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STATE OF TENNESSEE
EXECUTIVE ORDER
BY THE GOVERNOR

No. 69

AN ORDER RECONSTITUTING THE STATE WORKFORCE DEVELOPMENT BOARD

WHEREAS, the State of Tennessee’s economic vitality, growth, and competitiveness are dependent on a highly skilled workforce; and

WHEREAS, in order to promote job creation and economic development, there continues to be a need for a coordinated, integrated, and focused approach in the delivery of workforce development services utilizing federal, state, and local resources; and

WHEREAS, the quality and preparedness of the State’s workforce are the shared responsibility of many individuals and organizations, both public and private; and

WHEREAS, the State of Tennessee remains committed to building a workforce development system that is accountable and customer-driven; and

WHEREAS, Governor Don Sundquist established the State Workforce Development Board in Executive Order No. 13, dated July 23, 1997, for the purpose of coordinating workforce initiatives, and Governor Bill Haslam reconstituted the Board in Executive Order No. 46, dated June 30, 2015, for the same purpose; and

WHEREAS, the existence and composition of the State Workforce Development Board is prescribed by the federal Workforce Innovation and Opportunity Act of 2014 (the “Act”), which reformed the public workforce system and is designed to help job seekers access employment, education, training, and support services to succeed in the labor market and to match employers with the skilled workers they need to compete in the global economy;

WHEREAS, the counsel and leadership of a well-qualified, broadly experienced, and diverse State Workforce Development Board is integral to achieving the objectives of the Act within Tennessee; and

WHEREAS, reconstituting the State Workforce Development Board as set forth below will enable the current members of the Board to continue serving the balance of their membership terms without interruption.

NOW THEREFORE, I, Bill Lee, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and the laws of the State of Tennessee, and in accordance with the Workforce Innovation and Opportunity Act of 2014, 29 U.S.C. § 3111 *et seq.*, do hereby direct and order the following:

1. The State Workforce Development Board (the “Board”) shall be reconstituted as follows:
 - a. The Board shall consist of thirty-three (33) members:
 - i. The Governor or the Governor’s designee;
 - ii. A member of the Senate, appointed by and serving at the pleasure of the Speaker of the Senate;
 - iii. A member of the House, appointed by and serving at the pleasure of the Speaker of the House;
 - iv. The Commissioner of Labor and Workforce Development or the Commissioner’s designee;
 - v. The Commissioner of Human Services or the Commissioner’s designee;
 - vi. The Commissioner of Economic and Community Development or the Commissioner’s designee;
 - vii. The Commissioner of Education or the Commissioner’s designee;
 - viii. A representative of Adult Education, appointed by the Governor;
 - ix. A representative of Vocational Rehabilitation, appointed by the Governor;
 - x. At least twenty-four (24) members appointed by the Governor, as follows:
 1. Two mayors, one city and one county;
 2. At least two (2) representatives of organized labor, for which the Governor shall consult with state labor

organizations and may pick from a list of nominees submitted by such groups;

3. At least one (1) representative of a community-based organization that has demonstrated experience and expertise in addressing the employment, training, or education needs of individuals with barriers to employment, including organizations that serve veterans or provide or support competitive, integrated employment for individuals with disabilities;
 4. At least one (1) representative of a joint labor-management apprenticeship program who is either a member of a labor organization or a training director, or a representative from an apprenticeship program if no such joint program exists; and
 5. At least fifteen (15) members who are owners, chief executive officers, or executives with policy-making or hiring authority in businesses that, at a minimum, provide employment training opportunities that include high-quality, work-relevant training and development in major industry sectors or occupations in this state.
 - A. The Governor shall consult with relevant state business organizations and trade associations when making these appointments and pick from a list of nominees submitted by such groups.
 - B. At least one (1) such member must represent small businesses, as defined by the U.S. Small Business Administration.
- b. As required under federal law, representatives of businesses must comprise the majority of the Board. Representatives of the workforce must comprise at least twenty percent (20%) of the Board.
2. The Governor and Commissioners shall serve *ex officio*, and the two required members of the General Assembly shall serve at the pleasure of the respective Speakers.
 3. All remaining members shall serve initial terms of four (4) years, except that:
 - a. The city mayor, the apprenticeship program representative, and two (2) business representatives shall serve initial terms of one (1) year.
 - b. One (1) labor representative and three (3) business representatives shall serve initial terms of two (2) years.

- c. The community-based organization representative, one (1) labor representative, and three (3) business representatives shall serve initial terms of three (3) years.

Members serving pursuant to this Paragraph 3 shall, after serving an initial term, be eligible for reappointment to a four (4) year term, and may be reappointed for an unlimited number of terms. A member appointed under this Paragraph 3 shall holdover beyond the expiration of the member's term until reappointed or replaced.

4. In the event of a vacancy, the Governor shall appoint a replacement to fill the unexpired term. Except that in the event of a vacancy in the position of the House member or the Senate member, the respective Speaker shall appoint a replacement to fill the unexpired term.
5. In making appointments to the Board, the Governor shall strive to ensure a diverse membership that reflects the citizenry of Tennessee.
6. The primary responsibility of the Board shall be to advise the Governor on all matters of workforce development strategy for the State of Tennessee.
7. The Board shall advise the Governor and the Commissioner of Labor and Workforce Development on:
 - a. Development, implementation, and modification of the State plan, as defined by the Act;
 - b. Review of statewide policies, statewide programs, and recommendations on actions that should be taken by the State to align workforce development programs in the State in a manner that supports a comprehensive and streamlined workforce development system in the State, including the review and provision of comments on the State plans, if any, for programs and activities;
 - c. Development and continuous improvement of the workforce development system in the State as described by the Act;
 - d. Development and updating of comprehensive State performance accountability measures;
 - e. Identification and dissemination of information on best practices as described in the Act;
 - f. Development and review of statewide policies affecting the coordinated provision of services through the State's one-stop delivery system, as defined by the Act;

- g. 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;
 - h. 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;
 - i. Development of allocation formulas for the distribution of funds for employment and training activities for adults and youth workforce investment activities to local areas;
 - j. Preparation of performance reports as described in the Act;
 - k. Development of the statewide workforce and labor market information system described in section 15(e) of the Wagner-Peyser Act (29 U.S.C. § 491-2(e)); and
 - l. Development of such other policies as may promote statewide objectives for, and enhance the performance of, the workforce development system in the State.
8. The Department of Labor and Workforce Development shall be the administering agency for the activities of the Board, and all funding for Board activities shall be appropriated to the Department of Labor and Workforce Development.
9. This Executive Order No. 69 supersedes and rescinds Governor Haslam's Executive Order No. 46, dated June 30, 2015.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 9th day of December, 2020.



GOVERNOR

ATTEST:



SECRETARY OF STATE

