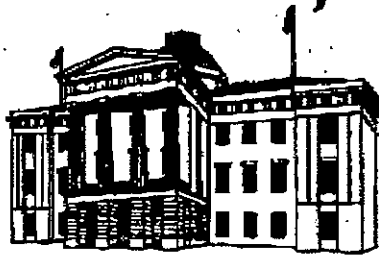


# State of North Carolina



BEVERLY EAVES PERDUE  
GOVERNOR

## EXECUTIVE ORDER NUMBER 1

### GOVERNOR'S TASK FORCE FOR THE DEVELOPMENT OF AN ENDOWMENT FOR POSITIVE GUBERNATORIAL CAMPAIGNS

**WHEREAS**, the current campaign finance system in North Carolina undermines voter confidence in our political system; and

**WHEREAS**, negative campaigns distort the policy ideas and vision of candidates for public office; and

**WHEREAS**, the current campaign finance system contributes to the electorate's perception of impropriety and mistrust in government.

**NOW, THEREFORE**, pursuant to the authority vested in me as Governor by the Constitution and laws of the State of North Carolina, **IT IS ORDERED**:

#### Section 1. Establishment

- (a) The Governor's Task Force for the Development of an Endowment for Positive Gubernatorial Campaigns is hereby established. It will be composed of members appointed by the Governor including, but not limited to, citizens from the private sector, business, industry, and other professions of the State.
- (b) Thomas W. Lambeth of Winston-Salem shall serve as Chair of the Task Force.

#### Section 2. Duties

- (a) The Task Force shall meet upon the call of the Chair as directed by the Governor.
- (b) The Task Force shall have the following duties:
  1. To determine the steps necessary for the establishment of an endowment for positive gubernatorial campaigns. The Task Force is authorized to secure pledges

from philanthropists, businesses, philanthropic, and civic organizations to fund such an endowment, but the Task Force itself will receive no financial contributions from such pledges.

- 2. To identify and recommend an appropriate legal structure and/or organization through which pledges may be received.
- 3. Such other duties as may be assigned by the Governor.

Section 3. Administration

- (a) Heads of the State departments and agencies shall, to the extent permitted by law, provide to the Task Force such information as may be required by the Task Force in carrying out the purposes of this Order.
- (b) The Office of the Governor shall provide necessary professional, administrative, and staff support services to the Task Force.
- (c) No per diem allowance shall be paid to members of the Task Force. Members of the Task Force and staff may receive necessary travel and subsistence expenses in accordance with state law.

Section 4. Recommendations

Upon request, the Task Force shall provide recommendations to the Governor. The Task Force shall seek and encourage public comment to aid it in the development of the Endowment for Positive Gubernatorial Campaigns.

Section 5. Implementation and Duration

This Executive Order shall be effective immediately and shall remain in effect until rescinded.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twelfth day of January in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.

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Beverly Eaves Perdue  
Governor

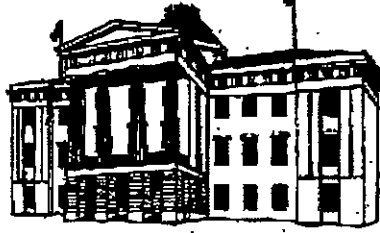
**ATTEST:**

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Elaine F. Marshall  
Secretary of State

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# State of North Carolina



BEVERLY EAVES PERDUE  
GOVERNOR

## EXECUTIVE ORDER NO 2

### REFORMING DEPARTMENT OF TRANSPORTATION

**WHEREAS**, the State, through the Office of the Governor, has an obligation to assure that highway construction plans are developed and that projects are awarded based on professional standards designed to meet the needs of citizens and communities across the State fairly, efficiently and effectively; and

**WHEREAS**, the present process for developing plans and approving projects needs to be reformed in order to assure that plans are developed and projects are awarded based on professional standards and not other considerations.

**NOW, THEREFORE**, pursuant to the authority vested in me as Governor by the Constitution and the laws of the State of North Carolina, **IT IS ORDERED**.

#### Section 1. Board of Transportation Reform

The State Board of Transportation shall exercise the authority conferred on it by G.S. § 143B-350(g) to delegate to the Secretary the authority to approve highway construction projects and construction plans and to award highway construction contracts. The Board shall retain those duties prescribed to it under G.S. § 143B-350 and carry them out in accordance with a professional approval process to be established by the Secretary pursuant to Section 2 of this Order.

#### Section 2. Department of Transportation.

- (a) The Secretary of the Department of Transportation shall implement throughout the Department a professional approval process for all highway construction programs, highway construction contracts, highway construction projects, and plans for the construction of projects.
- (b) The Secretary will implement this professional approval process within 60 days of the signing of this Order.

Section 3. Strengthen Board of Transportation Ethics Policy

- (a) In addition to the disclosure requirements of G.S. § 143B-350 and the ethics provisions of G.S. § 143B-350, board members shall sign sworn statements that they will abide by the disclosure and ethics standards as set forth by law. Board members shall swear as part of these statements that they will follow the standards set forth by the State Government Ethics Act and attend any ethics education programs developed for the Board as set forth in G.S. § 143B-350(m).
- (b) Following the convening of each State Board of Transportation meeting and prior to the conduct of business, each board member shall sign a sworn statement that he or she has no financial, professional, or other interest in any project being considered on the meeting agenda. To the extent any board member has such an interest, the Chair and member shall take all appropriate steps to ensure the interest is properly evaluated and addressed under the law and that no member is permitted to act on any matter in which he or she has a disqualifying conflict of interest.
- (c) Failure of any member of the State Board of Transportation to comply with the standards of conduct established by G.S. § 143B-350, by other laws of this State, or by the terms of this Executive Order will constitute grounds for removal from office.

Section 4. Implementation and Duration

This Executive Order shall be effective immediately and shall remain in effect until rescinded.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twelfth day of January in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.

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Beverly Eaves Perdue  
Governor

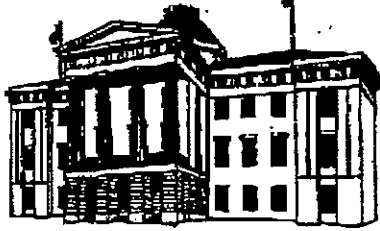
**ATTEST:**

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Elaine F. Marshall  
Secretary of State

01/12/2009 MON 12:30 FAX 9196340330

# State of North Carolina



BEVERLY EAVES PERDUE  
GOVERNOR

## EXECUTIVE ORDER NO. 3

### ON-SITE AND STATE-STAT PERFORMANCE MANAGEMENT AND ACCOUNTABILITY

**WHEREAS**, the citizens of North Carolina deserve excellent results from government programs and services; and

**WHEREAS**, the State should maximize efficiency and effectiveness when spending taxpayer dollars; and

**WHEREAS**, improving program and management performance requires commonly understood goals, clear measurement of the goals, and transparent reporting of progress; and

**WHEREAS**, G.S. §143B-10(h) requires departments to submit a plan of work that will serve as a base for development of budgets; and

**WHEREAS**, G.S. §143C requires the executive branch and grantees to report on program efficiency and effectiveness;

**NOW, THEREFORE**, pursuant to the authority vested in me as Governor by the Constitution and laws of the State of North Carolina, **IT IS ORDERED**.

The State of North Carolina shall establish a comprehensive performance and budget system that incorporates performance management and accountability techniques that include strategic planning, improvement of management functions, and a formal program review and accountability program. This system shall be developed following a review of best practices in other states and may include, but not be limited to, the following:

#### Section 1. Strategic Planning

Each department shall develop a strategic planning process and continually update a strategic plan in compliance with guidance from the Office of State Budget and Management (OSBM) and the Governor's Policy Office. Departments shall submit their plans annually to OSBM and

the Governor's Policy Office. The plans shall include clear, concise, and focused statements of at least the following:

- (a) The mission of the department.
- (b) The goals of the department.
- (c) The strategies for achieving department goals.
- (d) Measures that demonstrate how well the goals are being achieved.
- (e) A description of the department strategic planning process.

## Section 2. Performance Tracking of Management Functions

Departments shall improve the performance of their core management functions, including, but not limited to, the following:

- (a) Financial Management
- (b) Procurement
- (c) Information Technology Management
- (d) Capital Planning
- (e) Human Resources
- (f) Customer Service
- (g) Strategic Planning, Performance Management and Budgeting

OSBM, in consultation with the Governor's Policy Office, shall set measurable goals for these functions.

## Section 3. Program Performance

For each division, program, or service area administered in whole or in part by the department, the department shall:

1. Establish annual and long-term goals that support the department's goals and are clear, concise, focused and defined by objectively measurable outcomes,
2. Measure progress toward achievement of their priorities,
3. Efficiently use resources in making that progress,
4. Specify action items for achieving goals and assign a responsible party for each item, including local partners, and
5. Assist the Governor, through OSBM, in making budget recommendations to the General Assembly that are supported by objective performance information.

## Section 4. On-site Accountability and Site Visits

- (a) In addition to the other requirements of this Order, selected agency programs and services may be subject to more frequent reporting and review of their goals and measures. A process for measuring, evaluating, and publicizing the progress of selected agency programs and services may be established to:

- 01/12/2009 MON 12:30 FAX 9196340330
1. Facilitate and accelerate the achievement of program goals,
  2. Improve coordination and progress towards cross-cutting state goals, and
  3. Identify and remedy management problems or inefficiencies.

- (b) These reviews will take place in accordance with guidelines established by OSBM. Reviews may occur both during unannounced inspections of state facilities and through regular performance reviews with agency heads.
- (c) Reviews of departments and programs will include unannounced on-site inspections conducted by the Governor and by staff of OSBM and/or the Governor's Policy Office. At such inspections, agencies should be prepared to brief the Governor and staff on their implementation of and compliance with this Order and their progress toward their measurable goals and priorities.

**Section 5. Scope of Executive Order**

The Board of Governors of the University of North Carolina System, the State Board of Community Colleges, State Board of Education, the Administrative Office of the Courts, and each of the heads of the Council of State agencies are encouraged and invited to participate in this Executive Order.

**Section 6. Effect, Implementation and Duration**

This Order supersedes any previously issued order on the subject matter contained herein, is effective immediately, and remains in effect until rescinded.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twelfth day of January in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.

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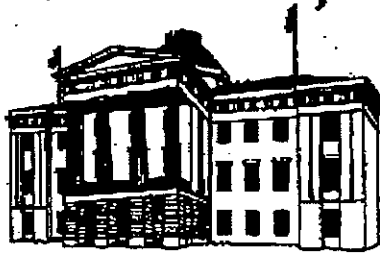
Beverly Eaves Perdue  
Governor

**ATTEST:**

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Elaine F. Marshall  
Secretary of State

# State of North Carolina



**BEVERLY EAVES PERDUE**  
GOVERNOR

## **EXECUTIVE ORDER NO. 4**

### **OPENBOOK GOVERNMENT FOR NORTH CAROLINA**

**WHEREAS**, the public has the right to know how its tax dollars are being spent; and

**WHEREAS**, citizens should have the ability to access information about and account for State spending; and

**WHEREAS**, in the 21<sup>st</sup> Century, citizens should have ready access to information about government spending via the Internet.

**NOW, THEREFORE**, by authority vested in me as Governor by the Constitution and laws of the State of North Carolina, **IT IS ORDERED:**

#### Section 1. Establishment of NC OpenBook

- (a) The Office of State Budget and Management (OSBM), with the support of Information Technology Services (ITS), is hereby directed to build and maintain a website to be called **NC OpenBook**; a single, searchable website on State spending for grants and contracts.
- (b) Cabinet secretaries shall immediately conduct a review of all State contracts and grants that are administered by their agencies.
- (c) All State institutions, departments, bureaus, agencies or commissions subject to the authority of the Governor that maintain a website shall be required to include an access link to the **NC OpenBook** website on the homepage of the agency website. Each agency shall also prominently display a search engine on the agency website homepage to allow for ease of searching for information, including contracts and grants, on the agency's website.



2

## Section 2. Contents of NC OpenBook

- (a) The Office of State Controller (OSC), the Department of Administration (DOA), and ITS shall provide OSBM with the statewide information on state contracts necessary for the development and maintenance of the **NC OpenBook** website. They shall further ensure that this information is updated at least every 30 days.
- (b) OSBM shall work with the Office of the State Auditor and the Grant Information Center to incorporate data on grants into the **NC OpenBook** website. All State institutions, departments, bureaus, agencies or commissions subject to the authority of the Governor shall make necessary changes to existing reporting processes to OSBM, OSC, DOA, ITS, and other agencies for grants and contracts to ensure the goals of this Order are met.
- (c) All State contracts and grants awarded in amounts in excess of ten thousand dollars (\$10,000.00) shall be included in the **NC OpenBook** website and the following information shall be provided for each:
- The name of the entity receiving the award;
  - The amount of the award or estimated award;
  - Information on the award, including transaction type, funding agency, duration of contract or grant award;
  - The location of the entity receiving the award;
  - Background information on the entity receiving the award;
  - Timelines for anticipated completion of the work required;
  - Expected outcomes of the contract or grant and specific deliverables required; and
  - Contact information for the responsible state government officer or administrator of the contract or grant.

## Section 3. Implementation and Duration

- (a) This Executive Order shall be effective immediately and shall remain in effect until rescinded.
- (b) The Order will first be implemented in the Department of Administration. Other agencies will be added to **NC OpenBook** thereafter. The website and data contained on it shall be continually updated.
- (c) All State institutions, departments, bureaus, agencies or commissions subject to the authority of the Governor are further directed to designate a staff person who will be the primary liaison tasked with ensuring that information on the **NC OpenBook** website is updated at least every 30 days.
- (d) The Board of Governors of the University of North Carolina System, the State Board of Community Colleges, State Board of Education, the Administrative Office of the Courts, and the heads of each of the Council of State agencies are encouraged and invited to participate in this Executive Order.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twelfth day of January in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.

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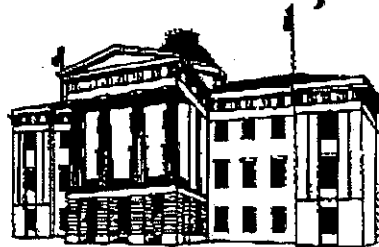
Beverly Eaves Perdue  
Governor

**ATTEST:**

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Elaine F. Marshall  
Secretary of State

# State of North Carolina



BEVERLY EAVES PERDUE  
GOVERNOR

## EXECUTIVE ORDER NO. 5

### ESTABLISHING THE NORTH CAROLINA BUDGET REFORM AND ACCOUNTABILITY COMMISSION (BRAC)

**WHEREAS**, the citizens of the State of North Carolina deserve excellent results from government programs vital to the well-being of our people, our cities, and towns, and our economy; and

**WHEREAS**, such excellent results in delivering these programs and services are the State's obligation, regardless of the economic, environmental, or other broad external conditions; and

**WHEREAS**, we must transform the way North Carolina government delivers its services to remain healthy, growing, and vital.

**NOW, THEREFORE**, pursuant to the authority vested in me as Governor by the Constitution and laws of the State of North Carolina, **IT IS ORDERED**:

#### Section 1. Establishment

- (a) The North Carolina Budget Reform and Advisory Commission is hereby established to help ensure that the services and programs provided by State government are meeting established public goals in the most effective, efficient and measured way; that the operations of State government are streamlined and improved to achieve cost savings without sacrificing core missions and services; and that policies and laws support these goals to keep North Carolina competitive economically, educationally, environmentally, culturally, and socially.
- (b) The Commission shall be composed of members appointed by the Governor, including, but not limited to, citizens from the private sector, local government, and academic sectors.
- (c) The State Budget Director and the Governor's Policy Director shall serve as non-voting ex officio members.

- (d) To the extent possible, the Commission shall include persons with expertise in one or more of the following areas: tax policy, education (both vocational and university), private business (both major corporation and small business), local government, health policy, economic development, and the environment.

Section 2. Officers

- (a) The Governor shall select the Chair and Vice Chair of the Commission.
- (b) The Chair shall preside at all meetings of the Commission; appoint any committee chairs; assist all committee chairs in the planning of any committee activities; supervise all committee chairs as to the management of committee plans; and serve as an ex officio member of all committees.
- (c) The Vice Chair shall assist the Chair and, in the absence of the Chair, perform those duties enumerated above. The Vice Chair shall accept special assignments from the Chair.

Section 3. Duties

The Commission shall advise the Governor on statewide goals and indicators, tax policy, measures that improve efficiencies, cost-savings, and effectiveness of program functions and delivery of services, and other matters related to government performance and efficiency as determined by the Governor.

Section 4. Standing Committees

To assist the Commission in carrying out its duties and responsibilities, standing committees may be established. Committee chairs and members shall be appointed by the Commission Chair. Standing Committees may include, for example, committees on tax policy, program evaluation, and innovation and planning.

Section 5. Meetings

The Commission shall meet upon the call of the Chair as directed by the Governor.

Section 6. Commission Administration and Expenses

The Governor's Office of State Budget and Management and the Governor's Policy Office shall provide the necessary professional, administrative, and staff support services to the Commission. The Commission is authorized to accept funds and in-kind services from other state and federal entities to the extent allowed by the North Carolina State Budget Act. No per diem allowance shall be paid to members of the Commission. Members of the Commission and staff may receive necessary travel and subsistence expenses in accordance with State law.

Section 7. Implementation and Duration

This Executive Order shall be effective immediately and shall remain in effect until rescinded.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this twelfth day of January in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.

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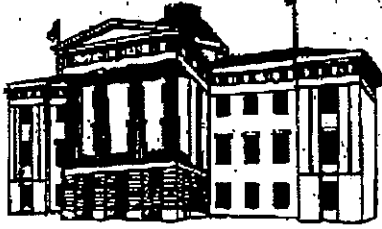
Beverly Eaves Perdue  
Governor

**ATTEST:**

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Elaine F. Marshall  
Secretary of State

# State of North Carolina



**BEVERLY EAVES PERDUE**  
**GOVERNOR**

Governor Perdue will participate in at least four live town halls televised across the state. She also officially launched an electric-town hall (E-Town Hall) to be maintained on her website in an effort to remain engaged with, and receive constructive feedback from, the public.

# Office of Governor Bev Perdue

Governor Bev Perdue  
Office of the Governor  
20301 Mail Service Center  
Raleigh, NC 27699-0301  
Phone: (919)733-4240  
Fax: (919)733-2120



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## Posts

- Welcome to our Blog!

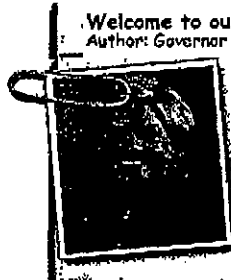
Welcome to our Blog!  
Author: Governor Perdue

January 10, 2009

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Search



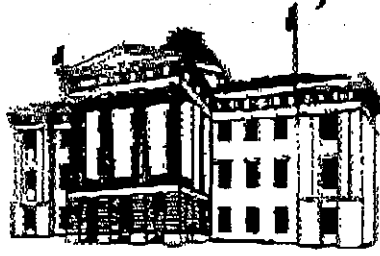
Thank you for finding your way to our Governor's Office Blog. My staff and I will use this blog to keep you in the loop on what's happening in our administration. I hope the blog can provide some perspective on how government works and how policy is shaped. Hopefully, you will find it interesting and informative and will come back often!

The blog is just one part of our eTownhall. I hope that you will take advantage of all the features that will help you engage with your government. I am here to serve you, so I want to hear from you. From my experiences during the transition and gubernatorial campaign, the people of North Carolina are not shy about sharing their true feelings! And that's a good thing. We are going to build a better state because of it.

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# State of North Carolina



MICHAEL F. EASLEY  
GOVERNOR

## EXECUTIVE ORDER NO. 150 E-MAIL RETENTION AND ARCHIVING

**WHEREAS**, the North Carolina Public Records Law declares that the public records and information compiled by the agencies of North Carolina government are the property of the people; and

**WHEREAS**, all e-mail messages sent and received in connection with state business are public records; and,

**WHEREAS**, a transparent government and the citizens' right to access public records, are of paramount importance; and

**WHEREAS**, as a result of changing technology and the need to ensure that public records are properly preserved, I established the E-Mail Records Review Panel to review and recommend changes to the current e-mail and electronic text communication record retention policies for North Carolina's executive branch agencies; and

**WHEREAS**, the E-Mail Records Review Panel met six times, which included public hearings where the Panel heard from representatives from the North Carolina Press Association, the North Carolina Association of Broadcasters, the State Employees Association, and other interested parties; and

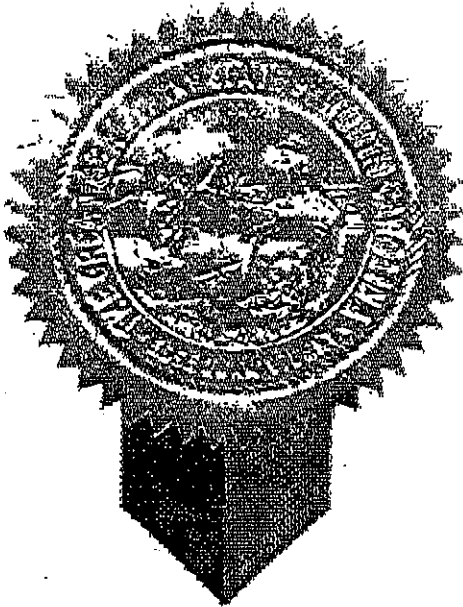
**WHEREAS**, the E-Mail Records Review Panel submitted to me its recommendations and proposed changes to current e-mail and electronic text communication record retention policies; and

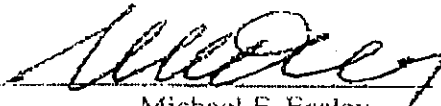
**WHEREAS**, I have carefully reviewed and considered the E-Mail Records Review Panel's recommendations and proposed changes regarding current e-mail and electronic text communication ("e-mail") record retention policies.



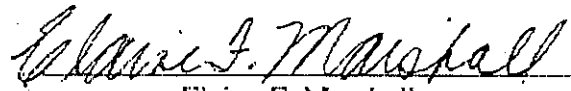
1. Executive Branch agencies shall follow all other directives issued by the Office of the Governor pertaining to e-mail retention and archiving policies, consistent with North Carolina law and record retention schedules.
12. DCR shall conduct random audits of state agencies in the Executive Branch to ensure that employees are in compliance with the records retention and disposition schedules and DCR shall conduct annual reviews of backup tape requests and provide reports to the State CIO and the Office of the Governor.
13. State agencies outside the Executive Branch and not directly subject to this order are invited and encouraged to review and revise their e-mail and electronic text communication record retention policies consistent with this Executive Order.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this the ninth day of January in the year of our Lord two thousand and nine, and of the Independence of the United States of America the two hundred and thirty-third.



  
\_\_\_\_\_  
Michael F. Easley  
Governor

**ATTEST:**

  
\_\_\_\_\_  
Elaine F. Marshall  
Secretary of State