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**State of Montana**  
**Office of the Governor**



STATE LAW LIBRARY  
JUL 5 1994  
OF MONTANA

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**Executive Order No. 11-94**

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EXECUTIVE ORDER ESTABLISHING THE  
RISK MANAGEMENT ADVISORY COMMITTEE

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WHEREAS, The Department of Administration, pursuant to Section 2-9-101, MCA, is charged with the acquisition and administration of all insurance purchased for the protection of the state; and

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WHEREAS, the Department of Administration shall, after consultation with the departments, agencies, commissions, and other instrumentalities of the state ("state participants") provide a comprehensive insurance plan for the state; and

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WHEREAS, all offices, departments, agencies, authorities, commissions, boards, institutions, hospitals, colleges, universities, and other state participants are statutorily required to comply with the insurance plan developed by the Department of Administration pursuant to Section 2-9-201, MCA; and

WHEREAS, risk management is an essential component in the formation of a comprehensive state insurance plan; and

1           WHEREAS, a systematic and organized approach to managing  
2 risks through effective loss prevention, cost effective risk  
3 management techniques, and insurance coverage will reduce the  
4 conditions and practices which cause insurable losses; and

5           WHEREAS, the protection of Montana's physical and human  
6 resources is of vital interest to our citizens and to our well  
7 being as a state.

8           NOW, THEREFORE, I, MARC RACICOT, by virtue of the  
9 authority vested in me as Governor by the Constitution and  
10 laws of the State of Montana and Section 2-15-122, MCA, do  
11 hereby establish the Risk Management Advisory Committee.

12 I.    PURPOSE:

13       The purpose of the Committee shall be as follows:

14       1.    Make recommendations to the Governor, other elected  
15 officials, and department directors on implementation of:

16           a.   a risk management plan within each  
17 instrumentality of state government; and

18           b.   risk awareness activities as an integral part  
19 of operating procedures.

20       2.    Serve in an advisory capacity to resolve problems  
21 which may arise with insurance coverage or risk  
22 management concerns involving protection of state assets  
23 and resources.

24       3.    Disseminate and collect insurance and risk  
25 management information from state agencies to maintain  
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1 and preserve the insurability and viability of state  
2 assets.

3 4. Review alternatives and make recommendations for  
4 adoption of risk management policies and, when necessary,  
5 recommend administrative or legislative action.

6 I further direct the Department of Administration, in  
7 accordance with general policy direction established by the  
8 Division of Risk Management and Tort Defense, and in  
9 cooperation with other instrumentalities of state government,  
10 to develop and annually update and present to the Governor a  
11 recommended risk management plan.

12 The plan shall provide for the effective and efficient  
13 allocation of insurance and risk management resources and  
14 shall address the need for collecting, summarizing, and  
15 disseminating insurance, risk management, claims, and loss  
16 prevention information.

17 II. COMPOSITION:

18 The Risk Management Advisory Committee shall be composed  
19 of one representative from each of the following areas of  
20 state government:

- 21 1) Department of Administration
- 22 2) Department of Agriculture
- 23 3) Department of Commerce
- 24 4) Department of Family Services
- 25 5) Department of Fish, Wildlife & Parks
- 26 6) Department of Health & Environmental Sciences

- 1 7) Department of Transportation
- 2 8) Department of Corrections & Human Services
- 3 9) Department of Justice
- 4 10) Department of Labor & Industry
- 5 11) Department of Livestock
- 6 12) Department of Military Affairs
- 7 13) Department of Natural Resources & Conservation
- 8 14) Public Service Commission
- 9 15) Department of Revenue
- 10 16) Department of Social & Rehabilitative Services
- 11 17) Department of State Lands
- 12 18) Commissioner of Higher Education
- 13 19) Office of Public Instruction
- 14 20) Office of Secretary of State
- 15 21) Legislative Council
- 16 22) Montana Judiciary
- 17 23) State Fund

18 The Director of the Department of Administration, or  
19 his/her designee, shall serve as chairperson and shall  
20 represent the Governor's Office. The full committee shall  
21 convene at least annually. Subcommittees consisting of  
22 uniform or similar risk management issues shall convene from  
23 time to time as requested by the chairperson.

24 The names and addresses of members who shall serve at the  
25 pleasure of the Governor are submitted by separate letter to  
26 the Department of Administration and the Secretary of State.

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III. DURATION:

This Advisory Council shall exist for two years from the effective date of this order unless extended or terminated by subsequent Executive Order.

This Order is effective immediately.

Given under my hand and the GREAT SEAL of the State of Montana, this 22<sup>nd</sup> day of June, 1994.

Marc Racicot  
MARC RACICOT, Governor

ATTEST:  
Mike Cooney  
MIKE COONEY, Secretary of State