

EXECUTIVE REORGANIZATION ORDER

E.R.O. No. 1991-18

2.132 Establishment of Michigan council for arts and cultural affairs in department of commerce.

WHEREAS, by Executive Order No. 1991-13, the statutory authority, powers, duties, functions, and responsibilities of the State Council for the Arts and the Committee on Art in Public Places were transferred to the Director of the Department of Commerce, as head of the Department of Commerce, by a Type III transfer, as defined by Section 3 of Act No. 380 of the Public Acts of 1965 being Section 16.103 of the Michigan Compiled Laws, which has the effect of abolishing the State Council for the Arts and the Committee on Art in Public Places; and

WHEREAS, the arts enrich our lives and are vital to the well-being of our society; and

WHEREAS, the arts bring important benefits to Michigan's economy, to our efforts to attract business to this state, and to our tourist industry; and

WHEREAS, arts education is a critical part of the education of our youth in that it opens new worlds to them, encourages creativity, and presents opportunities for careers; and

WHEREAS, it is desirable that there be public advice and consultation with respect to the arts and cultural affairs.

NOW, THEREFORE, I, John Engler, Governor of the State of Michigan, pursuant to the powers vested in me by the Constitution of the State of Michigan of 1963 and the laws of the State of Michigan, do hereby order the following:

(1) There is hereby established, in the Department of Commerce, the Michigan Council for Arts and Cultural Affairs consisting of 15 members to be appointed by the Governor.

(2) The Michigan Council for Arts and Cultural Affairs shall perform the following functions:

(a) Advise the Governor and the Director of the Department of Commerce on matters relating to arts and cultural affairs.

(b) Disburse, fund and make grants to public and private arts and cultural entities.

(c) Accept gifts, grants, loans, appropriations or other aid from the federal, state or local government, from a subdivision, agency or instrumentality of the federal, state or local government, or from a person, corporation, partnership, association, firm or other organization and to agree and comply with conditions attached to such gifts, grants, loans, appropriations or other aid.

(d) Make and execute contracts and other instruments with any federal, state or local government, with any subdivision, agency or instrumentality of the federal, state or local government, or with any person, corporation, partnership, association, firm or other organization necessary or convenient to the proper exercise of its function.

(e) Develop and implement a long range plan to accomplish its objectives.

(3) The term of office of each member of the Michigan Council for the Arts and Cultural Affairs shall be three years, except that of the members first appointed; five shall be appointed for a term of one year, five shall be appointed for a term of two years and five shall be appointed for a term of three years. A member appointed to fill a vacancy occurring other than by expiration of a term shall be appointed for the unexpired term.

(4) The Governor shall appoint one member of the Michigan Council for Arts and Cultural Affairs as Chairperson. The Michigan Council for Arts and Cultural Affairs shall elect other officers as it deems necessary.

(5) Members of the Michigan Council for Arts and Cultural Affairs shall receive no compensation, but may be reimbursed for the actual and necessary expenses, including mileage, incurred in carrying out their advisory functions.

(6) The Michigan Council for Arts and Cultural Affairs may appoint subcommittees and advisory committees. The Director of the Department of Commerce may assign staff, if requested by the Chairperson of the Michigan Council for Arts and Cultural Affairs, to assist the Michigan Council for Arts and Cultural Affairs in performing its functions.

In fulfillment of the requirement of Article V, Section 2, of the Constitution of the State of Michigan of 1963, the provisions of this Executive Order shall become effective September 1, 1991, at 12:02 a.m.

History: 1991, E.R.O. No. 1991-18, Eff. Oct. 28, 1991

Compiler's Notes: For transfer of Michigan council for arts and cultural affairs and Michigan council for the arts fund from department of history, arts, and libraries to Michigan strategic fund, see E.R.O. No. 2009-26, compiled at MCL 399.752. For the renaming of the Michigan council for arts and cultural affairs to the Michigan arts and culture council, see E.R.O. No. 2022-1, compiled at MCL 333.27002.