



**ORDER ESTABLISHING THE OFFICE AND POWERS
OF THE EMERGENCY MANAGER FOR THE
SCHOOL DISTRICT OF THE CITY OF DETROIT**

Order 2011-EM1

BY THE POWER AND AUTHORITY VESTED IN THE EMERGENCY MANAGER
FOR THE SCHOOL DISTRICT OF THE CITY OF DETROIT, MICHIGAN
("EMERGENCY MANAGER") PURSUANT TO MICHIGAN'S
PUBLIC ACT 4 OF 2011, THE LOCAL GOVERNMENT AND SCHOOL DISTRICT
FISCAL ACCOUNTABILITY ACT, ("LGS DFA" and or "PA 4");
ROBERT C. BOBB, THE EMERGENCY MANAGER,
ISSUES THE FOLLOWING ORDER:

Whereas on or about March 16, 2011, the Local Government and School District Fiscal Accountability Act, Public Act 4 of 2011, ("PA 4") was enacted to safeguard and assure the fiscal accountability of units of local government, including school districts; to preserve the capacity of units of local government to provide or cause to be provided necessary services essential to the public health, safety and welfare of citizens; and

Whereas PA 4 replaced Public Act 72, the Local Government Fiscal Responsibility Act of 1990 and any existing Emergency Financial Managers under Public Act 72 succeeded to the powers of an Emergency Manager under Public Act 4; and

Whereas the School District of the City of Detroit ("District") had been under financial management pursuant to former Public Act 72 since 2009 and I, Robert C. Bobb, was appointed by then Governor Granholm to act as the Emergency Financial Manager; and

Whereas, pursuant to Public Act 4 the School District of the City of Detroit is placed into Receivership; and

Whereas, pursuant to Public Act 4, the Emergency Manager has broad powers in Receivership to rectify the financial emergency and to assure the fiscal accountability of the school district

and its capacity to provide or cause to be provided necessary educational services essential to the public health, safety and welfare; and

Whereas, pursuant to Public Act 4, the Emergency Manager acts in place of local officials, specifically the Detroit Board of Education and the Superintendent or Chief Administrative Officer, unless the Emergency Manager delegates specific authority; and

Whereas, pursuant to Public Act 4, the Emergency Manager exercises any powers of the Chief Administrator, Superintendent and or the Board under the Revised School Code, State School Aid Act; or any other law which proscribed authority to the local Superintendent or School Board; and

Whereas, Public Act 4 more fully proscribes the duties, responsibilities and powers of the Emergency Manager to alleviate the financial emergency and provide or cause to be provided educational services essential to the public health, safety and welfare; and

Whereas, Public Act 4 automatically suspends the compensation of all elected officials and chief administrative officer unless restored by the Emergency Manager;

THEREFORE, BE IT HEREBY ORDERED:

1. That effective on or about March 16th, 2011, the Office formerly known as the Office of the Emergency Financial Manager for the School District of the City of Detroit shall be known as the Office of the Emergency Manager for the School District of the City of Detroit and shall act in accordance with PA 4, and any and all state, federal and local laws, rules, ordinance regulations; and
2. That in accordance with PA4, I hereby declare and make it known that as Emergency Manager I am assuming all powers assigned, granted or permissible under PA 4 in furtherance of fiscal accountability and the preservation of the provision of educational services essential to the public health, safety and welfare ; and
3. That in accordance with PA 4, all employees, administrators, contractors, subcontractors, consultants, vendors, appointees, students and their parents or guardians and elected officials of the School District of the City of Detroit shall abide by the Orders and directives of the Emergency Manager and or his designee(s) in furtherance of fiscal accountability and the preservation of the provision of educational services essential to the public health, safety and welfare; and
4. That in accordance with PA 4, all employees, administrators, contractors, subcontractors, consultants, vendors, appointees, students and their parents or guardians and elected officials of the School District of the City of Detroit shall abide by the Policies, Rules and Procedures of the District as promulgated by the

Emergency Manager in furtherance of fiscal accountability and the preservation of the provision of educational services essential to the public health, safety and welfare; and

5. That the Detroit Board of Education's budget and funding be reinstated subject to modifications as deemed necessary by the Office of the Emergency Manager; and
6. That any and all powers, responsibilities and duties prescribed to the Emergency Manager are hereby reserved unless specifically waived, delegated and/or designated in writing by the Emergency Manager.

This Order may be amended, modified, repealed or terminated by any subsequent Order issued by the Emergency Manager.

Dated: April 7, 2011

By:



Robert C. Bobb

Emergency Manager

School District of the City of Detroit