

6038.13/1984/APR/15

e. 1

D0005 84



State of Colorado

EXECUTIVE CHAMBERS

DENVER

RICHARD D. LAMM
Governor

EXECUTIVE ORDER

ACTIONS AND/OR CLAIMS BASED ON THE FINAL ENVIRONMENTAL IMPACT STATEMENT PREPARED BY THE U.S. AIR FORCE ON THE MX MISSILE

- WHEREAS, C.R.S. 1973, 24-31-101 (1) (a) provides that the Attorney General shall prosecute and defend all actions and proceedings, civil and criminal, in which the state is a party or is interested when required to do so by the Governor; and
- WHEREAS, on the advise and counsel of officials and representatives of various agencies within the Colorado Departments of Natural Resources and Health, I have concluded that the Final Environmental Impact Statement prepared by the U.S. Department of the Air Force on the deployment of MX missiles in Minuteman silos (January, 1984) and the procedures followed in its preparation fail to address adequately the adverse impact and potential adverse impact of that major federal action on the human environment as pertains to Colorado; and
- WHEREAS, judicial review of the adequacy of said Final Environmental Impact Statement and the procedures employed in its preparation is available pursuant to 28 U.S.C. sec. 1331 (Supp. 1981) which grants original jurisdiction to the federal district courts over matters of controversy under the laws of the United States including the National Environmental Policy Act (42 U.S.C. sec., 4321 et. seq.) and pursuant to the Administrative Procedure Act (5 U.S.C. sec. 701 et. seq.);


D0005 84

Executive Order
Page Two

NOW THEREFORE, I, Richard D. Lamm, Governor of the State of Colorado by the power vested in me by the Constitution and laws of the State of Colorado do hereby order the Attorney General of Colorado to take all necessary actions to initiate and pursue on behalf of the State of Colorado, claims and/or actions as described above.

GIVEN under my hand and the Executive seal of the State of Colorado this 15th day of April, A.D. 1984.




Richard D. Lamm
Governor

RECEIVED
JUL 16 1984
COLORADO STATE LIBRARY
State Publications Depository