remain so assigned for so long as that Department has an aircraft under its control.

4. All flights of state-owned, leased, or chartered aircraft, the purpose of which is the transportation of state personnel shall be assigned aircraft and pilots by DCA, which shall consider cost effectiveness in making such assignments.

5. The Cessna 180's now owned, one each, by the Department of Natural Resources and Conservation and Fish and Game are transferred to the operational control of DCA immediately. Ownership of these two aircraft shall also be transferred to DCA upon the repayment of any earmarked revenues used in their

5912 185
Book M Pages 263 v

purchase unless earmarked revenues exceed the current market value of the aircraft. In that event, current market value shall be repaid.

6. The Department of Highways presently has ownership of an aircraft identified as an "Aero Commander". This aircraft shall be retained by the Department of Highways until the useful life cycle expires at which time it shall be disposed of and DCA shall then provide for all the aeronautical requirements of the Department of Highways.

7. All aircraft owned by state agencies and not mentioned in either Number 5 or 6 above are deemed to be special use aircraft and shall remain as presently allocated.

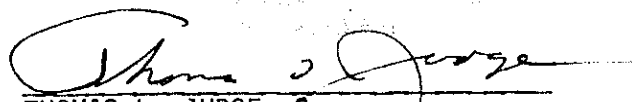
8. No agency other than DCA shall purchase, lease, charter or otherwise acquire any aircraft unless such aircraft's purpose is unrelated to the transportation of state personnel.

9. The operational control of all state-owned hangars is transferred to DCA. Ownership of these hangars shall also be transferred to DCA upon the repayment of any earmarked revenue used in their purchase.


10. DCA, in cooperation with other agencies of state government shall study the transportation needs of Montana's state government and present its findings to the Office of Budget and Program Planning on or before July 1, 1980.

11. Memoranda of Understanding shall be executed by DCA and the agencies which transfer aircraft or aeronautical equipment or facilities which were purchased with earmarked revenues. The Memoranda will ensure the non-diversion of earmarked revenue.

Given under my hand and the GREAT SEAL of the State of Montana this 23rd day of MAR, in the year of our LORD, One Thousand Nine Hundred and Seventy-Nine.


THOMAS L. JUDGE, Governor

ATTEST:


FRANK MURRAY, Secretary of State

MONTANA
STATE LAW LIBRARY