



STATE OF MICHIGAN  
EXECUTIVE OFFICE  
LANSING

RICK SNYDER  
GOVERNOR

BRIAN CALLEY  
LT. GOVERNOR

**EXECUTIVE ORDER  
No. 2016 - 9**

**CREATION OF THE CHILD LEAD POISONING  
ELIMINATION BOARD**

**EXECUTIVE OFFICE OF THE GOVERNOR**

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

WHEREAS, Section 4 of Article V of the Michigan Constitution of 1963 authorizes the establishment of temporary commissions or agencies for special purposes; and

WHEREAS, under Section 1 of 1931 PA 195, MCL 10.51, the Governor may, at such times and for such purposes as the Governor deems necessary or advisable, create special advisory bodies consisting of as many members as the Governor deems appropriate; and

WHEREAS, Section 17 of Article V of the Michigan Constitution of 1963 empowers the Governor to present to the Legislature information as to the affairs of the state and recommend measures that he considers necessary or desirable; and

WHEREAS, the issue of child lead poisoning in Flint has highlighted the prevalence of child lead poisoning throughout the state of Michigan; and

WHEREAS, there exists a need in state government for a coordinated effort to design a long term strategy for eliminating child lead poisoning in the state of Michigan, including a statewide assessment of old housing stock with lead hazards and areas with high incidence of child lead poisoning, analysis of current research on the incidence and impacts of lead paint in old homes, and a survey of current law, resources, and policy related to lead abatement and remediation;

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. CREATION OF THE MICHIGAN CHILD LEAD POISONING ELIMINATION BOARD**

A. The Child Lead Poisoning Elimination Board (the "Board") is created as a temporary commission pursuant to Article V, Section 4 of the Constitution of the state of Michigan of 1963 and shall serve as an advisory body within the Executive Office of the Governor.

B. The Board shall be an independent and autonomous entity with the intent that its authority, powers, duties, and responsibilities be exercised free from the direction and supervision of the principal departments in the executive branch, and shall be composed of twelve (12) members appointed as follows:

1. The Lieutenant Governor.
2. The Governor shall appoint seven (7) members serving at the pleasure of the Governor.
3. The following four (4) department or authority directors, or their designee, from within their respective department or authority:
  - The Department of Environmental Quality;
  - The Department of Health and Human Services;
  - The Department of Licensing and Regulatory Affairs; and
  - The Michigan State Housing Development Authority.

C. A vacancy on the Board shall be filled in the same manner as the original appointment.

D. The Board shall include individuals with particular expertise in prevention and mitigation of child lead poisoning and may include representatives from pediatric hospitals, local units of government, relevant nonprofit agencies, local health departments, and education.

## **II. CHARGE TO THE BOARD**

A. The Board shall act in an advisory capacity to the Governor and the state of Michigan, and make recommendations to the Governor concerning testing of children for elevated blood lead; follow-up monitoring and services, including case management; environmental lead investigations; remediation and abatement; and dashboards and reporting, including but not limited to the following:

1. Recommend changes to improve the blood lead testing rate of children in Michigan, especially in high-risk areas and for children under the age of six (6) years old.

2. Recommend changes to improve the percentage of families utilizing follow-up services when a child tests positive for elevated blood lead and ensure the adequacy of those services.
3. Recommend changes to improve the availability of environmental lead investigations to families when a child tests positive for elevated blood lead, particularly with respect to children under the age of six (6) years old, and ensure the adequacy of such investigations.
4. Recommend achievable improvements to current remediation and abatement efforts aimed at reducing child lead poisoning dangers throughout Michigan and in particular hotspots, including individual homes.
5. Recommend improvements to existing collection, maintenance, sharing, and reporting efforts regarding child lead poisoning data, including recommendations for the implementation of dashboards, websites, apps, and other means of conveying information.

B. The Board shall also inventory existing resources and programs that touch the above areas and make recommendations regarding coordination and supplementation where appropriate.

C. By November 4, 2016, the Board shall provide to the Governor a full, written report on its recommendations for items in Section II.A. and II.B. of this Order.

### **III. OPERATIONS OF THE BOARD**

A. The Board shall be staffed by personnel from and assisted by state departments and agencies as directed by the Governor's Office.

B. The Lieutenant Governor shall serve as the Chairperson. The Lieutenant Governor may select from among the Board's members a Vice Chairperson to act as Chair in his absence.

C. 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 may be held anywhere within the state of Michigan.

D. The Board may establish workgroups or committees assigning Board members to and inviting public participation on these workgroups or committees as the Board deems necessary.

E. The Board may adopt, reject, or modify recommendations made by the workgroups or committees.

F. A majority of the voting members of the Board serving constitutes a quorum for the transaction of the Board's business notwithstanding the existence of one (1) or more vacancies. The Board shall act by majority vote of its present and voting members for the purpose of making recommendations to the Governor.

G. The Board may adopt procedures consistent with Michigan law and this Order governing its organization and operations.

H. The Board may, as appropriate, make inquiries, studies, investigations, hold hearings, and receive comments from the public. Subject to the Governor's approval, the Board may consult with outside experts in order to perform its duties, including, but not limited to, experts in the private sector, government agencies, and the nonprofit sector.

I. Members of the Board shall serve without compensation. Subject to the Governor's approval and available funding, members of the Board may receive reimbursement for necessary travel and expenses according to relevant statutes and the rules and procedures of the Michigan Civil Service Commission and the Department of Technology, Management and Budget.

J. The Board may hire or retain contractors, sub-contractors, advisors, consultants, and agents, and may make and enter into contracts necessary or incidental to the exercise of the powers of the Board and the performance of its duties, as the Governor deems advisable and necessary in accordance with the relevant statutes, rules, and procedures of the Civil Service Commission and the Department of Technology, Management and Budget.

K. The Board may accept grants of funds, donations of funds, property, labor, services, or other things of value from any public or private agency or person. Any donations shall be expended in accordance with applicable laws, rules, and procedures.

L. Members of the Board, staff, or contractors shall refer all legal, legislative, and media contacts relating to Board actions or activities to the Office of the Governor.

#### **IV. MISCELLANEOUS**

A. All departments, committees, commissioners, or officers of this state or of any political subdivision of this state shall give to the Board, or to any member or representative of the Board, any necessary assistance required by the Board or any member or representative of the Board, in the performance of the duties of the Board so far as is compatible with its, his, or her duties.

B. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order shall not abate by reason of the taking effect of this Order.

C. Nothing in this Order shall be construed to change the organization of the executive branch of state government or the assignment of functions among its units in a manner requiring the force of law.

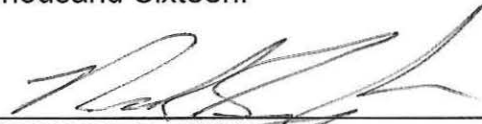
D. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order.

E. The Board shall dissolve two years after the effective date of this Order.

This Executive Order shall become effective upon filing.

Given under my hand and the Great Seal of the state of Michigan this 20<sup>th</sup> day of May, in the Year of our Lord Two Thousand Sixteen.



  
\_\_\_\_\_  
RICHARD D. SNYDER  
GOVERNOR

BY THE GOVERNOR:

  
\_\_\_\_\_  
SECRETARY OF STATE

**FILED WITH SECRETARY OF STATE**  
**ON 5/20/2016 AT 2:20 PM**