

**SENATE FISCAL AGENCY
 MEMORANDUM**

DATE: June 24, 2019
TO: Members of the Michigan Senate
FROM: Joe Carrasco, Fiscal Analyst
RE: Executive Order 2019-15

Executive Order 2019-15

On June 11, 2019, Governor Whitmer issued Executive Order (E.O.) 2019-15 to create the 2020 United States Census Complete Count Committee as a temporary committee within the Department of Technology, Management, and Budget (DTMB). The Committee will act in an advisory capacity to the Governor to identify barriers that may impede participation in the 2020 Census and distribute educational materials designed to encourage participation in the Census, among other things. The Committee will issue a final report to the Governor by October 1, 2020, and will be dissolved on November 1, 2020.

Article V, Section 4 of the Michigan Constitution grants the Governor the power to establish temporary commissions that are not subject to legislative disapproval. The establishment of the 2020 United States Census Complete Count Committee is not subject to legislative disapproval, and the order creating it was effective upon filing, June 11, 2019.

Creation of the 2020 United States Census Complete Count Committee

Executive Order 2019-15 creates the 2020 United States Census Complete Count Committee as an advisory body within the DTMB. The Committee will consist of the Governor, the Lieutenant Governor, and at least 50 members appointed by the Governor. Appointed members will represent various sectors and communities within Michigan and reflect the diverse geographic, economic, racial, cultural, gender, and occupational composition of Michigan.

The Governor will serve as chairperson of the committee and the Lieutenant Governor will serve as the vice chairperson. The Governor may appoint one or more individuals to serve as honorary chairpersons. The Governor also may appoint, as nonvoting ex officio members, directors of one or more principal departments and members of Congress that represent congressional districts in Michigan.

Charge to the Committee

The Committee must act in an advisory capacity to the Governor and is charged with doing the following:

- Providing public leadership to reinforce the importance of the 2020 Census.
- Identifying barriers that may impede the full participation of Michigan residents in the 2020 Census.

- Developing and administering an outreach action plan designed to overcome these barriers and ensure a complete count.
- Developing and distributing educational and promotional materials designed to heighten awareness of and encourage participation in the 2020 Census.
- Identifying opportunities to coordinate the Committee's efforts and resources with those of the various individuals and entities working on the Federal, State, and local levels to ensure as complete a count as possible.
- Providing other advice and taking other action as requested by the Governor.

The Committee is a temporary committee and must complete its work and submit a final report to the Governor by October 1, 2020. The report must summarize the efforts of the Committee and its conclusions, as well as suggest improvements for the 2030 Census. The Committee will be dissolved on November 1, 2020.

Operations of the Committee

The Committee will be staffed and assisted by personnel from the DTMB and any budgeting, procurement, and related management functions will be performed under the direction and supervision of the Department. In addition, the Committee must do all of the following:

- Adopt procedures consistent with this order; the Governor may delegate her responsibilities as chairperson to a committee member from Section 1(b)(3) of this order;
- Comply with the Freedom of Information Act and the Open Meetings Act.
- Meet at the call of the chairperson, at least quarterly until March 1, 2020, and as needed after that to complete its work.
- Refer all legal, legislative, and media contacts to the Department.

The Committee may do any of the following:

- Establish advisory workgroups.
- Coordinate its efforts with the United States Census Bureau, as appropriate, as well as any other complete count committees established at the local level.
- Make inquiries, perform studies and investigations, hold hearings, and receive comments from the public.
- Hire or retain contractors, subcontractors, advisors, consultants, and agents as deemed necessary or incidental to the exercise of the powers of the Committee, subject to available funding.
- Accept donations of labor, services, or other things of value from any public or private agency or person.

Types of Transfers

The creation of the Committee does not involve a Type I, II, or III transfer as identified under the Executive Organization Act.

Fiscal Impact

The Department of Technology, Management, and Budget will incur any costs for the staff support that is provided to the Committee. Members of the Committee will serve without compensation; however, they may be reimbursed for necessary travel and expenses consistent with current law, rules, and procedures, subject to available funding. The Department has indicated that costs associated with the Committee will be absorbed within current annual appropriations.

Anticipated costs include an estimated \$10,000 to \$15,000 for general support costs and travel and per diem reimbursements for Committee members and an estimated \$150,000 to \$195,000 to hire a director for the Committee. As mentioned, the DTMB has indicated that the costs will be absorbed within current appropriations; thus, there is no anticipated need for additional funding.

Summary

Executive Order 2019-15 creates the 2020 United States Census Complete Count Committee as an advisory body within the DTMB. The Committee will act in an advisory capacity to the Governor, and is charged with several duties to provide public leadership to reinforce the importance of the 2020 Census, identify barriers that may impede the full participation of Michigan residents in the 2020 Census, and develop and administer an outreach action plan designed to overcome these barriers and ensure a complete count.

The Committee is a temporary committee and must complete its work and submit a final report to the Governor by October 1, 2020. The report must summarize the efforts of the Committee and its conclusions, as well as suggest improvements for the 2030 Census. The Committee will be dissolved on November 1, 2020.

The E.O. that created the Committee was effective upon filing, June 11, 2019.

If you have any questions on E.O. 2019-15, please do not hesitate to contact me.

/mh

c: Christopher Harkins, Director
Steve Angelotti, Associate Director