

STATE OF COLORADO

EXECUTIVE CHAMBERS

136 State Capitol
Denver, CO 80203 - 1792
Phone (303) 866-2471



Bill Owens
Governor

D 007 06

EXECUTIVE ORDER

Calling Certain Elements of the Colorado National Guard to State Active Duty for the Purpose of Force Protection

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I, Bill Owens, Governor of the State of Colorado, hereby issue this Executive Order calling certain elements of the Colorado National Guard to state active duty.

1. Background and Need

The Colorado National Guard plays a critical role in the state's emergency preparedness and protection. The Colorado National Guard is a supporting agency for nearly every state emergency function including Homeland Security and Homeland Defense plans. Based on the on-going global war on terrorism and continued terrorist activity, a threat continues to exist against certain targets throughout the country. These targets vary widely in nature and purpose, but include military installations and other critical infrastructure.

Shortly after the terrorist attacks on September 11, 2001, the Secretary of Defense made resources and funding available to the Colorado National Guard to protect critical installations. Members of the Colorado National Guard have been actively protecting personnel at the critical installations since that time. In order to access this federal funding, the Governor must call the members of the National Guard into State Active Duty.

Military units of the Colorado National Guard are under the command and control of the Governor of Colorado until and unless federalized, and are available for call-up to State Active Duty only by the Governor. In this Order, I call certain elements of the Colorado National Guard to active duty. The Colorado National Guard will immediately deploy armed military personnel to protect critical National Guard installations for the purpose of protecting personnel.

2. Mission and Scope

- A. Execution of this Order shall be further guided by the Cooperative Agreement and appendices set forth between National Guard Bureau and the State of Colorado.
- B. Personnel performing duties pursuant to this Executive Order will continue to attend their regularly scheduled monthly drills, annual training, and other military training in support of their unit of assignment and the federal government.
- C. Total expenditure for this Order will not exceed the total funds received for this purpose by the State of Colorado from the National Guard Bureau.
- D. Personnel performing this duty are subject to federal mobilization with their unit of assignment.
- E. Personnel performing this duty are ordered to take measures consistent with minimum necessary force to protect the lives of personnel within the boundaries of Colorado National Guard facilities. The range of necessary force includes lethal force as a last resort.

3. Directive

- A. Pursuant to § 28-3-104, C.R.S., as commander-in-chief of military forces, I hereby employ and call to state active duty certain elements of the Colorado National Guard for the purpose of safeguarding personnel working at critical Colorado National Guard facilities.
- B. I hereby direct The Adjutant General of the Colorado National Guard to immediately coordinate and execute all directives issued by this Executive Order.
- C. All verbal orders that I issued in regards to this Order are hereby memorialized by this Executive Order and shall have the full force and effect of law as if they were contained within this Executive Order.

4. Duration

This Executive Order shall expire on the 30th day of September 2006.



GIVEN under my hand and the
Executive Seal of the State of
Colorado, this 24th day of
March, 2006.

Bill Owens.

Bill Owens
Governor