



2000 MAY -8 AM 10:35

SECRETARY OF STATE

STATE OF TENNESSEE

EXECUTIVE ORDER

BY THE GOVERNOR

No. 26

AN ORDER TRANSFERRING POSITIONS FOR SUBRECIPIENT MONITORING WITHIN CERTAIN STATE DEPARTMENTS AND AGENCIES TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION

WHEREAS, it has been determined that it would be in the interest of a more economical and efficient State service to transfer positions for subrecipient monitoring from the Arts Commission, the Department of Agriculture, the Commission on Children and Youth, the Department of Health, the Department of Mental Health and Mental Retardation, the Department of Military, the Tennessee Housing Development Agency, the Department of Education, and the Department of Transportation to the Department of Finance and Administration; and

WHEREAS, the transfer of positions for subrecipient monitoring of the Arts Commission, the Department of Agriculture, the Commission on Children and Youth, the Department of Health, the Department of Mental Health and Mental Retardation, the Department of Military, the Tennessee Housing Development Agency, the Department of Education, and the Department of Transportation to the Department of Finance and Administration will facilitate subrecipient monitoring of governmental programs; and

WHEREAS, the Department of Finance and Administration was created and established in Tennessee Code Annotated, Section 4-3-1001, the Arts Commission was created and established in Tennessee Code Annotated, Section 4-20-101, the Department of Agriculture was created and established in Tennessee Code Annotated, Section 4-3-201, the Commission on Children and Youth was created and established in Tennessee Code Annotated, Section 37-3-102, the Department of Health was created and established in Tennessee Code Annotated, Section 4-3-1801, the Department of Mental Health and Mental Retardation was created and established in Tennessee Code Annotated, Section 4-3-1601, the Department of Military was created and established in Tennessee Code Annotated, Section 58-1-114, the Tennessee Housing Development Agency was created and established in Tennessee Code Annotated Section 13-23-104, the Department of Education was created and established in Tennessee Code Annotated, Section 4-3-801, and the Department of Transportation was created and established in Tennessee Code Annotated, Section 4-3-2301;

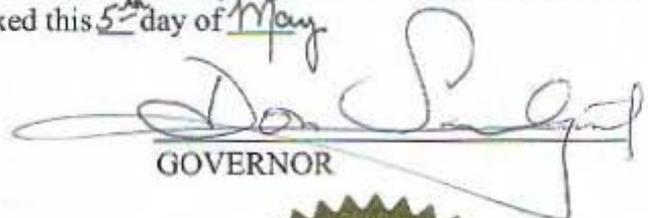
NOW THEREFORE, I, Don Sundquist, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and by Tennessee Code Annotated, Sections 4-4-102 and 4-4-117 do hereby direct the following:

1. That positions for subrecipient monitoring of the Arts Commission, the Department of Agriculture, the Commission on Children and Youth, the Department of Health, the Department of Mental Health and Mental Retardation, the Department of Military, the Tennessee Housing Development Agency, the Department of Education, and the Department of Transportation shall be transferred to the Department of Finance and Administration on or before June 30, 2000. (The Arts Commission, the Department of Agriculture, the Commission on Children and Youth, the Department of Health, the Department of Mental Health and Mental Retardation, the Department of Military, the Tennessee

Housing Development Agency, the Department of Education, and the Department of Transportation shall be referred to hereafter as "Departments, Agencies, and Commissions.")

2. That the Departments, Agencies, and Commissions shall each enter into an interdepartmental agreement with the Department of Finance and Administration to execute the intent of this Executive Order. The interdepartmental agreements executing this Executive Order shall describe the responsibilities of the specific Department, Agency, or Commission and the responsibilities of the Department of Finance and Administration. On the date the Department's, Agency's, or Commission's positions for subrecipient monitoring are transferred, the Commissioner of the Department of Finance and Administration shall be responsible for providing subrecipient monitoring of governmental programs within that Department, Agency, or Commission, in accordance with Department of Finance and Administration Policy 22, "Subrecipient Monitoring" and the interdepartmental agreement.
3. That the Commissioner of the Department of Finance and Administration is authorized to develop cost allocation procedures and Department, Agency, and Commission billings for services associated with implementing this Executive Order. All appropriations currently made to the Department, Agency, or Commission for subrecipient monitoring shall remain in the Department, Agency, or Commission in order to honor interdepartmental billings from the Department of Finance and Administration. The Department of Finance and Administration's budget shall be adjusted to reflect the expenditures and billings associated with subrecipient monitoring.
4. That based upon an implementation plan developed by the Commissioner of the Department of Finance and Administration, said Commissioner, with the assistance and approval of the Department of Personnel, shall cause to be transferred to the Department of Finance and Administration any filled or unfilled, authorized and funded positions assigned, directly or indirectly performing functions relating to the Department's, Agency's or Commission's subrecipient monitoring functions. The Commissioner of Finance and Administration shall, before June 30, 2000, begin the process of implementing this Executive Order, and said process shall be completed in due time.
5. In accordance with the schedule for transferring positions for subrecipient fiscal and program monitoring functions, the Department of Finance and Administration shall revise the present work programs, as well as future budgets, of the specific State Department, Agency or Commission affected so to reflect the effect of this Executive Order.
6. That all personal property, equipment and other materials available and necessary to implement the requirements of this Executive Order shall also be transferred to the custody and control of the Department of Finance and Administration, where appropriate.
7. That this order supersedes all other Executive Orders on the same subject to the extent that those Orders are inconsistent with this Order.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 5th day of May


GOVERNOR

ATTEST:


SECRETARY OF STATE

