

State of Montana
Office of the Governor



Executive Order No. 15-93

EXECUTIVE ORDER DESIGNATING THE FRAUD UNIT
BENEFITS DEPARTMENT AND UNDERWRITING DEPARTMENT
OF THE STATE COMPENSATION INSURANCE FUND
AS A CRIMINAL JUSTICE AGENCY

WHEREAS, the State Fund Fraud Group of the State Compensation Insurance Fund performs as its principal function the administration of criminal justice relating to the Workers' Compensation and Occupational Disease Acts administered by the State Compensation Insurance Fund; and

WHEREAS, Title 44, chapter 5, MCA, provides for the exchange of criminal justice information to agencies designated as criminal justice information agencies; and

WHEREAS, section 44-5-103(7)(b), MCA, defines "criminal justice agency" to include a state agency designated by a Governor's Executive Order to perform as its principal function the administration of criminal justice.

1 NOW, THEREFORE, I, MARC RACICOT, Governor of the State of
2 Montana, by virtue of the authority vested in me by
3 Constitution and the laws of the State of Montana, do hereby
4 direct the following:
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6 1. That the State Fund Fraud Group of the State
7 Compensation Insurance Fund (to include the Fraud Unit,
8 Benefits Department and Underwriting Department) is designated
9 to perform as its principal function the administration of
10 criminal justice relating to the Workers' Compensation and
11 Occupational Disease Acts administered by the State
12 Compensation Insurance Fund;
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14 2. That, as such, the State Fund Fraud Group may
15 operate as a "criminal justice agency" as that phrase is
16 defined in section 44-5-103(7)(b), MCA;
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18 3. That the State Fund Fraud Group, in fulfilling its
19 functions as a criminal justice agency, will establish
20 protocols within the State Compensation Insurance Fund for the
21 dissemination of criminal justice information so as to protect
22 the confidentiality of criminal justice information and, prior
23 to the use or dissemination of criminal justice information,
24 will provide communication with the Montana Department of
25 Justice, Criminal Investigation Bureau, and/or the prosecutor
26 in charge of the related criminal action.
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1 This Order is effective immediately.
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5 GIVEN under my hand and the
6 GREAT SEAL of the State of
7 Montana, this 20th day of
8 October in the
9 year of our LORD, One Thousand,
10 Nine Hundred and Ninety-Three.

11 Marc Racicot
12 MARC RACICOT, Governor

13 ATTEST:

14 Mike Cooney
15 MIKE COONEY, Secretary of State
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