

## MINUTES

### JOINT COMMITTEE ON KANSAS SECURITY

October 27, 2009  
Room 535-N—Statehouse

#### Members Present

Representative Mario Goico, Chairperson  
Senator Jay Emler, Vice-chairperson  
Senator Anthony Hensley  
Senator Janis Lee  
Senator Carolyn McGinn  
Senator Thomas Owens  
Representative Dan Johnson  
Representative Julie Menghini  
Representative Lee Tafanelli

#### Members Absent

Representative Judith Loganbill

#### Staff Present

Jill Shelley, Kansas Legislative Research Department  
Corey Carnahan, Kansas Legislative Research Department  
Aaron Klaassen, Kansas Legislative Research Department  
Scott Wells, Office of the Revisor of Statutes  
Bruce Kinzie, Office of the Revisor of Statutes  
Ann McMorris, Committee Assistant

#### Conferees

Tom Thornton, Kansas Bioscience Authority  
Jack Taylor, Chairperson, Commission on Emergency Preparedness and Response  
John Prather, Vice-chairperson, Commission on Emergency Preparedness and Response  
Carmen Alldritt, Director of Vehicles, Kansas Department of Revenue  
Dean Reynolds, Fraud Unit, Kansas Department of Revenue  
Captain Marc J. McCune, Kansas Highway Patrol  
Major General Tod Bunting, Adjutant General of Kansas  
Dr. Bob Hull, Director, Kansas Center for Safe & Prepared School, Adjutant General's Office  
Roger Werholtz, Secretary, Department of Corrections

Bob Blecha, Director, Kansas Bureau of Investigation  
Kyle Schneweis, Chief, Office of Governmental Affairs, Kansas Department of Transportation  
Colonel Terry Maple, Kansas Highway Patrol  
Peter Carttar, Assistant Bureau Chief, Kansas Department of Transportation

## **Others in attendance**

See attached list.

## **Morning Session**

Chairperson Goico opened the meeting at 10:00 a.m. and reviewed information distributed to the Committee:

- Draft minutes of the October 13, 2009, Committee meeting ([Attachment 1](#));
- *U.S. News & World Report* article on EMP (electromagnetic pulse) ([Attachment 2](#)); and
- “Congress Must Do More to Protect Grid from Cyber, Nuclear Attacks,” from Nextgov, Technology and the Business of Government ([Attachment 3](#)).

## **National Bio and Agro Defense Facility (NBAF) Update**

Tom Thornton, President and Chief Executive Officer, Kansas Bioscience Authority, briefed the Committee by providing an overview of NBAF and reviewing federal FY 2010 appropriations, project schedule, organization, status, project funding profile, land transfer, upcoming activities, design vision and concepts, and the next steps. He described the NBAF and related animal-health research as a “critical national priority” ([Attachment 4](#)).

Committee members asked about the gift of land (to the Department of Homeland Security) on the K-State campus for the NBAF facility, the value of that land, liability for accidental release of pathogens, the effect on NBAF timing of the sale of Plum Island, who would be eligible to buy Plum Island, and physical security for related pathogen-research facilities already on the K-State campus.

There was general agreement a joint resolution should be drafted calling on the Department of Homeland Security to advance the sale of Plum Island in an expeditious manner. Chairperson Goico asked the Revisor to prepare the resolution.

## **Briefing on the Activities of the Commission on Emergency Preparedness and Response**

Jack Taylor, Emporia Fire Chief and Commission Chairperson, Commission on Emergency Preparedness and Response (CEPR), reviewed the Commission’s charter, focus, statutes, membership, committee charters, and committee awards ([Attachment 5](#)). The Commission is

working on its 2009 strategy report and will provide copies to the Joint Committee on Kansas Security when the report becomes available.

John Prather, Groendyke Transport and CEPR Vice-chairperson, noted state agency heads were active in this project and discussed the involvement of private industry in public preparedness for emergencies.

## Capitol Security

Captain Marc J. McCune, Troop K Commander, Kansas Highway Patrol, and Sergeant Eric Hatcher of the Highway Patrol, in a closed session discussed matters relating to security of state officers or employees, or both, or security of buildings and property under ownership or control of the State of Kansas or matters relating to security measures.

*Senator Emler moved, and Representative Johnson seconded, a motion "that the open meeting of the Joint Committee on Kansas Security in Room 535-N of the Statehouse be recessed for a closed, executive meeting to commence immediately in Room 535-N of the Statehouse pursuant to Joint Rule 5 of the Joint Rules of the Senate and House of Representatives and subsection (b)(13) of KSA 2008 Supp. 75-4319, as amended by section 14 of Chapter 132 of the 2009 Session Laws of Kansas, for the purpose of consulting with Captain Marc McCune from the Capitol Police and Jeff Russell from the Division of Legislative Administrative Services regarding matters: (1) relating to the security of state officers or employees, or both, or the security of buildings and property under the ownership or control of the State of Kansas; or (2) matters relating to security measures which matters, if discussed at an open meeting would jeopardize such security measures, that the Joint Committee on Kansas Security resume the open meeting in this room, Room 535-N of the Statehouse, at 12:06 p.m. and that this motion, if adopted, be recorded in the minutes of the Joint Committee on Kansas Security and be maintained as a part of the permanent records of the Committee." Motion carried.* This was adopted at 11:35 a.m. on October 27, 2009. Designated essential personnel: Sergeant Eric Hatcher ([Attachment 6](#)).

At 12:06 p.m., the Committee returned to open meeting status, but since all reports had not been made, *Senator Emler moved, and Representative Johnson seconded, "that the open meeting of the Joint Committee on Kansas Security in Room 535-N of the Statehouse be recessed for a closed, executive meeting to commence immediately in Room 535-N of the Statehouse pursuant to Joint Rule 5 of the Joint Rules of the Senate and House of Representatives and subsection (b)(13) of KSA 2008 Supp. 75-4319, as amended by section 14 of Chapter 132 of the 2009 Session Laws of Kansas, for the purpose of consulting with Captain Marc McCune from the Capitol Police and Jeff Russell from the Division of Legislative Administrative Services regarding matters: (1) relating to the security of state officers or employees, or both, or the security of buildings and property under the ownership or control of the State of Kansas; or (2) matters relating to security measures which matters, if discussed at an open meeting would jeopardize such security measures, that the Joint Committee on Kansas Security resume the open meeting in this room, Room 535-N of the Statehouse, at 12:20 p.m. and that this motion, if adopted, be recorded in the minutes of the Joint Committee on Kansas Security and be maintained as a part of the permanent records of the Committee." Motion carried.* The motion was adopted at 12:06 p.m. on October 27, 2009. Designated essential personnel: Sergeant Eric Hatcher ([Attachment 7](#)).

The Committee returned to open session at 12:20 p.m. Chairperson Goico appointed a subcommittee composed of Senator McGinn and Representative Tafanelli to study security plans for the Capitol Complex. Advisors to the subcommittee are Jeff Russell, Captain McCune, and Sergeant Hatcher.

The Committee recessed for lunch and reconvened at 1:45 p.m.

## **Afternoon Session**

### **Crisis Intervention Manual**

A copy of the *Crisis Intervention Manual* prepared for Topeka Public Schools was distributed to the Committee ([Attachment 8](#)). (This copy had been requested by the Committee at its October 13 meeting.)

### **Driver's License and Identification Card Security**

Carmen Alldritt, Director of Vehicles, Kansas Department of Revenue, reviewed PASS ID legislation and Kansas' compliance. She further described improvements Kansas is making in its system to prevent a person from obtaining multiple driver's licenses and cooperation with emergency response systems for identification of people authorized to be present at disaster sites ([Attachment 9](#)).

Dean Reynolds, Fraud Department, Kansas Department of Revenue, briefed the Committee on the role of the Fraud Department and its current activities.

### **Security Agency Budget Updates**

Aaron Klaassen, Legislative Research Department, provided an update on the various agencies; representatives of those agencies then provided information on their budgets and other activities.

- Adjutant General's Office, presented by General Tod Bunting ([Attachment 10](#)). As part of that presentation, Dr. Robert Hull (by conference phone) reviewed recommendations to the Committee for sustaining the Kansas Center for Safe and Prepared Schools ([Attachment 11](#)).

School districts not submitting school crisis plans ([Attachment 12](#)) – Senator Emler distributed a list of 41 school districts not submitting a school crisis plan to the Committee and expressed concern that the children in these schools are not adequately protected due to this noncompliance. He suggested the Revisor's Office be directed to draft legislation that would require these schools to comply. At the end of the meeting, Senator Emler reviewed the action and said that a strongly drafted letter to these schools with an offer to help them prepare the crisis plan would be more effective at this time. Chairperson Goico directed that staff prepare a draft of that letter, which is to go out under the signatures of the Chairperson and Vice-chairperson.

- Kansas Highway Patrol, by Colonel Terry Maple ([Attachment 13](#)).
- Kansas Bureau of Investigation, by Director Robert E. Blecha ([Attachment 14](#)).

- Department of Corrections, by Secretary Roger Werholtz (Attachment 15).
- Kansas Department of Transportation, by Kyle Schneweis, Chief, Office of Governmental Affairs, and Peter Carttar, Assistant Bureau Chief, Bureau of Construction and Maintenance (Attachment 16).

## Minutes

Senator Emler moved, seconded by Senator Lee, that the minutes of the meeting of the Joint Committee on Kansas Security held on October 13, 2009, be approved. *Motion carried.*

The meeting adjourned at 4:00 p.m.

Prepared by Ann McMorris  
Edited by Jill Shelley

Approved by Committee on:

December 11, 2009

(Date)