EXECUTIVE DIRECTIVE

No. 2025-1

To: State Department Directors and Autonomous Agency Heads

From: Governor Gretchen Whitmer

Date: January 24, 2025

Re: Federal Action Compliance Review

Upon taking office, President Trump issued a series of <u>Executive Orders and Presidential Actions</u> (hereinafter "Federal Actions") that purport to limit or restrict the ways that federal dollars can be spent. Our state departments and agencies are required to follow the federal and state constitutions, federal and state statutes, and applicable orders, rules and regulations when spending government dollars and in the administration of all government programs. Moreover, some Federal Actions are already the subject of ongoing legal disputes and various court decisions across the country.

All state departments and agencies must adhere to the law. Accordingly, I am issuing this Executive Directive to ensure that each state department and agency is continuously reviewing Federal Actions, all federal guidance related to those Federal Actions, and consulting with the Department of Attorney General as to the legality and application of the Federal Actions to ensure compliance with the law and any applicable court decisions.

Section 1 of article 5 of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the governor.

Section 8 of article 5 of the Michigan Constitution of 1963 places each principal department under the supervision of the governor.

Acting under the Michigan Constitution of 1963 and Michigan law, I order the following:

Compliance Review

- 1. Each Director and Autonomous Agency Head shall review and consult with the Department of Attorney General about <u>Federal Actions</u> to ensure compliance, as consistent with federal and state laws and any applicable court decisions.
- 2. Departments and agencies should prioritize reviewing and seeking legal advice from the Department of Attorney General on Federal Actions that impact the use or receipt of federal funds including, but not limited to:

- a. Presidential Executive Order, dated January 21, 2025, titled "Ending Illegal Discrimination and Restoring Merit-Based Opportunity."
- b. Presidential Executive Order, dated January 20, 2025, titled "Ending Radical and Wasteful Government DEI Programs and Preferencing."
- c. Presidential Executive Order, dated January 20, 2025, titled "<u>Unleashing American Energy</u>."
- d. Presidential Executive Order, dated January 20, 2025, titled "<u>Defending Women from Gender Ideology Extremism and Restoring Biological Truth to the Federal Government.</u>"
- 3. This consultation and legal review shall be ongoing to ensure compliance with any new or revised Federal Actions and any court orders or rulings related to the same.

This directive is effective immediately.

Thank you for your cooperation in its implementation.

Gretchen Whitmer

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Governor