

SENATE BILL No. 184

By Committee on Ways and Means

2-10

1 AN ACT establishing the Kansas intelligence fusion center act.
2
3 *Be it enacted by the Legislature of the State of Kansas:*
4 Section 1. Sections 1 through 10, and amendments thereto, shall be
5 known and may be cited as the Kansas intelligence fusion center act.
6 Sec. 2. There is hereby established the Kansas intelligence fusion
7 center, which shall be constituted and operated as provided by state and
8 federal law. The Kansas intelligence fusion center shall be a collaboration
9 among federal, state, local and tribal agencies, as well as private sector
10 entities, including, but not limited to, those with the primary purposes of
11 homeland security, counter-terrorism, public safety, public protection and
12 critical infrastructure. The Kansas intelligence fusion center shall be
13 housed within a sensitive compartmentalized information facility in order
14 to access classified threat information as permitted by state and federal
15 law.
16 Sec. 3. The Kansas intelligence fusion center shall:
17 (a) Generate intelligence analysis critical for homeland security
18 policy and relevant threat warning in order to protect life, liberty and
19 property in Kansas and the great plains region;
20 (b) promote and improve intelligence sharing among public safety
21 and public service agencies at the federal, state, local and tribal levels, and
22 with critical infrastructure and key resource entities within the private
23 sector;
24 (c) receive and integrate intelligence and information related to
25 terrorism and other homeland security threats;
26 (d) collect, analyze, produce, disseminate and maintain such
27 intelligence and information, as allowed by law, to support local, state,
28 tribal and federal law enforcement agencies, and other governmental
29 agencies and private organizations in: Preventing, preparing for,
30 responding to and recovering from any possible or actual terrorist attack or
31 other homeland security threat;
32 (e) maximize intelligence and information sharing in accordance with
33 all applicable state and federal laws; and
34 (f) ensure that appropriate security measures are in place for: (1) The
35 sensitive compartmentalized information facility; (2) data collected or
36 stored at the sensitive compartmentalized information facility; and (3)

1 personnel working at the sensitive compartmentalized information facility.

2 Sec. 4. The adjutant general's department shall provide facilities,
3 budget and administrative support for the Kansas intelligence fusion center
4 and its employees and participants. The adjutant general's department shall
5 be the custodian of all records collected and maintained at the Kansas
6 intelligence fusion center and also shall serve as security manager for the
7 Kansas intelligence fusion center.

8 Sec. 5. (a) The operations of the Kansas intelligence fusion center
9 shall be overseen by the fusion center oversight board that is hereby
10 established.

11 (b) The board shall be composed of the following:

12 (1) The attorney general;

13 (2) the adjutant general;

14 (3) ~~the superintendent of the highway patrol;~~

15 (4) ~~the director of the Kansas bureau of investigation; and~~

16 (5) ~~a member appointed by the attorney general with expertise in~~
17 critical infrastructure protection.

18 (c) The attorney general shall serve as chairperson of the board and
19 the adjutant general shall serve as vice-chairperson of the board.

20 (d) Each member of the fusion center oversight board shall have a
21 current, valid federal security clearance at the appropriate level.

22 (e) The board may adopt policies and procedures for the operation of
23 the Kansas intelligence fusion center.

24 (f) The board may adopt rules and regulations as may be necessary to
25 carry out the provisions of this act, including rules and regulations
26 concerning the operations of the Kansas intelligence fusion center.

27 (g) The attorney general's office shall provide administrative support
28 to and be the custodian of the records for the board.

29 Sec. 6. Subject to appropriations, the Kansas intelligence fusion
30 center shall have the following employees, all in the unclassified service of
31 the civil service act:

32 (a) An executive director, who shall be appointed by and serve at the
33 pleasure of the fusion center oversight board. The executive director shall:

34 (1) Be responsible for all operations of the Kansas intelligence fusion
35 center and shall report to the fusion center oversight board;

36 (2) be responsible for: (A) Facilitating and implementing applicable
37 federal standards and programs by the Kansas intelligence fusion center;
38 (B) ensuring compliance with all applicable laws and federal requirements;
39 and (C) maintaining proper separation between military and civilian
40 capacities;

41 (3) provide support, as needed, to the fusion center oversight board
42 meetings; and

43 (4) other duties and responsibilities as may be assigned by the fusion

and