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State of Montana
Office of the Governor

STATE LAW LIBRARY
MAY 25 1993
OF MONTANA



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Executive Order No. 5-93

EXECUTIVE ORDER CONTINUING THE LEGAL SERVICES REVIEW PANEL

WHEREAS, within the Executive Branch of state government, agencies utilize the services of private legal counsel on occasion; and

WHEREAS, in 1978 and again in 1981, Executive Orders were issued directing the Executive Branch to review the use of private legal counsel; and

WHEREAS, it is an objective of this administration to make the most effective use of state resources and funding; and

WHEREAS, the Legislature has directed, through House Joint Resolution 25 (1993), that the Attorney General and the Governor study the coordination of legal services in state government.

NOW, THEREFORE, I, MARC RACICOT, Governor of the State of Montana, by virtue of the authority vested in me pursuant to the Constitution and the laws of the State of Montana, do hereby re-authorize the operation of the Legal Services Review

1 Committee.

2 I. PURPOSE:

3 The purpose of the Legal Services Review Committee is to:

- 4 a. review all requests of state agencies to engage
5 private legal counsel;
6 b. provide prior written approval for all state agency
7 contracts to engage private legal counsel; and
8 c. evaluate and advise the Governor of the use of
9 private legal counsel by state agencies.

10 II. COMPOSITION:

11 The Legal Services Review Committee is made up of the
12 Director of the Office of Budget and Program Planning or a
13 designated representative; the Attorney General or a
14 designated representative; and the legal counsel to the
15 Governor.

16 III. AUTHORITY AND PROCEDURE:

17 The Legal Services Review Committee is vested with the
18 sole and final authority over the use of private legal counsel
19 by executive branch agencies which are directly accountable to
20 the Governor. The Legal Services Review Committee shall
21 establish by issuance of a management memorandum:

- 22 a. the forms for submission of requests for private
23 legal counsel by the agencies;
24 b. the procedures for processing state agency requests
25 for private legal counsel;
26 c. the standards for granting or denying state agency
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requests for private legal counsel; and
d. the standards and procedures for monitoring private
legal counsel contracts.

IV. TERMINATION OF PRIOR EXECUTIVE ORDERS:

Any prior Executive Orders relating to the Legal Services
Review Committee are hereby superseded by the provisions of
this Order.

V. DATE OF EFFECT:

This Order shall take effect for all new contracts and
contracts of renewal of legal services on June 1, 1993.

GIVEN under my hand and the
GREAT SEAL of the State of
Montana, this 18th day of
May in the
year of our LORD, One Thousand,
Nine Hundred and Ninety-Three.



MARC RACICOT, Governor

ATTEST:



MIKE COONEY, Secretary of State