

MINUTES OF THE JOINT COMMITTEE ON KANSAS SECURITY

The meeting was called to order by Chairman Jay Scott Emler at 8:00 a.m.. On January 28, 2010, in Room 142-S of the Capitol.

All members were present.

Committee staff present:

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

Conferees appearing before the Committee:

Tom Thornton, Kansas Bioscience Authority

Others attending: See attached list.

**Resolution 9rs 1398 - A Resolution urging the United States Department of Homeland Security to advance the sale of Plum Island Animal Disease Center and fully fund the National Bio and Agro Defense Facility.**

Tom Thornton, Kansas Bioscience Authority, spoke to the changes he had recommended in the language for **Resolution 9rs1398** which the Kansas Security Joint Committee had approved at their January 20, 2010 meeting contingent on Mr. Thornton's approval. (Attachment 1)

Moved by Rep. Tafanelli, seconded by Senator Owens, to move Resolution 9rs1398 (SR 1625) out favorably and to start it in the Senate. Motion carried

Capitol Security Plan

Rep. Goico read the motion to close the open meeting and added the name of Speaker Mike O'Neal to attend the closed session. Seconded by Rep. Tafanelli. Motion carried. (Attachment 2)

Prior to going into closed session, Doug Mays of Doug Mays and Associates, testified that he would describe the Capitol Security as inconsistent and cited several examples he had observed at the east entrance to the Statehouse.

The Joint Committee went into closed session at 8:15 a.m. and reconvened in open session at 8:45 a.m.

Approval of Minutes

Moved by Rep. Menghini, seconded by Rep. Goico, the minutes of the meeting of the Joint Committee on Kansas Security held on January 20, 2010 be approved. Motion carried.

Chair discussed the desirability of another meeting of the committee with sufficient time to discuss both the long range plan and the Capitol Security Plan before the committee takes action. The committee will be notified of the date, time and place when a meeting can be scheduled.

The meeting was adjourned at 8:47 a.m.

Respectfully submitted

Ann McMorris  
Committee Assistant

Attachments - 2

**JOINT COMMITTEE ON KANSAS SECURITY  
COMMITTEE GUEST LIST  
JANUARY 28, 2010**

NAME	REPRESENTING
Kendray Howick	KBA
Tom Thorpe	KBA

## SENATE CONCURRENT RESOLUTION NO. \_\_\_\_\_

By Joint Committee on Kansas Security

A RESOLUTION urging the United States Congress to fund the construction of the National Bio and Agro-defense Facility (NBAF) and the Department of Homeland Security to advance the sale of Plum Island Animal Disease Center and fully fund.

WHEREAS, When it comes to the critically urgent work of protecting America's food supply, the NBAF offers the only long-term solution to secure the nation's food supply and agricultural economy through integrated biosafety research, testing, and evaluation of agricultural and public health threats; and

WHEREAS, Since 2004, the Department of Homeland Security (DHS) has reported on the defined capability gap in integrated biosafety research, development, testing, and evaluation of agricultural and public health threats posed by foreign animal, emerging, and zoonotic diseases in large livestock; and

WHEREAS, The NBAF will eliminate the capability gap outlined in 2004 by providing a domestic, modern, integrated high-containment facility containing BioSafety Level (BSL) 2/3/3Ag/4 laboratories for up to 350 scientists and support staff to safely and effectively address the accidental or intentional introduction of animal diseases into the United States; and

WHEREAS, In 2006, DHS implemented an exhaustive three-year selection process that chose Kansas as the best home on the merits for a new research facility to protect the American food supply and agriculture economy. Throughout the review, Kansas was noted for its internationally recognized animal health research expertise, state-of-the-art research and industry infrastructure, and deep agricultural heritage — all of which will significantly accelerate research efforts; and

**Joint Committee on  
Kansas Security  
January 28, 2010  
Attachment 1-1**

WHEREAS, In January 2009, the Department of Homeland Security sited the National Bio and Agro-defense Facility in Manhattan, Kansas on the campus of Kansas State University based upon the unanimous recommendation of a panel of biocontainment experts; and

WHEREAS, In its Record of Decision published in the *Federal Register* on January 16, 2009, the Department of Homeland Security noted that, "based on the numerous strengths" that were evident when evaluating the Manhattan Campus Site against the evaluation criteria, DHS found that this location best met the purpose and need to site, construct and operate the NBAF. Specifically, the site location near KSU provides site proximity to existing research capabilities that can be linked to NBAF mission requirements. Additionally, the site's proximity to the KSU College of Veterinary Medicine, KSU College of Agriculture, and the Biosecurity Research Institute is relevant to the NBAF mission and a significant strength; and

WHEREAS, The bipartisan Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism's October 2009 progress report called *The Clock is Ticking* defined the critical importance of the NBAF by concluding that bioterrorism is the most imminent threat to our homeland security and called for investment to limit the consequences of a bioweapons attack and improve our nation's capabilities to recognize, respond and recover from such an attack; and

WHEREAS, The State of Kansas recognizes this threat and has committed to partner with the Department of Homeland Security and the United States Department of Agriculture to initiate NBAF related research during the construction of the NBAF in order to accelerate its critical mission of protecting our nation's agriculture economy; and

WHEREAS, Once construction is completed, the NBAF will serve as the nation's premier research facility for developing vaccines and countermeasures for diseases that threaten livestock and other animals, which agricultural and bioterrorism experts consider an urgent national priority; and

WHEREAS, The Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009 (P.L. 110-329) requires that, having chosen a site other than Plum Island New York, the Department of Homeland Security Secretary is to sell Plum Island through the General Services Administration. Proceeds of the sale shall be available for site acquisition, construction and costs related to the construction of the NBAF: Now, therefore,

*Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein:* That we recognize the vital role the National Bio and Agro-defense Facility will play in the future to securing our country from natural and deliberate threats to our food supply, agricultural economy and public health posed by dangerous foreign animal diseases; that we urge the federal government to act aggressively in addressing the threats of bioterrorism; and

*Be it further resolved:* The construction and operations of the National Bio and Agro-defense Facility must be accelerated to eliminate the capability gap outlined in 2004 by DHS, the 2009 *The Clock is Ticking* report, and provide the research, testing, and evaluation necessary to secure the nation's food supply and agricultural economy.

*Be it further resolved:* That we urge the United States Congress provide for funding to ensure the timely construction and operations of the National Bio and Agro-defense Facility and that the Department of Homeland Security and the General Services Administration to move quickly to sell Plum Island; and

*Be it further resolved:* That copies of this resolution be provided to President Obama and Vice President Biden, Secretary Napolitano of the U.S. Department of Homeland Security, Secretary Vilsack of the U.S. Department of Agriculture, Secretary Sebelius of the U.S. Department of Health and Human Services, the U.S. House of Representatives and U.S. Senate homeland security appropriations subcommittees, the Kansas congressional delegation and Governor Mark Parkinson.

JOINT COMMITTEE ON KANSAS SECURITY

Motion to Close the Open Meeting to Receive Information and Consider 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.

I move that the open meeting of the Joint Committee on Kansas Security in Room 142-S of the Statehouse be recessed for a closed, executive meeting to commence immediately in Room 142-S of the Statehouse pursuant to Joint Rule 5 of the Joint Rules of the Senate and House of Representatives and subsection (b)(13) of K.S.A. 2009 Supp. 75-4319, 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 142-S of the Statehouse, at 8:45, 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.

Adopted at 1-28-10 on January 28, 2010