

MINUTES

JOINT COMMITTEE ON KANSAS SECURITY

December 1, 2020
Room 582-N—Statehouse

Members Present

Senator Dan Goddard, Chairperson
Representative Eric Smith, Vice-chairperson
Senator Kevin Braun
Senator Mike Petersen
Senator Pat Pettey *via* Zoom
Senator Mary Ware
Representative Dave Baker
Representative Jarrod Ousley
Representative Louis Ruiz

Members Absent

Representative Michael Houser

Staff Present

Jill Shelley, Kansas Legislative Research Department (KLRD)
James Fisher, KLRD
Aaron Klaassen, KLRD
Kyle Hamilton, Office of Revisor of Statutes
Charles Reimer, Office of Revisor of Statutes
Connie Burns, Committee Assistant

Conferees

Ryan Wright, Acting Secretary of Labor
Peter Brady, Deputy Secretary of Labor
Brent Flachsbarth, Deputy Secretary of Labor
Vince Finney, Kansas Department of Labor
DeAngela Burns-Wallace, Secretary of Administration and Executive Chief Information
Technology Officer
Jeff Maxon, Kansas Information Security Office
Angee Morgan, Division of Emergency Management, Adjutant General's Department
Major General David Weishaar, Adjutant General
Major Martin Schimmele, Adjutant General's Department
Bryan Murdie, Adjutant General's Department
Katrin Osterhaus, Legislative Division of Post Audit
Randall Bowman, Kansas Department of Corrections (KDOC)
Harold Sass, KDOC

Dr. Blake Flanders, State Board of Regents
Steve Funk, State Board of Regents
Kelly O'Brien, Kansas Judicial Branch
Jackson Stewart, Kansas Judicial Branch

Others Attending

See [Attached List](#).

ALL DAY SESSION

Welcome and Introductions

Chairperson Goddard called the meeting to order at 11:00 a.m. The Chairperson stated the Committee would be in executive session for all presentations.

Presentation from Kansas Department of Labor (KDOL)

The Chairperson requested a motion to close the presentation by KDOL officials, which would be provided *via* Zoom.

Representative Smith moved, and Senator Braun seconded, that the open meeting of the Joint Committee on Kansas Security be recessed for a closed, executive meeting pursuant to KSA 75-4319(a) to discuss matters related to the security measures in place for a public agency, pursuant to KSA 75-4319(b)(12)(C), because discussion of such matters in an open meeting would jeopardize the security measures in place for such public agency; that the Committee resume the open meeting in Room 582-N of the Statehouse at 12 noon; 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.

The motion carried. The motion was adopted at 11:09 a.m. on December 1, 2020.

The designated essential personnel to be in the closed session in addition to Committee members were Acting Secretary of Labor Ryan Wright, Deputy Secretary Peter Brady, Deputy Secretary Brett Flachsbarth, and Information Security Officer Vince Finney, KDOL; Secretary of Administration DeAngela Burns-Wallace; and Jeff Maxon, Kansas Information Security Office.

At 12 noon, the Committee returned to open meeting status to request additional time in executive session.

Representative Smith moved, and Senator Braun seconded, that the open meeting of the Joint Committee on Kansas Security be recessed for a closed, executive meeting pursuant to KSA 75-4319(a) to discuss matters related to the security measures in place for a public agency, pursuant to KSA 75-4319(b)(12)(C), because discussion of such matters

in an open meeting would jeopardize the security measures in place for such public agency; that the Committee resume the open meeting in Room 582-N of the Statehouse at 12:17 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.

The motion carried. *The motion was adopted at 12:01 p.m. on December 1, 2020.*

The same designated essential personnel were authorized to be in the closed session in addition to Committee members.

The Committee returned to open session at 12:17 p.m.

Lunch

The Chairperson asked Committee members to review the conclusions and recommendations drafted by Kansas Legislative Research Department (KLRD) staff for the Committee's annual report to the Legislature, for afternoon discussion ([Attachment 1](#)), and recessed the meeting at 12:18 p.m. Chairperson Goddard reconvened the meeting at 1:34 p.m.

Presentation from Legislative Division of Post Audit

The Chairperson announced the presentation from the Legislative Division of Post Audit on security measures in place for the Kansas Department of Corrections (KDOC) and the State Board of Regents (Regents) would be provided in a closed, executive session.

Representative Smith moved, and Representative Baker seconded, that the open meeting of the Joint Committee on Kansas Security be recessed for a closed, executive meeting pursuant to KSA 75-4319(a) to discuss matters related to the security measures in place for the Kansas Department of Corrections and the Kansas Board of Regents, pursuant to KSA 75-4319(b)(12)(C), because discussion of such matters in an open meeting would jeopardize the security measures in place for such public bodies; that the Committee resume the open meeting in Room 582-N of the Statehouse at 2:25 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.

The motion carried. *The motion was adopted at 1:35 p.m. on December 1, 2020.*

The designated essential personnel to be in the closed session in addition to Committee members were Katrin Osterhaus, IT Audit Manager, Legislative Division of Post Audit; Randall Bowman and Harold Sass, KDOC; and Dr. Blake Flanders and Steve Funk, Regents. (The KDOC participants were in the closed session only when the audit report for KDOC was discussed, and Regents participants were present only when the audit report for the Regents was discussed.)

The Committee returned to open session at 2:28 p.m.

Presentation from Judicial Branch

The Chairperson requested a motion so that the presentation from the Judicial Branch on security measures in place for a public body could be provided in closed, executive session.

Representative Smith moved, and Senator Braun seconded, that the open meeting of the Joint Committee on Kansas Security be recessed for a closed, executive meeting pursuant to KSA 75-4319(a) to discuss matters related to the security measures in place for a public body, pursuant to KSA 75-4319(b)(12)(C), because discussion of such matters in an open meeting would jeopardize such security measures; that the Committee resume the open meeting in Room 582-N of the Statehouse at 3:00 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.

The motion carried. The motion was adopted at 2:30 p.m. on December 1, 2020.

The designated essential personnel to be in the closed session in addition to Committee members were Kelly O'Brien and Jackson Stewart, Kansas Judicial Branch, and Ms. Osterhaus.

The Committee returned to open session at 3:00 p.m.

Presentation from Adjutant General's Department

The Chairperson requested a motion to close the presentation from the Adjutant General's Department.

Representative Smith moved, and Senator Braun seconded, that the open meeting of the Joint Committee on Kansas Security be recessed for a closed, executive meeting pursuant to KSA 75-4319(a) to discuss matters related to the security measures in place for a public body, pursuant to KSA 75-4319(b)(12)(C), because discussion of such matters in an open meeting would jeopardize the security measures in place for such public body; that the Committee resume the open meeting in Room 582-N of the Statehouse at 3:30 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.

The motion carried. The motion was adopted at 3:01 p.m. on December 1, 2020.

The designated essential personnel to be in the closed session in addition to Committee members were Adjutant General David Weishaar; Angee Morgan, Deputy Director, Kansas Division of Emergency Management (KDEM); Bryan Murdie, KDEM; and Major Martin Schimmele, Adjutant General's Department.

The Committee returned to open session at 3:31 p.m.

Discussion of Recommendations to be Included in the Annual Report to the Legislature

The Committee reviewed the draft of Committee conclusions and recommendations prepared by KLRD staff (Attachment 1) and further discussed the following topics for the conclusions and recommendations to be included in the Committee's annual report:

- Cybersecurity training for legislators;
- Cybersecurity training for all State employees;
- Responses to mass demonstrations in and near the Statehouse;
- Mobilization and demobilization of the KDEM and the Kansas National Guard under the Kansas Emergency Management Act;
- Legislative oversight of agency cybersecurity training;
- Equipment and systems available to agencies; and
- A follow-up information technology security audit of the Judicial Branch.

Adjourn

Chairperson Goddard thanked Committee members and staff. The meeting was adjourned at 4:13 p.m.

Prepared by Connie Burns

Edited by Jill Shelley and Aaron Klaassen

Approved by the Committee on:

December 29, 2020

(Date)