

**STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS**

EXECUTIVE ORDER: 01-14 (AMENDED)

FOR: VERNON ALLAN BEATY

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETING:

WHEREAS, VERNON ALLAN BEATY was convicted in the Kosciusko Superior Court on July 6, 1983 for the crime of Theft and received a sentence of two years. Petitioner was also convicted in the Elkhart County Court on August 10, 1983 for the crime of Theft, and received a sentence of 2 years, suspended with the exception of 30 days; and

WHEREAS, the petitioner in this case has been crime free for over 17 years; and

WHEREAS, the petitioner has earned the confidence and support from his peers in the community; and

WHEREAS, the petitioner has several letters of recommendation to grant a pardon; and

WHEREAS, the Parole Board, after careful investigation and examination of all the facts in the case, recommend that this pardon be granted.

NOW, THEREFORE, I, Frank O'Bannon, Governor of the State of Indiana, by virtue of the power vested in me by the Constitution and the laws of said State, hereby issue a pardon to VERNON ALLAN BEATY. (This Executive Order supersedes the Executive Order 99-17 dated July 1, 1999.)

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana at the Capitol, in the City of Indianapolis, this 13th day of September 2001.

BY THE GOVERNOR: Frank O'Bannon
Governor of Indiana

SEAL

ATTEST: Sue Anne Gilroy
Secretary of State

**STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS**

EXECUTIVE ORDER: 01-15

FOR: ESTABLISHING THE INDIANA COUNTERTERRORISM COUNCIL

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS;

WHEREAS, terrorism has become an increasing threat to state and local governments and the citizens of Indiana;

WHEREAS, coordination of counter-terrorism strategies will assist Indiana officials and agencies in their efforts to prevent, identify, and respond to acts of terrorism in Indiana;

WHEREAS, continuous assessment of potential terrorist activity is a necessary component of a sound counter-terrorism plan;

WHEREAS, there is a need to have a conduit for information and intelligence about suspected terrorist and potential terrorist activity available to state, local, and federal agencies;

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NOW, THEREFORE, I, Frank O'Bannon, Governor of the State of Indiana pursuant to the powers vested in me by the Constitution and laws of this State, do hereby order the following.

There is hereby established the Indiana Counter-Terrorism Council.

The members of the Council shall include:

- (1) The Lieutenant Governor of Indiana
- (2) The Speaker of the House of Representatives;
- (3) The President Pro Tempore of the Senate;
- (4) The Superintendent of the State Police
- (5) The Adjutant General of Indiana
- (6) The Director of the State Emergency Management Agency;
- (7) The State Fire Marshal;
- (8) The Commissioner of the Department of Health;
- (9) A member of the Integrated Law Enforcement Council, designated by the chairman of that Council;
- (10) The Special Agent in Charge of the Federal Bureau of Investigation in Indiana;
- (11) The Assistant Commissioner of Agriculture;
- (12) The Chairman of the Utility Regulatory Commission
- (13) The Commissioner of the Department of Transportation; and
- (14) The Executive Director of the Criminal Justice Institute.

The Lieutenant Governor shall serve as chairman of the Council and shall report directly to the Governor.

The staff for the Council shall consist of the Executive Director appointed by the Governor, and such other staff as the Director deems appropriate, subject to the approval of the Governor.

The Council shall develop a strategy to enhance Indiana's capacity to prevent and respond to terrorism.

The Council shall report periodically to the Governor its findings and recommendations

The Executive Director shall serve as the central coordinator for counter-terrorism issues and Indiana's point-of-contact for the Office of Domestic Preparedness in the Department of Justice and the Office of Homeland Security.

All state agencies, departments, commissions, bureaus, institutions, and other authorities shall cooperate to the fullest extent possible with the Council in order to assist the Council and the Executive Director in implementing this Executive Order.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 11th day of October, 2001.

BY THE GOVERNOR:

Frank O'Bannon
Governor of the State of Indiana

SEAL

ATTEST: Sue Anne Gilroy
Secretary of State

STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS

EXECUTIVE ORDER: 01-16

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETINGS:

FOR: THE HOOSIERS HELPING HOOSIERS FOOD DRIVE

Executive Orders

WHEREAS, given the recent economic downturn, there are people who go hungry even with the efforts of religious and social service organizations; and

WHEREAS, in the spirit of hospitality, Hoosiers have a tradition of extending a helping hand to those in need; and

WHEREAS, state offices should assist those in need by facilitating the collection of nonperishable food staples;

NOW THEREFORE, I, Frank O'Bannon, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby order that:

1. State offices shall designate space to accept private donations of food and staples from state employees.
2. The food drive shall begin November 26, 2001 and conclude December 31, 2001.
3. Contributions received are to be retained and distributed in the local communities where donated.
4. With the approval of the employing agency, a state employee may volunteer to use the Community Service Leave program to assist with this food drive.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 20th day of November 2001.

BY THE GOVERNOR: Frank O'Bannon
Governor of Indiana

SEAL

ATTEST: Sue Anne Gilroy
Secretary of State

STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS

EXECUTIVE ORDER: 01-17

FOR: ESTABLISHING THE OFFICE OF PUBLIC FINANCE

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETINGS.

WHEREAS, the State of Indiana's credit upgrades to shadow ratings of Aa1 and AA+ by Moody's and Standard & Poor's, respectively, have saved the State of Indiana and local school corporations which rely on the state's shadow rating over \$35 million since December of 1997;

WHEREAS, the State has recognized these significant cost savings by demonstrating conservative fiscal management, low debt levels and a commitment to creating a more diverse state economy;

WHEREAS, it is desirable to communicate to investors, underwriters, and credit analysts the State's debt management policies and financial plans so that these market participants understand the State's management and control of debt issuance policies and practices;

WHEREAS, Indiana has numerous quasi-public entities which issue debt on behalf of the State, but as off-budget agencies have no relationship with the State Budget Agency;

WHEREAS, coordination among such agencies is currently the responsibility of the Public Finance Director, an Executive Assistant to the Governor; and

WHEREAS, to facilitate coordination in debt capacity planning and oversight in the current challenging economic times, there is a need to create the Office of Public Finance.

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NOW, THEREFORE, I, Frank O'Bannon, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby order that:

1. The Office of Public Finance is hereby established (hereafter, the "Office").
2. The Office shall be administered by the Public Finance Director, who shall be appointed by, and serve at the pleasure of, the Governor.
3. The Public Finance Director and any employees of the Public Finance Office shall be employed by and housed within either the Indiana Development Finance Authority or the Indiana Transportation Finance Authority.
4. The Public Finance Director shall have the authority to create and administer an annual budget, funded by pro rata contributions from agencies and programs which directly benefit from the Office's activities. (Such agencies and programs include, but are not limited to, the Indiana Development Finance Authority, the Indiana Transportation Finance Authority, the Recreational Development Commission, the Indiana State Office Building Commission, and the State Revolving Fund.) Proceeds from individual bond transactions, when legally available and appropriate, may also be used to fund the Office's budget.
5. The Public Finance Director shall have the authority to hire staff as necessary with the prior approval of the Governor.
6. The Public Finance Director shall oversee and coordinate the bonding and debt management activities of all quasi-state agencies and programs which issue debt on behalf of the state or invest public funds for retirement benefit purposes. These agencies and programs include, but are not limited to:
 - *Indiana Transportation Finance Authority
 - *Indiana State Office Building Commission
 - *Indiana Recreational Development Commission
 - *Indiana State Revolving Fund
 - *Indiana State Fair Board
 - *Indiana Public Employees' Retirement Fund
 - *Indiana Teachers' Retirement Fund
7. The Public Finance Director shall coordinate the bonding activities of those quasi-state agencies that are connected to the State but typically issue only conduit debt. These agencies include, but are not limited to:
 - *Indiana Development Finance Authority
 - *Indiana Housing Finance Authority
 - *Indiana Educational Facilities Authority
 - *Indiana Health Facilities Financing Authority
 - *Indiana Secondary Market for Education Loans
8. The Public Finance Director's additional responsibilities are as follows:
 - * Serve as Executive Assistant to the Governor on public finance, debt management and pension investment issues.
 - * Hire bond, other project-related counsel and such other professionals as are necessary with the approval of the Governor's General Counsel and the State Budget Director, after an RFQ process that provides a fair, open and competitive process for any qualified firm to compete for the state's business.
 - * Monitor or oversee (where appropriate) all bond issues, which require either (1) state appropriations, or (2) the state's moral obligation.
 - * In cooperation with the State Budget Director, create and maintain a five-year debt management and debt capacity plan for the state, updating it every two years for presentation to the Governor.
 - * Work closely with the State Treasurer and quasi-state agencies headed by the Treasurer to coordinate debt issuance activities, including but not limited to the Indiana Bond Bank and the Indiana Board for Depositories.
 - * Work closely with the Indiana Commission for Higher Education to ensure that all debt issuance and planned debt issuance for state-supported universities are incorporated into the five-year debt capacity plan and debt database.
 - * Prepare and conduct visits with the rating agencies for or on behalf of the Governor.
 - * Participate in Investment Committee meetings for the Indiana Public Employees' Retirement Fund and the Teachers Retirement Fund.
 - * At the Governor's request, chair the Indiana Transportation Finance Authority and the Board for Depositories and sit as the Governor's representative on other finance-related boards as requested.
 - * Provide recommendations on qualified candidates for board memberships on the various finance-related entities.
 - * Compile and continually update, in cooperation with the State Budget Agency, a statewide debt database
 - * Coordinate and provide current and continuing disclosure to fulfill all disclosure obligations on state-supported debt.

Prior to December 31 of each year preceding the biennial budget session of the Indiana General Assembly, the Public Finance Director shall provide the Governor and State Budget Director with an annual debt management and debt capacity plan. In the plan,

the Public Finance Director shall update the five year plan and shall also make recommendations to the Governor regarding coordination among the various financing entities. The Public Finance Director's biennial plan shall include any recommended legislative changes necessary to better coordinate the debt-issuing activities of such agencies.

All Executive Branch agencies, quasi-agencies and institutions of the State of Indiana shall cooperate and provide assistance to the Public Finance Director in implementing this Executive Order to the fullest extent allowed by law.

IN TESTIMONY WHEREOF, I, Frank O'Bannon, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 3rd day of December, 2001.

BY THE GOVERNOR: Frank O'Bannon
Governor of Indiana

SEAL

ATTEST: Sue Anne Gilroy
Secretary of State

**STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS**

EXECUTIVE ORDER: 01-18

FOR: POSTPONEMENT OF THE DATE OF EXPIRATION OF RULES UNTIL ONE YEAR AFTER DATE SPECIFIED IN IC 4-22-2.5.

TO ALL TO WHOM THESE PRESENTS MAY COME, GREETINGS:

WHEREAS, IC 4-22-2.5-2 provides that an administrative rule adopted under IC 4-22-2 expires January 1 of the seventh year after the year in which the rule takes effect unless the rule has an earlier expiration date; and

WHEREAS, IC 4-22-2.5-2 further provides that an administrative rule that was adopted under IC 4-22-2, is in force on December 31, 1995, and is not amended by a rule that takes effect after December 31, 1995 and before January 1, 2002, expires not later than January 1, 2002; and

WHEREAS, IC 4-22-2.5-5 provides that if a rule is not readopted before the expiration date of the rule and the governor finds that the failure to readopt a rule causes an emergency to occur, the governor may by executive order issued before the rule's expiration date, postpone the expiration date of the rule until a date that is one (1) year after the date specified in IC 4-22-2.5-2,

NOW, THEREFORE, I, Frank O'Bannon, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby order that:

1. The following rules, as designated by their citations in the Indiana Administrative Code, were submitted for consideration for an extension of one (1) year:
 - a. Title 205 – Public Safety Improvement Areas (Criminal Justice Institute)
 - b. Title 480 – Violent Crime Compensation (Criminal Justice Institute)
 - c. Title 570 - General Provisions (Commission on Proprietary Education)
 - d. Title 440 IAC 1-1.5 Mental Health Regulations (Family and Social Services)
 - e. Title 840 IAC 1-1 Licensure Requirements for Health Facility Administrators (Health Professions Bureau)
 - f. Title 840 IAC 1-2 Continuing Education for Health Facility Administrators (Health Professions Bureau)
 - g. Title 844 IAC 4-3; 4-7-1; 4-7-2; 4-7-3; 4-7-4 Medical Licensing Board - Requirements for taking the special purpose examination for medical licensure. (Health Professions Bureau)
 - h. Title 844 IAC 4-1-1; 4-4.1-1; 4-4.1-2; 4-4.1-3.1; 4-4.1-4.1; IAC 4-4.1-5; 4-4.1-6; 4-4.1-7; 4-4.1-8; 4-4.1-9; 4-4.1-10; 4-4.1-11; 4-5-1; 4-6-2; 4-6-5; 4-6-8; 4-7-5 Medical Licensing Board - General provisions for a license to practice medicine. (Health Professions Bureau)

Executive Orders

- i. Title 844 IAC 4-6-1; 4-6-3; 4-6-4; 4-6-6; 4-6-7; 4-6-9; 4-6-10 Medical Licensing Board - General language on the renewal process and expiration date. (Health Professions Bureau)
 - j. Title 856 IAC 1-7-5; 1-7-6; 1-7-7; 1-28 Board of Pharmacy - Institutional pharmacy policies and procedures (Health Professions Bureau)
 - k. Title 250 General Provisions (Law Enforcement Training Board)
 - l. Title 710 IAC 2 - Supervision of Continuing Care Contracts (Secretary of State - Indiana Securities Division)
 - m. Title 710 IAC 3 - Proceedings arising under the Indiana Business Takeover Statute (Secretary of State – Indiana Securities Division)
 - n. Title 135 – (Indiana Transportation Finance Authority – Indiana Toll Road)
 - o. Title 550 - Teachers Retirement Fund
 - p. Title 260 IAC 1.1-2-3; 1.1-3-1 (State Department of Toxicology)
2. The rules cited in section paragraph 1 of this executive order were not readopted before the expiration date of the rule; and
 3. The failure to readopt the rules cited in section paragraph 1 of this executive order would cause an emergency to occur; and
 4. The expiration dates of the rules cited in section paragraph 1 of this order shall be extended until January 1, 2003.

IN TESTIMONY WHEREOF, I, Frank O'Bannon, have hereto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 21st day of December, 2001.

BY THE GOVERNOR: Frank O'Bannon

Governor of Indiana

SEAL

ATTEST: Sue Anne Gilroy
Secretary of State
