

RESOLUTION AND ORDER
OF THE
NATURAL RESOURCES COMMISSION

- WHEREAS, the Indiana General Assembly pursuant to IC 14-3-3-6 determined the Natural Resources Commission is authorized to coordinate the service divisions within the Department of Natural Resources; and,
- WHEREAS, the Commission entered a written resolution as approved by the Governor on January 26, 1986 with respect to the creation of the Hearings and Affirmative Action Section; and
- WHEREAS, the work of the Department of Natural Resources has developed so as to require the separation of advocacy and hearings functions of its legal staff; and
- WHEREAS, that separation can be accomplished, in part, by establishing a Chief Legal Counsel to coordinate the legal advocacy functions within the Department, to serve as a liaison with the Attorney General's office in facilitating its role as legal counsel for the Department, and in performing the functions of Affirmative Action Expediter; and
- WHEREAS, that separation can be accomplished, in part, by establishing a Division of Hearings: (1) to conduct hearings within the administrative adjudication act, for rule adoption, in the establishment of conservancy districts, and as otherwise specified by the Commission; and (2) to provide assistance to the Commission and other boards of the Department in making procedural legal conformance in the conduct of their meetings; and
- WHEREAS, that separation can be completed, upon the establishment of the Chief Legal Counsel and the establishment of the Division of Hearings, with the termination of the Hearings and Affirmative Action Section

NOW THEREFORE, the Natural Resources Commission resolves as follows:

1. The office of Chief Legal Counsel is established to coordinate the legal advocacy functions within the Department of Natural Resources, to serve as a liaison with the office of the Attorney General (who is the attorney for the Department), and to act as Affirmative Action Expediter for the Department.

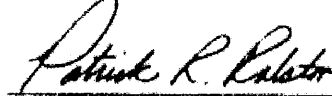
2. The Division of Hearings is established, under the Natural Resources Commission, to be coordinated by the Chief Administrative Law Judge: (1) to conduct hearings and proceedings relative to the administrative adjudication act, the rule adoption act, the conservancy district act, and as otherwise specified by the Commission; and (2) to provide assistance to the Commission and the other boards of the Department in seeking to conform with the legal requirements for the conduct of their meetings.

3. The Hearings and Affirmative Action Section is terminated.

4. This Resolution is effective July 1, 1990.

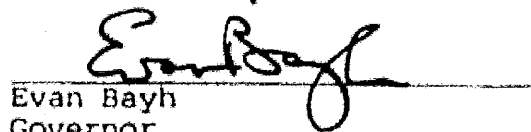
ALL OF WHICH IS RESOLVED AND ORDERED this 25th day of January, 1990.

FOR THE COMMISSION



Patrick R. Ralston
Secretary
Natural Resources Commission

APPROVED THIS 27th DAY OF April, 1990.



Evan Bayh
Governor
State of Indiana