

MINUTES

JOINT COMMITTEE ON KANSAS SECURITY

December 13-14, 2007
Room 519-S—Statehouse

Members Present

Representative Mario Goico, Chairperson
Senator Jay Emler, Vice Chairperson
Senator Jim Barone
Senator Chris Steineger
Representative Julie Menghini
Representative Lee Tafanelli

Members Absent

Senator Nick Jordan (excused)
Senator Carolyn McGinn (excused)
Representative Pat George (excused)
Representative Judith Loganbill (excused)
Representative Lee Tafanelli (excused December 13)

Staff

Bruce Kinzie, Office of the Revisor of Statutes
Scott Wells, Office of the Revisor of Statutes
Amy VanHouse, Kansas Legislative Research Department
Jill Shelley, Kansas Legislative Research Department
Ann McMorris, Committee Secretary

Conferees

Captain Eric Pippin, Kansas Highway Patrol
Colonel Bruce Woolpert, Legal Adviser, Office of the Adjutant General
Randy Mettner, Office of the Adjutant General
Julene Miller, Board of Regents
Ray Hauke, Emporia State University
Todd Powell, Fort Hays State University
Tom Rawson, Kansas State University
Kathleen McClusky-Fawcett, University of Kansas

Ed Phillips, University of Kansas Medical Center
Howard Smith, Pittsburg State University
Ted Ayres, Wichita State University
Dean Forester, Chief of Police, Washburn University
Sheila Frahm, Kansas Association of Community College Trustees
Rob Edleston, Kansas Association of Technical Schools and Colleges

**December 13, 2007
Morning Session**

Vice-Chairperson Emler called the meeting to order at 10:00 a.m. (Chairperson Goico had been delayed and arrived shortly thereafter.)

Update from the Advisory Group on Capitol Complex Security

Captain Eric Pippin, Kansas Highway Patrol, provided a copy of the Kansas Capitol Complex Security Survey compiled by the Advisory Group that will be distributed to all State employees within the Capitol Complex to obtain input on their level of satisfaction with current security practices and their personal safety awareness. In addition, the survey will allow employees to express their opinions on the types of threats they face in the work environment and security measures they think may be appropriate ([Attachment 1](#)).

This security survey was initially distributed to 40 employees within the complex to get a sampling of responses. Captain Pippin reviewed a summary of those responses for the Committee ([Attachment 2](#)).

Committee members questioned whether the final results would prioritize the most important areas that need upgrading and would provide the fiscal note on each. It also was noted that the results of this survey would be used to improve security measures for state employees housed in other than state-owned buildings in Topeka.

Update on the Adjutant General's Position on a State Defense Force

Colonel Bruce Woolpert, Judge Advocate, Kansas Army National Guard, Adjutant General's Department, followed up on the request of the Committee from its September meeting and provided information gained by a survey of adjutants general of other states on state defense forces. This survey found that 12 states have some form of state defense force and, in general, the adjutants general support the program. The survey found that most states do not allow state defense forces to train with or carry weapons. Most train for both military and disaster missions. Almost all current forces wear some kind of uniform and employ a military rank structure. Kansas' Adjutant General supports the organization of state-level emergency response teams but opposes a state defense force that would wear military uniforms and perform military-like duties ([Attachment 3](#)).

Report on Emergency Management and Homeland Security Staffing

Randy Mettner, Adjutant General's Department, provided a current Kansas Emergency Management organization chart and a proposed future chart. The resources in the Emergency Management and Homeland Security area that are covered by federal grant programs were discussed. Information on the various functions of Community Emergency Response Teams (CERTs) also was provided ([Attachment 4](#)).

Chairperson Goico recessed the meeting for lunch.

Afternoon Session

Chairperson Goico opened the meeting at 1:40 p.m.

Report on Campus Security

Julene Miller, General Counsel for the Kansas Board of Regents, provided a report on the issue of crisis management and crisis response planning for the higher education institutions in Kansas. The Regents encouraged all state university CEOs to review their existing plans in light of the Virginia Tech incident, and encouraged Washburn, the community colleges, and the technical institutions to do the same. Review, improvement, and practice of the higher education community's emergency plans have been, and will continue to be, an on-going effort, Ms. Miller said ([Attachment 5](#)).

Ray Hauke, Vice-President for Administration and Fiscal Affairs, Emporia State University, reported on ESU's ongoing campus procedures for safety and security and improvements in locking equipment and procedures, notifications to students, and dispatch equipment ([Attachment 6](#)).

Todd D. Powell, General Counsel, Fort Hays State University (FHSU), provided information concerning security practices on the FHSU campus, under the administration of a crisis team. Recent updates included defining "crisis"; expanding the crisis team to 12 members with the duties of each member described in detail in the crisis plan; approval of a revised crisis plan by the FHSU president and his cabinet; codification of practice with regard to threatening behavior from community members; and recommendation of a vendor to provide emergency notification services ([Attachment 7](#)).

Tom Rawson, Vice-President for Administration and Finance, Kansas State University (KSU), reported on the university's policies and procedures for dealing with campus emergencies and its emergency notification procedures, and he distributed a brochure describing KSU's emergency notification systems that will be distributed to the campus community ([Attachment 8](#)).

Kathleen McClusky-Fawcett, University of Kansas (KU), accompanied by Ralph Oliver, KU's Chief of Police, gave a PowerPoint presentation that described current KU procedures, including its (1) emergency operations plan; (2) pandemic response plan; (3) security cameras and "blue phones" for emergency use; (4) public safety office; and (5) other security measures. She detailed KU's emergency notification systems and public address systems. The first 11 pages of KU's 68-page *Emergency Operations Plan* manual were distributed to the Committee to give them a table of

contents of the complete manual and Chapter 1, General Considerations and Planning Guidelines (Attachment 9).

Ed Phillips, University of Kansas Medical Center, provided a summary of measures taken at the Medical Center in the context of lessons learned from the tragedy at Virginia Tech University. The summarized measures taken in these areas are: emergency notification and warning; University Police emergency operations; emergency planning; and campus physical security (Attachment 10).

Howard Smith, Pittsburg State University (PSU), reported on PSU's crisis response and critical incident discussion points and highlights of the University's emergency communications plan, and he provided detailed written information (Attachment 11).

Ted Ayres, Wichita State University, noted the University reviewed its existing plan after the Virginia Tech incident. He reported the University had initiated some new procedures and is in the process of implementing others, which were listed in his written report (Attachment 12).

Dean Forester, Chief of Police, Washburn University, applauded the Committee for scheduling reports on campus security from all the higher education institutions, as it provided a great learning tool for all in attendance. Washburn provides its employees with a safety handbook and has ongoing training sessions (Attachment 13).

Sheila Frahm, Kansas Association of Community College Trustees, reported on the briefings provided by each of the 19 community colleges (Attachment 14).

Rob Edleston, Kansas Association of Technical Schools and Colleges, and Manhattan Area Technical College, noted the technical college crisis plans are either original documents created by the individual institution or, in some cases, documents modified from the USD crisis plans when the colleges became independent. These campuses are quite small and so are not equipped with technologies to provide cell phone announcements, text messages, or other electronic notification to individual students, but plans are in place in the event of a crisis (Attachment 15).

Committee members questioned each conferee regarding use of closed circuit television and on the placement of "no weapons" signage on campuses and their institutions' rules and procedures in this area.

The Chairperson recessed the meeting until 9:00 a.m., December 14, 2007.

December 14, 2007 Morning Session

Chairperson Goico opened the meeting at 9:00 a.m. and asked Revisor's staff to review the drafts of two bills for introduction in the 2008 Session.

- 7rs1556—An act relating to motor vehicles; concerning the display of license plates (Attachment 16).

Revisor Kinzie noted the Highway Patrol had a concern that people who moved from another state could legally keep the other state's license plate on the front of a vehicle while installing the current Kansas plate on the back. This bill draft is designed to correct that problem. In discussing the new language, it was the consensus to delete the word "other" from the second sentence of Section 1, so that the sentence would read "*A Kansas registered vehicle shall have no registration plate for any year on the front of the vehicle, except....*"

It was moved by Senator Barone and seconded by Senator Emler that bill draft 7rs1556 with the deletion of the word "other" as discussed be introduced in the 2008 Session. Motion carried. The bill is to go to the House for introduction.

- 7rs1637--An act relating to the division of emergency management; providing for a state emergency response force (Attachment 17).

Revisor Kinzie explained this draft is in response to the request of Senator Pyle. This legislation would give the Division of Emergency Management in the Adjutant General's Department the authority to establish a state emergency response force, and the bill takes compensation into consideration. It was suggested the name be changed to the Kansas Emergency Response Force. This bill would authorize the Division of Emergency Management to determine the force's duties, uniforms, and operating procedures, including whether the force would be armed, with the assistance and advice of the Commission on Emergency Planning and Response. Committee members said they would expect the state emergency response force not to be armed.

It was moved by Senator Emler and seconded by Senator Barone that bill draft 7rs1637 be introduced with the change in name to Kansas Emergency Response Force. Motion carried.

The bill is to go to the Senate.

Approval of Minutes

It was moved by Representative Menghini and seconded by Senator Emler that the minutes of the November 1-2, 2007, meeting of the Joint Committee on Kansas Security be approved. Motion carried.

Committee Conclusions and Recommendations

Research staff had prepared a draft of conclusions and recommendations to include all but the actions taken at the December 13 and 14, 2007, meetings of the Joint Committee on Kansas Security. The final report will be submitted by the end of December.

Actions Taken

- Chairperson Goico requested Captain Pippin write a letter by December 20 to the Committee providing an update on the work of the Advisory Group on Capitol Complex Security, including an estimated time on when that group's work will be completed. Information from this update will be included in the Committee's report. Research staff will contact Captain Pippin.

- Senator Barone suggested the Regents be asked to present its recommendations for legislation on security legislation. Chairperson Goico will write a letter to the Regents requesting its recommendations for any legislation to improve the law and to request an annual report on these issues be made to the Joint Committee on Kansas Security.
- Chairperson Goico will write a letter to the Department of Education to request a report on security measures being taken in K-12 schools around the state and the guidance of the Department of Education, the Board of Education, or both, provided on this topic. The report, in electronic format, is to be received by April 15, 2008.

It was moved by Representative Tapanelli and seconded by Senator Barone that the request for a report on security in K-12 schools throughout the state be directed to the Department of Education with deadline of April 15, 2008. Motion carried.

Representative Tapanelli asked that a communication from K-State on the status of the National Bio and Agro-Defense Facility (NBAF) be requested so the Legislature would be cognizant of any additional requirements for which legislation could be introduced on a timely basis. The report would be needed at the beginning of the session. The Chairperson and Vice-Chairperson should be advised of any needed changes in order to activate the Committee. Research staff will prepare a letter to be signed by Chairperson Goico and sent to the officials in charge of the State's NBAF efforts: the Lieutenant Governor, Tom Thornton of the Kansas Bioscience Authority, and Dr. Ron Trewyn of K-State.

It was moved by Senator Steineger and seconded by Representative Tapanelli that the meeting be adjourned. Motion carried.

Prepared by Ann McMorris
Edited by Jill Shelley

Approved by Committee on:

December 31, 2007
(date)