The State of Maryland

Executive Department

EXECUTIVE ORDER
01.01.2015.19

Governor's Workforce Investment Board
(Rescinds Executive Order 01.01.2004.60)

WHEREAS, The Governor's Workforce Investment Board (Board) was established by Maryland Statute and Executive Order in 1983 to promote comprehensive planning and coordination of employment and training programs in the State;

WHEREAS, The Governor's Workforce Investment Board is Maryland's chief policy-making body on workforce development, innovation, and opportunity;

WHEREAS, The Federal Workforce Innovation and Opportunity Act of 2014 (2014 Act) supersedes the Workforce Investment Act of 1998 (1998 Act) and sets forth the guidelines for states to administer workforce programs and services, and requires that each governor establish a State workforce development board to lead the workforce agenda;

WHEREAS, The 2014 Act establishes the framework for the appointment and membership of the board and authorizes the Governor to appoint the Board;

WHEREAS, The Board constituted under the 1998 Act will be dissolved on June 30, 2015, and a new Board is to be created on July 1, 2015 under the 2014 Act to function as the designated State workforce board, with planning and coordination responsibilities related to federal support received through the Act and other workforce development programs;

WHEREAS, It is a high priority of the Hogan-Rutherford Administration to attract and retain businesses and jobs;

WHEREAS, Maryland must continue to develop a highly educated workforce to sustain and enhance the economy that drives Maryland's global competitiveness;

WHEREAS, Maryland must continue to develop and expand an education and workforce training system that is aligned with the economic development needs of Maryland employers and job creators;

WHEREAS, Impending worker shortages require a workforce system that provides outstanding education and training opportunities for all Marylanders to participate and succeed in Maryland's economy; and

WHEREAS, The Administration finds that the Governor's Workforce Investment Board can play a more significant role in workforce creation and desires to make certain changes to the membership and scope in order to enhance the effectiveness of the Board.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, DO HEREBY RESCIND EXECUTIVE ORDER 01.01.2004.60, AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment. There is a Governor's Workforce Investment Board (Board).

B. Membership and Procedures.

(1) Membership. The Board shall include but is not limited to the following members:

(a) The Governor;

(b) One member of the Maryland Senate, appointed by the President of the Senate: and

(c) One member of the Maryland House of Delegates, appointed by the Speaker of the House.

(2) Maryland Officials appointed by the Governor, including:

(a) The Secretary of Labor, Licensing and Regulation;

(b) The Secretary of Business and Economic Development;

(c) The Secretary of Higher Education;

(d) The Secretary of Human Resources;

(e) The State Superintendent of Schools;

(f) The Secretary of Public Safety and Correctional Services;

(g) The Secretary of Disabilities;

(h) The Secretary of Juvenile Services;

(i) The Secretary of Aging;

(j) The Secretary of Veterans Affairs; and

(k) Two chief elected officials, who collectively represent both cities and counties.

(3) Not less than 20% of the Board membership representing workforce within the State appointed by the Governor including:

(a) At least two representatives of labor organizations nominated by state labor federations;

(b) At least one representative who is a member of a labor organization or a training director, from a joint labor-management apprenticeship program;

(c) One president from a community college with expertise in addressing training and education needs of eligible youth;

(d) The President of the Workforce Investment Network for Maryland; and

(e) Other representatives of workforce that may include community-based organizations with demonstrated experience and expertise in addressing the employment, training or education needs of eligible youth, and individuals with barriers to employment, such as veterans and individuals with disabilities.

(4) A majority of the Board membership representing businesses in the State appointed by the Governor including:

(a) At least two representatives who are selected from nominations by State business organizations and business trade associations;

(b) Owners of businesses, chief executives or operating officers of business, or other business executives or employers with optimum policymaking or hiring authority, and who, in addition, may be members of a local workforce development board; and

(c) Representatives of businesses, including small businesses, or organizations representing businesses described in this section, that provide employment opportunities that include high-quality, work-relevant training and development in in-demand industry sectors or occupations in the State.

(5) The membership of the Board shall conform to the representation requirements in The Federal Workforce Innovation and Opportunity act of 2014 Act (2014 Act).

(6) To the extent practicable, the membership of the Board shall reflect the race, gender, and geographic diversity of the population of the State.

(7) Members appointed by the Governor under B(3)(a) through (c), B(3)(e), and B(4) shall serve four-year staggered terms. All other members shall serve so long as they hold the office or designation stipulated under B(1) and B(3)(d).

(8) The Governor shall designate a Chairperson who shall serve at the pleasure of the Governor. The Chairperson shall be a business representative serving pursuant to B(4) and may not be an elected official or an employee of the State of Maryland or any local government.

(9) Members of the Board may not receive any compensation for their service, but may receive reimbursement for reasonable expenses incurred in the performance of their duties in accordance with the State Travel Regulations and as provided in the State budget.

(10) Members of the Board are subject to the State Public Ethics Law and are required to file annual financial disclosures unless otherwise exempted by law.

(11) The Board shall hold publicly announced meetings at such times and such places as it deems necessary. The meetings shall be open and accessible to the general public in accordance with the State Open Meetings Act or other applicable law.

(12) A quorum for voting purposes shall be the presence of a majority of the members of the Board. Board members cannot delegate their authority and cannot send a representative in their place for quorum or voting purposes.

(13) The Board is authorized to obtain such professional, technical, and clerical assistance as may be necessary to carry out its functions, in accordance with the appropriate State budgetary and administrative requirements.

(14) The Board may establish an Executive Committee composed of members appointed by the Chairperson as designated in the bylaws. At least 51% of the members of the Executive Committee must be business members appointed under B(4).

(15) The Board may delegate to the Executive Committee any of the powers of the Board except those powers which are required by law to be exercised by the Board. The Chairperson may also appoint ad-hoc committees as appropriate as provided in the bylaws.

(16) Board members who do not attend at least two-thirds of the scheduled Board meetings in a twelve month period are considered to have resigned unless a waiver is granted by the Governor.

C. Duties and Responsibilities: Pursuant to the 2014 Act the Board shall advise the Governor on the following matters:

(1) The development, implementation and modification of the State plan under the 2014 Act;

(2) The review of statewide policies and programs and the recommendations on actions to align workforce development programs in a manner that supports a comprehensive and streamlined workforce development system in the State;

(3) The development and continuous improvement of the workforce development system in the State including: the identification and removal or barriers to employment, development of strategies to support career pathways, providing effective outreach and improved access for individuals and employers who could benefit from services, expansion of strategies for sector partnerships to meet the needs of employers, workers and jobseekers;

(4) The identification of regions, the designation of local areas, and the improvement of the one-stop delivery system to local areas to support effective delivery of services to workers, jobseekers and employers;

(5) The development and updating of comprehensive State performance accountability measures to assess the effectiveness of the core programs;

(6) The identification and dissemination of information on best practices related to effective operation of the one-stop delivery system, local boards, training programs that respond to real-time labor market analysis and competency assessments to support efficient placement into career pathways or employment;

(7) The development and review of statewide policies affecting the coordinated provision of services through the one-stop delivery system, including objective criteria for assessing effectiveness, guidance for allocation of infrastructure funds, and policies relating to the appropriate roles and contributions of one-stop partners;

(8) The development of strategies for technological improvements to facilitate access to, and improve the quality of, services and activities provided through the one-stop delivery system, including improvements to enhance digital literacy skills, acquisition of postsecondary credentials by participants, strengthen professional development of providers and workforce professionals, and ensure accessibility of technology to individuals with disabilities and individuals residing in remote areas;

(9) The development of strategies for aligning technology and data systems across one-stop partner programs to enhance service delivery and improve efficiencies in reporting on performance accountability measures;

(10) The development of allocation formulas for the distribution of funds for employment and training activities for adults, and youth workforce investment activities;

(11) The preparation of the 2014 Act annual reports;

(12) The development of the statewide workforce and labor market information system under the Wagner-Peyser Act; and

(13) The development of any other policies or procedures as may promote statewide objectives for the workforce development system in the State.

D. Reporting - The Board shall submit an annual report to the Governor and the General Assembly as soon as possible after January 1 of each year.

GIVEN Under My Hand and the Great Seal of the State of Maryland, in the City of Annapolis, this 26th Day of June, 2015.

Lawrence J. Hogan, Jr.
Governor

ATTEST:

John C. Wobensmith
Secretary of State