

SENATE FISCAL AGENCY
MEMORANDUM



DATE: March 3, 2015
TO: Members of the Michigan Senate
FROM: Joe Carrasco, Fiscal Analyst
RE: Executive Orders 2015-7 and 2015-8

The Governor issued Executive Order 2015-7 on February 18, 2015; however, due to an error in the official name of one of the entities, it was replaced by EO 2015-8, which is described below.

Executive Order 2015-8

The Governor issued Executive Order 2015-8 on February 25, 2015, to add the Director of the Office for New Americans or his or her designee as a nonvoting ex officio member of both the Asian Pacific American Affairs Commission and the Hispanic/Latino Commission. The Asian Pacific American Affairs Commission was established through Executive Reorganization Order 2009-21, while the Hispanic/Latino Commission was created in Public Act 164 of 1975, MCL 18.302. The new ex officio member would be in addition to the existing membership of both Commissions as expressed in EO 2009-21 and Public Act 164 of 1975.

Executive Order 2015-8 will be effective 60 days after issuance, which will be April 26, 2015, unless it is disapproved by a vote of both houses of the Legislature before that date.

There would be no changes to any of the powers, duties, or charges of either the Asian Pacific American Affairs Commission or the Hispanic/Latino Commission; thus, none of the items regarding a Type I, II, or III transfer are employed in EO 2015-8.

Background

Article V, Section 2 of the State Constitution authorizes the Governor to organize the Executive branch of government by EO. Three types of reorganization or transfers are outlined in the Executive Reorganization Act. The three types include:

Type I Transfer. An existing department, board, commission, or agency is transferred intact to another principal department. The entity is administered under the supervision of the new principal department director; however, the prescribed statutory powers, duties, and functions are exercised by the entity as a relatively autonomous entity.

Type II Transfer. All of the statutory authority, powers, duties and functions, as well as records, personnel, property, unspent balances of the appropriations and other funds associated with an entity, and the entity itself are transferred to and placed under the authority of the principal department.

Type III Transfer. An existing entity is abolished. The statutory authority, powers, duties, functions, records, personnel, and funding are transferred to the principal department.

Please contact me at 3-2768 if you have any questions.

c: Ellen Jeffries, Director
Bill Bowerman, Associate Director

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