

**EXECUTIVE OFFICE**

**EXECUTIVE ORDERS**

**2003-2006**

**2007-**

**Issued by  
Jim Doyle**

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**EXECUTIVE ORDER 66.** Relating to the Creation of the Governor's Inter-Agency Council on Homelessness.

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Soltau of the United States Marines Who Lost His Life During Operation Iraqi Freedom.

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**EXECUTIVE ORDER 72.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Daniel R. Wyatt of the United States Marine Corps Reserves, Fox Company, 2nd Battalion, 24th Marine Regiment, 4th Marine Division, Who Was Killed During Enemy Action in Iraq.

**EXECUTIVE ORDER 73.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Special Agent John "Jay" Balchunas of the Wisconsin Department of Justice - Division of Criminal Investigation.

**EXECUTIVE ORDER 74.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Corporal Robert P. Warns II of the United States Marine Corps Reserve Who Lost His Life During Operation Iraqi Freedom.

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**EXECUTIVE ORDER 78.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Private First Class Isaiah Robert Hunt of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 79.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Ryan Cantafio of the United States Marine Corps Reserve Who Lost His Life During Operation Iraqi Freedom.

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**EXECUTIVE ORDER 81.** Designation of the National Incident Management System (NIMS) as the Basis for Incident Management in the State of Wisconsin.

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**EXECUTIVE ORDER 84.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff to Honor Tsunami Victims.

**EXECUTIVE ORDER 85.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Staff Sergeant Todd Olson of the Wisconsin Army National Guard Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 86.** Relating to a Special Session of the Legislature.

**EXECUTIVE ORDER 87.** Relating to the Creation of the State Interoperability Executive Council (SIEC).

**EXECUTIVE ORDER 88.** Relating to the Recreation of the Governor's Council on Workforce Investment.

**EXECUTIVE ORDER 89.** Relating to Smoke-Free State Office Buildings.

WHEREAS, smoking and secondhand tobacco smoke kill over 7,300 Wisconsin residents every year; and

WHEREAS, smoking and secondhand smoke account for almost \$1.6 billion in health care costs and over \$1.4 billion in lost productivity costs; and

WHEREAS, smoke-free environments prevent exposure to the thousands of chemicals and 43 known carcinogens present in tobacco smoke; and

WHEREAS, smoke-free environments promote smoke-free living and assure that our communities reflect what we teach our children in school; and

WHEREAS, smoke-free environments support the almost 80 percent of Wisconsin smokers who want to quit; and

WHEREAS, Wis. Stat. s. 101.123 (2) (a) and (4) (a) prohibit smoking in any enclosed, indoor area of a state building, unless a person in charge of his or her agency designates a smoking area, and such designation is not otherwise inconsistent with a directive of a fire marshal, law, ordinance or resolution which prohibits smoking;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this State, do hereby direct cabinet secretaries to declare, in 30 days from the date of this order, that state office buildings under the control of cabinet secretaries be completely smoke-free, thereby repealing any smoking area designation under Wis. Stat. s. 101.123 (4) (a).

History: Signed, February 4, 2005.

**EXECUTIVE ORDER 90.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Travis Wichlacz of the United States Marine Corps Reserve Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 91.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Staff Sergeant Andrew Bossert of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 92.** Relating to the Creation of the Governor's Council on Financial Literacy.

**EXECUTIVE ORDER 93.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff in Remembrance of Pope John Paul II.

**EXECUTIVE ORDER 94.** Relating to the Creation of the Autism Advisory Council.

**EXECUTIVE ORDER 95.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant First Class Donald Eacho of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 96.** Relating to a Special Election for the Town of Monticello.

**EXECUTIVE ORDER 97.** Relating to a Proclamation Declaring a State of Emergency.

**EXECUTIVE ORDER 98.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be

Flown at Half-Staff as a Mark of Respect for Peace Officers Who Have Given Their Lives in the Line of Duty.

**EXECUTIVE ORDER 99.** Relating to Issuance of General Obligation Bonds for the Veterans Home Loan Program and Appointment of Hearing Officer.

**EXECUTIVE ORDER 100.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff on Memorial Day.

**EXECUTIVE ORDER 101.** Relating to the Development and Promotion of Biobased Industry.

WHEREAS, current biobased product and bioenergy technology has the potential to make renewable farm and forest resources major sources of affordable electricity, fuel, chemicals, pharmaceuticals and other materials; and

WHEREAS, technical advances in these areas can create an expanding array of new business and employment opportunities for farmers, forest products companies and other businesses in Wisconsin; and

WHEREAS, these technologies can create new markets for farm and forest byproducts and residuals, new economic opportunities for underused land and new value-added business opportunities; and

WHEREAS, they also have the potential to reduce Wisconsin's dependence on foreign oil, improve air quality, water quality and flood control, decrease erosion and help minimize net production of greenhouse gases; and

WHEREAS, it is the policy of this Administration, to develop a comprehensive state strategy, including research, development and private sector incentives, to stimulate the creation and early adoption of technologies needed to make biobased products and bioenergy cost-competitive in large national and international markets;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the Laws of this State, and specifically by Wis. Stat. Section 14.019, do hereby:

1. Establish the Consortium on Biobased Industry (the "Consortium"); and
2. Direct the Secretaries of Agriculture, Trade and Consumer Protection, Natural Resources and the Administrator of the Department of Administration Division of Energy to consult with the Governor regarding potential members of the consortium; and
3. Provide that the Consortium will include up to 20 members of stakeholders including representatives from the farm, forestry, chemical manufacturing and other businesses, energy companies, electric utilities, environmental organizations, the university research community and other critical sectors; and
4. Provide that members of the Consortium may serve on the Consortium through designees; and
5. Provide that the consortium shall have the following mission:
  - a. Recommend short-term and long-term policy and commercialization strategies for the Governor outlining overall state goals and actions that promote the development and use of biobased products and bioenergy in an environmentally sound manner; and
  - b. Propose how these goals can best be achieved through federal and state programs, integrated planning and regional cooperation; and
  - c. Identify mechanisms that would encourage and support private sector initiatives in biobased product development; and
  - d. Advise on policies at the state and federal level that would support development of biobased products and energy and new and expanding markets to support them; and
6. Provide that these recommendations shall:
  - a. Cover biobased products, including commercial and industrial chemicals, pharmaceuticals, products with

large carbon sequestering capacity and other materials; and

- b. Cover biomass used in the production of energy (electricity, liquid, solid and gaseous fuels and heat); and
  - c. Include a description of priorities for research, development, demonstration and other investments in biobased products and bioenergy; and
  - d. Include a list of current federal research programs and funding to target; and
  - e. Include proposals for using existing agency authorities to encourage the adoption and use of biobased products and bioenergy and recommended legislation for modifying these authorities or creating new authorities if needed; and
7. Require the Consortium to submit a final report on its findings and recommendations to the Governor and that the Consortium shall dissolve when its final report is accepted by the Governor.

**History:** Signed, May 27, 2005.

**EXECUTIVE ORDER 102.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Kyle Hemauer of the Virginia Army National Guard Who Lost His Life During Operation Enduring Freedom.

**EXECUTIVE ORDER 103.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Mark Maida of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 104.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Chief Warrant Officer 2 Joshua Scott of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 105.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Eric Poelman of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 106.** Relating to the Creation of the Governor's Task Force on Waste Materials Recovery and Disposal.

WHEREAS, Wisconsin's citizens, businesses, industries and municipalities depend on the proper management of wastes to protect human health and the environment, ensure continued economic development and to promote the welfare of future generations; and

WHEREAS, Wisconsin's solid waste policy statute acknowledges that "maximum solid waste reduction, reuse, recycling, composting and resource recovery is in the best interest of the state in order to protect public health, to protect the quality of the natural environment and to conserve resources and energy;" and

WHEREAS, failure to maximize the productive use of waste materials represents an inefficient use of society's resources that leads to increased economic and environmental costs affecting all citizens of the state; and

WHEREAS, Wisconsin has a proud tradition as a national leader in the recovery of high-volume industrial byproducts, in the recycling of consumer materials such as paper, aluminum, glass and plastic, in the composting of yard waste and in the development of solid waste management standards; and

WHEREAS, Wisconsin is encountering challenges to improving on its successful recycling and waste management record, including the advent of new waste streams and changes in consumption habits; and

WHEREAS, landfilling of solid wastes as practiced today in Wisconsin and the rest of the nation poses potential burdens for future generations; and

WHEREAS, wise lands use principles require that Wisconsin achieve a reasonable balance between waste generation and disposal requirements and the development of disposal capacity;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the Laws of this State, and specifically by Wis. Stat. Section 14.019, do hereby:

1. Create the Governor's Task Force on Waste Materials Recovery and Disposal ("Task Force"); and
2. Provide that the Task Force shall consist of no more than 20 members appointed by the Governor to serve at the pleasure of the Governor; and
3. Provide that the Governor shall designate one member of the Task Force as chairperson to serve in that capacity at the pleasure of the Governor; and
4. Provide that the Task Force shall have the following mission:
  - a. Study and make recommendations regarding the economics of landfilling and recycling solid wastes, including the full environmental costs and benefits, and the extent to which those costs and benefits are reflected in the prices of landfilling and recycling and the associated fees collected by the state; and
  - b. Review the extent to which materials with economic value are lost to landfilling and recommend ways to maximize the productive use of waste materials, including materials recycling and composting; and
  - c. Study and recommend ways that Wisconsin can minimize the generation of waste materials, including incentives for waste materials reduction and reuse; and
  - d. Study the current management of toxic and nontoxic solid wastes and recommend ways to ensure that these wastes are managed in a manner that minimizes present environmental impacts and potential burdens to future generations; and
  - e. Consider the roles of Wisconsin municipalities, businesses and residents in the use, management and disposal of waste materials; and
5. Require the Task Force to provide ongoing reports to the Secretary or the Department of Natural Resources; and
6. Direct the Department of Natural Resources, and as appropriate, the Department of Administration and other state agencies to assist the Task Force with administrative and support services; and
7. Require the Task Force to submit a final report on its findings and recommendations to the Governor and that the Task Force shall dissolve when its final report is accepted by the Governor.

**History:** Signed, June 14, 2005.

**EXECUTIVE ORDER 107.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal John Mattek Jr. of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 108.** Reaffirming Executive Branch Practice Relating to the Employment of Apprentices on State Construction Projects.

**EXECUTIVE ORDER 109.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Former Governor and Senator Gaylord Nelson.

**EXECUTIVE ORDER 110.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Charles Kaufman of the Wisconsin Army National Guard Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 111.** Relating to a Proclamation Declaring a State of Emergency Relating to Drought Conditions.

**EXECUTIVE ORDER 112.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Captain Benjamin Jansky of the United States Army Reserve Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 113.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Staff Sergeant Chad Simon of the United States Marine Corps Reserve Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 114.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist John Tollefson of the United States Army Who Lost His Life During Operation Iraqi Freedom

**EXECUTIVE ORDER 115.** Relating to a Proclamation Declaring a State of Emergency.

**EXECUTIVE ORDER 116.** Relating to a Proclamation Declaring a State of Emergency in Executive Order # 115.

**EXECUTIVE ORDER 117.** Relating to a Proclamation Declaring a State of Emergency under the Emergency Management Assistance Compact and Calling to Active Duty Elements of the Wisconsin National Guard.

**EXECUTIVE ORDER 118.** Proclamation of a State of Emergency Relating to the Transportation of Emergency Relief Supplies.

**EXECUTIVE ORDER 119.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for the Late William H. Rehnquist, Chief Justice of the United States.

**EXECUTIVE ORDER 120.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff to Honor Victims of Hurricane Katrina.

**EXECUTIVE ORDER 121.** Proclamation of a State of Emergency Relating to the Provision of Equipment Or Services to Hurricane Katrina Evacuees Relocated to the State of Wisconsin.

**EXECUTIVE ORDER 122.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant First Class Trevor Diesing of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 123.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Ryan Nass of the United States Marine Corps Who Lost His Life During Operation Enduring Freedom.

**EXECUTIVE ORDER 124.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff to Commemorate the Four Year Anniversary of the Terrorist Attacks On the United States.

**EXECUTIVE ORDER 125.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Michael Wendling of the Wisconsin Army National Guard Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 126.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Andrew Wallace of the Wisconsin Army National Guard Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 127.** Relating to a Special Election for the Thirty-third Assembly District.

**EXECUTIVE ORDER 128.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff in Remembrance of Rosa Parks.

**EXECUTIVE ORDER 129.** Relating to the Governor's EHealth Care Quality and Patient Safety Board.

**EXECUTIVE ORDER 130.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant First Class Matthew Kading of the United States Army Reserve Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 131.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Benjamin

Smith of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 132.** Relating to Winter Heating Season Energy Conservation Measures for Facilities Owned by the State of Wisconsin.

**EXECUTIVE ORDER 133.** Relating to Certain Changes to the Office of State Poet Laureate and the Governor's Poet Laureate Commission.

**EXECUTIVE ORDER 134.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Private First Class Anthony "alex" Gaunk of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 135.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Andy Stevens of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 136.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Former United States Senator William Proxmire.

**EXECUTIVE ORDER 137.** Relating to the Use of Evaluation Committees in State Procurement Processes.

**EXECUTIVE ORDER 138.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff in Remembrance of Coretta Scott King.

**EXECUTIVE ORDER 139.** Relating to a Special Session of the Legislature.

**EXECUTIVE ORDER 140.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Former United States Senator William Proxmire.

**EXECUTIVE ORDER 141.** Relating to Increased Utilization of Renewable Fuels in Vehicles Owned and Operated by the State of Wisconsin.

WHEREAS, the United States is now dependent on foreign oil imports, thereby posing a serious threat to the energy security of Wisconsin and our nation; and

WHEREAS, the major oil companies have dramatically increased the price of a tank of gas this year, driving up the cost of operating gasoline fueled vehicles; and

WHEREAS, the increased use of agricultural renewable fuels such as ethanol and biodiesel will reduce our dependence on imported oil, will reduce the vulnerability of the State of Wisconsin and Wisconsin's middle class and working families to the pricing vagaries of the major oil companies, and will create high paying and family supporting jobs in Wisconsin; and

WHEREAS, there are available in ever increasing volumes cleaner-burning, sustainable alternatives to conventional fuels that can be produced domestically; and

WHEREAS, the burning of conventional transportation fuels such as gasoline and diesel by motor vehicles contributes to air pollution, health problems and increased carbon emissions that have been linked to global climate change; and

WHEREAS, there are numerous other important economic development benefits resulting from the use of renewable fuels, including but not limited to strengthening our agricultural and forestry sectors, improving net farm income, improving our rural economies, and creating new renewable fuels industry related jobs; and

WHEREAS, there are currently at least 25 public, government and private renewable fuel refueling facilities in Wisconsin; and

WHEREAS, transportation fuel costs represent a substantial operating expense for state government and Wisconsin taxpayers; and

WHEREAS, Wisconsin state government should "lead by example" in using renewable fuels to the maximum extent feasible so as to encourage individuals, businesses and other levels of government to do the same;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, by virtue of the authority vested in me by the Constitution and laws of the State of Wisconsin, do hereby:

1. Direct the Department of Administration to require, through its fleet management policy, that all state agencies reduce the use of petroleum-based gasoline in state-owned vehicles by twenty percent (20%) by 2010 and by fifty percent (50%) by 2015, and reduce the use of petroleum-based diesel fuel by those vehicles ten percent (10%) by 2010 and twenty five percent (25%) by 2015; and
2. Direct the Department of Administration to develop an awareness plan designed to facilitate usage of renewable fuels in the State's flex fuel vehicle fleet. This program shall ensure:
  - a. All flex fuel vehicles in the State's fleet shall be identifiable; and
  - b. All state employees driving flex fuel vehicles shall be made aware of the renewable fuel refueling stations in the location of their destination; and
  - c. All state employees shall strive to use renewable fuels when operating flex fuel and diesel powered vehicles in the fleet, whenever practical and cost effective; and
3. Direct the Secretaries of the Department of Administration and the Department of Agriculture, Trade and Consumer Protection to actively pursue the establishment of additional renewable fuel refueling facilities at public retail outlets.

**History:** Signed, March 1, 2006.

**EXECUTIVE ORDER 142.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Adam Vanalstine of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 143.** Relating to the Governor's Homeland Security Council.

**EXECUTIVE ORDER 144.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Nicholas Anderson of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 145.** Relating to Conserve Wisconsin and the Creation of High Performance Green Building Standards and Energy Conservation for State Facilities and Operations.

WHEREAS, the State of Wisconsin has a responsibility to save taxpayer dollars and promote economic development while improving the environment and health of Wisconsin citizens and future generations by incorporating high performance green building standards into the design, construction and operations processes of state buildings; and

WHEREAS, Wisconsin has a proud tradition of national leadership in conservation, energy and public health that provides a high quality of life for Wisconsin residents and businesses; and

WHEREAS, the State of Wisconsin owns over 6,200 facilities with a total replacement value in excess of \$9.5 billion, costing more than \$125 million dollars annually in utility costs alone to operate; and

WHEREAS, high performance green building practices can substantially cut costs of operating and maintaining state buildings over the life of the building such that a small investment in green building design yields long-term financial benefits of more than ten times the initial investment while conserving energy, water, materials and land, and improving worker health and productivity; and

WHEREAS, the adoption of high performance green building standards in new and existing buildings will help protect the health and well-being of our children, students, employees and citizens; and

WHEREAS, Wisconsin state agencies, through their practices and through public/private partnerships, can have quantifiable, positive environmental and economic impacts; and

WHEREAS, Wisconsin is dedicated to the environmental health and safety of its employees, and to efficient and effective work environments in state-owned facilities; and

**EXECUTIVE OFFICE**

WHEREAS, the State of Wisconsin enjoys a unique and timely opportunity to design, construct, and renovate buildings for the twenty-first century that will serve the needs of our citizens and employees for years to come and that will incorporate a building's life cycle and reduced operating costs; and

WHEREAS, it is in the best interests of the people of Wisconsin that all state buildings constructed, expanded, or renovated shall be modern facilities of the twenty-first century, combining energy-efficient design, environmentally sustainable systems, and maximum access and benefit to employees and the public;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin by the authority vested in me by the Constitution and the Laws of this State do hereby:

1. Direct the Department of Administration, in consultation with state agencies and the UW System, to set energy efficiency goals for state facilities, office buildings or complexes, and campuses for FY07, FY08, and FY09 by July 30th 2006. The goals should reduce overall actual energy usage per square foot by at least 10% by FY08 from the FY05 state energy report baseline adjusted for weather and 20% by 2010. I further direct the Department of Administration and state agencies to use all existing statutory authority in implementing measures to achieve these energy goals; and
2. Direct the Department of Administration, in consultation with state agencies and the UW System, to establish programs for energy analysis of state-owned buildings and identify reduced energy use under section 16.858 of the Wisconsin Statutes. In addition, any state agency responsible for state-owned facilities will examine the feasibility for a performance contract for energy and operational cost savings under section 16.858 of the Wisconsin Statutes. The Department of Administration will provide centralized reporting and coordination of comprehensive capital energy improvements; and
3. Direct the Department of Administration to work with the Building Commission and the Energy Center of Wisconsin to ensure that new state facilities are constructed to be 30% more energy efficient than commercial code; and
4. Direct the Department of Administration, in consultation with state agencies and UW System, to ensure better oversight and management of energy purchasing through measures such as utility billing audits, consolidation of accounts and utility bills, and proactive elimination of unnecessary utility accounts; and
5. Direct the Department of Administration to establish sustainable building operation guidelines (for owned and leased properties), which shall be adopted by the Division of State Facilities within six (6) months following the date of this order, based on the Leadership in Energy and Environmental Design (LEED<sup>™</sup>) Green Building Rating System for New Construction and Existing Buildings and other comparable sustainable guidelines and rating systems. The State guidelines will recognize the use of wood-based materials and products from the Forest Stewardship Council (FSC), American Tree Farm System (ATFS), and Sustainable Forest Initiative (SFI) certification programs. For certification, LEED<sup>™</sup> and other comparable sustainable guidelines and rating systems may be pursued and the Department of Administration will support projects that request certification as part of the initial project request. In addition, the State will give credit for the use of wood-based products and materials from FSC, ATFS and SFI certification programs when LEED<sup>™</sup> certification is pursued. These guidelines will apply to the operations and construction of all new buildings, additions and retrofit projects, including planning, siting, budgeting, design, construction and deconstruction. In addition, these guidelines will address sustainable operation and maintenance, including green cleaning, green purchasing waste reduction and recycling, pollution prevention, energy

and water efficiency, and light pollution in existing buildings. The guidelines should include identifying performance data that will be measured to assess the effectiveness of the efforts and for benchmarking purposes. Progress and Outcomes will be reported annually to the Governor's office as well as the State of Wisconsin Building Commission; and

6. Direct that the Department of Administration, at a minimum, shall ensure that on each project the following approaches are implemented; an integrated design process including high performance green goal-setting charrettes; energy modeling used as a design tool and then truthed at the phase of construction documents on buildings more than 20,000SF or Advanced Building Guidelines for those up to 80,000SF; commissioning and retrocommissioning; review at completion of Schematic Design, Design Development documents and Construction Documents that the design intent of the green goals are incorporated into the documents and are being met; minimum indoor air quality approaches to construction; and, minimal ventilation requirements for indoor environmental quality that meet the current version of ASHRAE, now ASHRAE 62.1- 2004 Ventilation for Acceptable Indoor Air Quality. Further, the Department of Administration shall provide performance information on a project-by-project basis as part of a statewide building performance database; and
7. Direct the Department of Administration to pursue demonstration projects at state facilities, including the Capitol and Executive Residence, generate electricity and use alternative fuels for heating and cooling; and
8. Direct that each state agency and the UW System assign a lead person to work with the Department of Administration in the development of the sustainability and energy efficiency goals, the budget and management review, the purchasing of renewable energy, and the implementation of the sustainable building guidelines.

**History:** Signed, April 11, 2006.

**EXECUTIVE ORDER 146.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Eric Palmisano of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 147.** Relating to Wisconsin's Leadership Role in the Development of Stem Cell Technology and Jobs.

**EXECUTIVE ORDER 148.** Relating to Department of Natural Resources Discretion of Administering Piers and Wharves Regulation in the State of Wisconsin.

WHEREAS, waterfront property owners deserve, to the greatest extent possible, certainty about their rights to place piers and wharves in the waters of the State; and

WHEREAS, the Wisconsin Legislature passed 2003 Wisconsin Act 118 which revised regulations in chapter 30 of the Wisconsin Statutes related to piers and similar structures, and I signed 2003 Wisconsin Act 118 into law on February 6, 2004; and

WHEREAS, Act 118 contemplated further action in order to create general categories of permissible pre-existing piers and wharves and permissible new piers and wharves; and

WHEREAS, my administration has successfully worked closely for more than 18 months with a broadly representative stakeholder group to develop mutually acceptable standards for permissible piers and wharves that reasonably balance the rights of waterfront property owners and of the public to access and enjoyment of the waters of the State; and

WHEREAS, the Department of Natural Resources has authority to administer the laws governing placement of piers and wharves in the waters of the State, including the ability to exercise enforcement discretion in administering those laws; and

WHEREAS, the 2006 boating season is quickly approaching;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, by virtue of the authority vested in me by the Constitution and laws of the State of Wisconsin, do hereby:

1. Take this action to provide waterfront property owners certainty, to the fullest extent possible, as to their rights to place piers and wharves;
2. Direct the Department of Natural Resources to do the following:
  - a. Not seek removal or modification of any pier or wharf originally placed by the waterfront property owner before February 6, 2004, provided that:
    - i. The pier or wharf does not exceed 8 feet in width;
    - ii. Does not have a wider loading platform at the waterward end of the pier that is more than 200 square feet or more than 300 square feet if it is no more than 10 feet wide;
    - iii. That the pier or wharf does not interfere with the rights of other waterfront property owners; and
    - iv. That the pier or wharf was not the subject of enforcement action initiated by the Department before February 6, 2004;
  - b. Continue to allow minor reconfigurations or relocations of any pier or wharf originally placed by the waterfront property owner before February 6, 2004, provided that the size of the pier or wharf is not increased;
  - c. Continue to recognize the terms of any existing permit or other written authorization for a pier or wharf provided that the pier or wharf is in compliance with the conditions of the permit or authorization;
  - d. Not seek removal or modification of any pier or wharf originally placed by the waterfront property owner on or after February 6, 2004, provided that:
    - i. The pier or wharf does not harm the public interest;
    - ii. The pier or wharf is no more than 6 feet wide except that a pier may have a loading platform at the waterward end that is not more than 8 feet wide and which is perpendicular to the pier; and
    - iii. The pier or wharf meets existing length and boat slip density standards;
  - e. Continue to implement the terms of s. NR 326.04 (1) with respect to pier length by allowing piers to extend the greater of the three foot depth contour or to the point where there is adequate depth for mooring a boat or using a boat hoist or boat lift in common use on the waterway;
  - f. Grant an individual permit for new piers or wharves on lakes 50 acres or more, for a property on which there are three (3) or more dwelling units or commercial structures, provided that the standards in s. 30.12 (3m), Stats., are met, and provided that the piers or wharves are not located in an area of special natural resource interest, and provided that the piers or wharves do not have more than the following number of boat slips, whichever is smaller:
    - i. Four (4) boat slips for the first 50 feet of the property's shoreline footage and no more than two (2) boat slips for each additional 50 feet of the property's shoreline footage; or
    - ii. One boat slip for each dwelling unit, plus an additional number of boat slips if the additional slips are open to the public and the use of the additional slips is limited to the transient docking of boats for less than 24 hours.
  - g. Continue to accept and review individual permit applications for any new or existing pier or wharf;
  - h. Continue its practice of refraining from ordering the removal of any pier or wharf or from denying a permit for any pier or wharf unless all reasonable alternatives are considered.
3. General Provisions.
  - a. Nothing in this Executive Order creates any right, benefit, or trust responsibility, substantive or procedural,

enforceable at law by a person against the State of Wisconsin, its agencies, or any person.

- b. Nothing in this Executive Order shall require the Department of Natural Resources to violate or ignore any laws, rules, directives or other legal requirements or obligations imposed by state or federal law.
- c. This Executive Order does not limit any person's rights or obligations otherwise provided by law.

**History:** Signed, May 8, 2006.

**EXECUTIVE ORDER 149.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Peace Officers Who Have Given Their Lives in the Line of Duty.

**EXECUTIVE ORDER 150.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Staff Sergeant Nathan Vacho of the United States Army Reserve Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 151.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Former United States Representative Gillespie V. "Sonny" Montgomery.

**EXECUTIVE ORDER 152.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Eric Clark of the United States Army Reserve Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 153.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Grant Dampier of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 154.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff On Memorial Day.

**EXECUTIVE ORDER 155.** Relating to Issuance of General Obligation Bonds for the Veterans Home Loan Program and Appointment of Hearing Officer.

**EXECUTIVE ORDER 156.** Relating to an Additional Extension of Eligibility to Receive Pay and Benefits under Wis. Stat. s. 230.315.

WHEREAS, Executive Order #50 extended for up to two (2) years the eligibility to receive the pay and benefits provided under Wis. Stat. s. 230.315, for each employee of the State of Wisconsin (the "State") activated to serve in the U.S. armed forces or the U.S. public health service; and

WHEREAS, recently amended Wis. Stat. s. 230.315 (3) (b) authorizes the Governor to extend for an additional two (2) years the eligibility to receive the pay and benefits provided under Wis. Stat. s. 230.315 to employees of the State who are activated to serve on military duty in the U.S. armed forces or in the U.S. public health service; and

WHEREAS, there are State employees who have been so activated at various times whose eligibility for said pay and benefits has expired or will soon expire; and

WHEREAS, extending the differential pay benefit to the full extent permitted under Wis. Stat. s. 230.315 will ensure that State employees and their families are not financially penalized while these brave men and women serve their country in Iraq, Afghanistan and elsewhere;

NOW, THEREFORE, I, JIM DOYLE, Governor of the State of Wisconsin, do hereby extend for two additional years the eligibility to receive the pay and benefits provided under Executive Order # 50, for each employee of the State activated to serve in the U.S. armed forces or the U.S. public health service.

**History:** Signed, May 31, 2006.

**EXECUTIVE ORDER 157.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Hospitalman 2nd Class



Jaime Jaenke of the United States Navy Reserve Who Lost Her Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 158.** Relating to the Creation of the Office On Community and Faith-Based Partnerships.

**EXECUTIVE ORDER 159.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Travis Van Zoest of the Army National Guard Who Lost His Life During Operation Enduring Freedom.

**EXECUTIVE ORDER 160.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Staff Sergeant Patrick Lybert of the United States Army Who Lost His Life During Operation Enduring Freedom.

**EXECUTIVE ORDER 161.** Relating to the Governor's Healthy Wisconsin Initiative.

**EXECUTIVE ORDER 162.** Relating to a Proclamation Declaring A State of Emergency Relating to Drought Conditions.

**EXECUTIVE ORDER 163.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Travis Van Zoest of the Army National Guard Who Lost His Life During Operation Enduring Freedom.

**EXECUTIVE ORDER 164.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Corporal Stephen Castner of the Wisconsin Army National Guard Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 165.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Ryan Jopek of the Wisconsin Army National Guard Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 166.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lieutenant Arnie Wolff of the Green Bay Fire Department.

**EXECUTIVE ORDER 167.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Senior Airman Adam Servais of the United States Air Force Who Lost His Life During Operation Enduring Freedom.

**EXECUTIVE ORDER 168.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Corporal Kenneth Cross of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 169.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Shaun Novak of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 170.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff to Commemorate The Fifth Anniversary of The Terrorist Attacks On the United States.

**EXECUTIVE ORDER 171.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Principal John Klang of Weston High School.

**EXECUTIVE ORDER 172.** Directing the Department of Health and Family Services and the Department of Workforce Development to Meet and Confer with Family Child Care Providers in Order to Improve the Delivery of Quality Child Care Services.

**EXECUTIVE ORDER 173.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Sergeant Luke Zimmerman of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 174.** Relating to the Suspension of Craig Haukaas as District Attorney of Bayfield County.

**EXECUTIVE ORDER 175.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Captain Rhett Schiller of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 176.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Jesse Tillery of the United States Marines Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 177.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for The Late Gerald Ford, Former President of the United States.

**EXECUTIVE ORDER 178.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Captain Kevin Kryst of the United States Marines Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 179.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Corporal Joshua Schmitz of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 180.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Private Evan Bixler of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 181.** Relating to a Special Session of the Legislature.

**EXECUTIVE ORDER 182.** Relating to the Recreation of Non-Statutory Committees.

**EXECUTIVE ORDER 183.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Army Corporal Matthew Grimm of the United States Army Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 184.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Lance Corporal Andrew Matus of the United States Marine Corps Who Lost His Life During Operation Iraqi Freedom.

**EXECUTIVE ORDER 185.** Relating to a Proclamation that the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Specialist Jon St. John II of the United States Army Who Lost His Life During Operation Iraqi Freedom.