



STATE OF MICHIGAN  
EXECUTIVE OFFICE  
LANSING

RICK SNYDER  
GOVERNOR

BRIAN CALLEY  
LT. GOVERNOR

**EXECUTIVE ORDER  
No. 2011 – 13**

**GOVERNOR'S TALENT INVESTMENT BOARD  
WORKFORCE DEVELOPMENT AGENCY  
MICHIGAN STRATEGIC FUND**

**RESCISSION OF  
EXECUTIVE ORDER 2004-36  
EXECUTIVE ORDER 2006-15**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the state of Michigan in the Governor; and

WHEREAS, the administration's primary objective is the creation and cultivation of jobs; and

WHEREAS, the development of talent in Michigan's workforce is an essential tool to attract and create jobs; and

WHEREAS, the state of Michigan is interested in partnering with experts in various aspects of workforce development;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the powers and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. GOVERNOR'S TALENT INVESTMENT BOARD**

A. The Council for Labor and Economic Growth, created by Executive Order 2004-36, as amended by Executive Order 2006-15, and transferred to the Workforce Development Agency within the Michigan Strategic Fund by Executive Order 2011-4, is abolished.

B. The Governor's Talent Investment Board is created as an advisory body within the Workforce Development Agency and shall be the state workforce investment board required for this state under Section 111 of the federal Workforce Investment Act of 1998, 29 USC 2821.

C. Executive Orders 2004-36 and 2006-15 are rescinded.

## II. COMPOSITION OF THE GOVERNOR'S TALENT INVESTMENT BOARD

A. The Governor's Talent Investment Board shall consist of forty-seven (47) members, including the following:

1. The Governor;
2. Two members of the Michigan House of Representatives, appointed by the Speaker of the Michigan House of Representatives. A member appointed under this subsection shall serve only while a member of the Michigan House of Representatives;
3. Two members of the Michigan Senate, appointed by the Majority Leader of the Michigan Senate. A member appointed under this subsection shall serve only while a member of the Michigan Senate;
4. Thirty-seven (37) members appointed and serving at the pleasure of the Governor, consisting of the following:
  - a. Twenty-seven (27) representatives of business in Michigan, who—
    - i. Are owners of businesses, chief executives or operating officers of businesses, and other business executives or employers with optimum policymaking or hiring authority;
    - ii. Represent businesses with employment opportunities that reflect the employment opportunities of the state;
    - iii. Are appointed from among individuals nominated by state business organizations and business trade associations;
  - b. One representative who is a chief elected executive officer of a city or a county;
  - c. Two representatives of labor organizations who have been nominated by state labor federations;
  - d. Two representatives of individuals and organizations that have experience with respect to youth activities;
  - e. Two representatives of individuals and organizations that have experience and expertise in the delivery of workforce investment activities, including chief executive officers of community colleges and community-based organizations within the state;
  - f. One representative in the state with expertise relating to Job Corps programs;
  - g. One representative in the state with expertise relating to Native American programs;
  - h. One representative in the state with expertise relating to migrant seasonal farm worker programs;
5. Five (5) members appointed by the Governor, including;

- a. The President of the Michigan Strategic Fund;
- b. The Director of the Department of Licensing and Regulatory Affairs;
- c. The Director of the Department of Community Health;
- d. The Director of the Department of Human Services; and
- e. The Superintendent of Public Instruction.

B. The Governor shall designate a chairperson and vice-chairperson for the Governor's Talent Investment Board from among those members described in Section II (A.)(4.)(a.)(i.-iii.).

C. The Governor and the persons listed in Section II. (A.)(5.) may each send a designee to any meeting of the Governor's Talent Investment Board and that designee's attendance shall constitute attendance by the Governor or Board member listed in Section II. (A.)(5.) for quorum purposes. A person attending a Board meeting as a designee is authorized to exercise the vote on behalf of the person that they are representing at a Board meeting.

### **III. DUTIES AND OPERATIONS OF THE GOVERNOR'S TALENT INVESTMENT BOARD**

A. The Governor's Talent Investment Board is an advisory body and is charged with advising and assisting the Governor regarding compliance with the federal Workforce Investment Act of 1998, 29 USC 2801 to 9201 ("Act"), and any regulations issued pursuant to the Act.

B. The Board may promulgate bylaws, not inconsistent with federal law, Michigan law, or this Order, governing its organization, operation, and procedures.

C. Michigan Strategic Fund personnel shall staff and assist the Board. The Michigan Economic Development Corporation may assist the Board in performing its functions if authorized under an agreement between the Michigan Economic Development Corporation and the Michigan Strategic Fund.

D. The Board shall meet at the call of the Chairperson and as may be provided in procedures adopted by the Board. Meetings of the Board shall be held within the state of Michigan.

E. A majority of the members of the Board constitutes a quorum for the transaction of business. The Board shall act by majority vote of serving members participating in a meeting. To the extent authorized by Michigan law, the Board may

authorize members to participate in a Board meeting by the use of telephonic or video equipment. Members participating in a meeting via telephonic or video equipment shall be deemed present at the meeting. Voting shall be conducted in person or by use of telephonic or video equipment.

F. The Board may, as appropriate, make inquiries, studies, investigations, hold hearings, and receive comments from the public.

G. Members of the Board shall serve without compensation. Members of the Board may receive reimbursement for necessary travel and expenses according to relevant statutes and the rules and procedures of the Civil Service Commission and the Department of Technology, Management and Budget, subject to available appropriations.

H. As required under Section 111(f) of the federal Workforce Investment Act of 1998, 29 USC 2821(f), a member of the Board may not do any of the following:

1. Vote on a matter under consideration by the Board regarding the provision of services by the member or an entity the member represents.
2. Vote on a matter under consideration by the Board that would provide direct financial benefit to the member or the immediate family of the member. As used in this paragraph, "family" means that term as defined under Section 101(15) of the federal Workforce Investment Act of 1998, 29 USC 2801(15).
3. Engage in any other activity determined by the Governor to constitute a conflict of interest, as specified in the state plan outlining a 5-year strategy for the Statewide Workforce Investment System for this state, as required under Section 112 of the federal Workforce Investment Act of 1998, 29 USC 2822.

I. To assure full compliance with the sunshine requirements under Section 111(g) of the federal Workforce Investment Act of 1998, 29 USC 2821(g), meetings of the Board shall be held according to procedures established under the Open Meetings Act, 1976 PA 267, MCL 15.261 to 15.275.

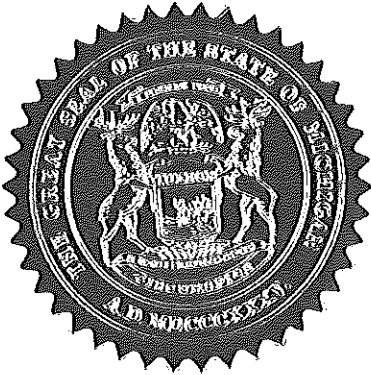
J. To assure full compliance with the sunshine requirements under Section 111(g) of the federal Workforce Investment Act of 1998, 29 USC 2821(g), the Board is a public body under, and shall comply with, the Freedom of Information Act, 1976 PA 442, MCL 15.231 to 15.246.

K. Members of the Board shall refer all legal, legislative, and media contacts to the Michigan Strategic Fund.


**IV. MISCELLANEOUS**

Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected by this Order shall not abate by reason of the taking effect of this Order. Any suit, action, or other proceeding may be maintained by, against, or before any appropriate successor of an entity affected by this order.

This order is effective upon filing.



Given under my hand and the Great Seal of the State of Michigan this 1st day of December in the year of our Lord, two thousand eleven.

  
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RICHARD D. SNYDER

  
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SECRETARY OF STATE

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ON 12/1/11 AT 9:01 AM