AN ACT concerning emergency communications services; establishing the
statewide interoperability council.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) For the purposes of this section:
(1) "State homeland security director" or "director" means the
adjutant general of the state of Kansas or the adjutant general's designee;
(2) "council" means the state interoperability council;
(3) "coordinator" means the statewide interoperability coordinator;
and
(4) "executive committee" means the executive committee of the
council created in subsection (f).

(b) There is hereby created the statewide interoperability council,
which shall oversee the development and deployment of centralized
interoperable communications planning and implementation capacity for
the state of Kansas. The council shall have all the powers necessary to
achieve this purpose, including, but not limited to, the power to:

(1) Develop statewide policies and policy recommendations for
increasing communications and interagency coordination for the purpose
of safeguarding and informing the public of public safety risks and
operations;
(2) negotiate statewide contracts for public safety communications
equipment, software and consulting services;
(3) modify and manage the state communications interoperability
plan;
(4) assess institutions and organizations that benefit from services
provided;
(5) issue requests for proposals and award contracts for public safety
communications technology public-private partnerships;
(6) submit a proposed annual budget prepared in cooperation with the
adjutant general, to be included in the adjutant general's budget
submission;
(7) accept any and all appropriations, donations, grants, bequests and
devises, conditional and otherwise, of money, property, services or other
things of value that may be received from the United States or any agency
thereof, any governmental agency, or any institution, person, firm or
corporation, public or private, to be held, used or applied for any or all of
the purposes specified in this section, in accordance with the terms and
conditions of any such grant; and
(8) pursue such other opportunities to improve public safety
communications as the council deems appropriate.
(c) (1) The council shall be headed by the state homeland security
director.
(2) The director shall appoint a statewide interoperability coordinator
to administer the council's business and act on the council's behalf.
(3) The director shall designate the chairperson and vice-chairperson
of the council.
(d) The council shall consist of the following members:
(1) The director;
(2) the coordinator, who shall be an ex-officio, non-voting member;
(3) the secretary of transportation or the secretary's designee;
(4) the executive branch chief information security officer or the
executive branch chief information security officer's designee;
(5) one tribal representative, appointed by the governor;
(6) the 911 coordinating council administrator;
(7) the chief executive officer of the state board of regents or the
chief executive officer's designee;
(8) one member appointed by the Kansas association of public safety
communications officials;
(9) one member appointed by the Kansas sheriffs' association;
(10) one member appointed by the emergency medical services
board;
(11) one member appointed by the Kansas association of chiefs of
police;
(12) one member appointed by the Kansas state association of fire
chiefs;
(13) one member appointed by the mid-America regional council;
(14) one member appointed by the league of Kansas municipalities;
(15) one member appointed by the Kansas association of counties;
and
(16) one member appointed by the Kansas emergency management
association.
(e) (1) All members of the council shall be appointed by their
respective appointing authority on or before August 1, 2018.
(2) Each executive committee member of the council shall serve until
succeeded. Each non-executive committee member of the council shall
serve for a three-year term, beginning on August 1, 2018, and shall be
eligible to serve for more than one term. Members of the council may be
removed, with cause, by a majority vote of the council or by their
appointing or designating authority.

(3) Any vacancy on the council shall be filled in the same manner provided in this section for the original member.

(4) The first meeting of the council shall be held prior to September 1, 2018. The council shall meet once every quarter of the calendar year and may hold additional meetings at the call of the director or coordinator.

(5) A majority of the voting members of the council constitutes a quorum. Any action by the council shall be by motion adopted by a majority of voting members present when there is a quorum.

(f) (1) There is hereby established an executive committee within the council to assist in the administration of the council's business when the full council is not meeting.

(2) The executive committee shall be composed of the council members listed in subsection (c)(1) through (7).

(3) The executive committee may transact any business of the council that has been delegated to the executive committee.

(g) (1) The council shall convene the following working groups to address specific interoperability and communications requirements:

(A) Food and health safety, which shall consist of the following members:

(i) The executive vice-chancellor of the university of Kansas medical center or the chancellor's designee;

(ii) the dean of the Kansas state university college of veterinary medicine or the dean's designee;

(iii) the secretary of the Kansas department of agriculture or the secretary's designee; and

(iv) the secretary of health and environment or the secretary's designee;

(B) public safety, which shall consist of the following members:

(i) The superintendent of the Kansas highway patrol or the superintendent's designee;

(ii) one member appointed by the Kansas sheriffs' association;

(iii) one member appointed by the Kansas association of chiefs of police;

(iv) a designee of the 911 coordinating council administrator;

(v) a designee of the secretary of transportation; and

(vi) one member appointed by the emergency medical services board;

(C) local governance, which shall consist of the following members:

(i) One tribal representative, appointed by the governor;

(ii) a designee of the chief executive officer of the state board of regents;

(iii) one member appointed by the Kansas association of counties;

(iv) one member appointed by the league of Kansas municipalities;
and
(v) one member appointed by the mid-America regional council;
(D) technology innovation, which shall consist of the following members:
  (i) One member appointed by the Kansas emergency management association;
  (ii) one member appointed by the Kansas association of public safety communications officials;
  (iii) one member appointed by the Kansas sheriffs' association;
  (iv) one member appointed by the Kansas association of chiefs of police; and
  (v) one member appointed by the Kansas state association of fire chiefs.

(2) The council is authorized to establish additional or modify existing working groups as necessary to best accomplish the council's purpose.

(3) Members of the council shall not be working group members.

(4) All members of the working groups shall be appointed by their respective appointing authority on or before October 1, 2018. The director shall appoint the chairperson and vice-chairperson of each working group from the membership thereof. Each working group member shall serve until succeeded. Working group members may be removed, with cause, by the director, a majority vote of the member's working group or by such member's appointing or designating authority.

(5) Any vacancy on a working group shall be filled in the same manner provided in this section for the original member.

(6) The first meeting of each working group shall be held prior to November 1, 2018. Each working group shall meet once every quarter of the calendar year and may hold additional meetings at the call of the director, coordinator or the working group's chairperson.

(h) Working groups shall make recommendations to the council regarding the following:
  (1) Improving interagency communications, training and exercise coordination;
  (2) improving effective receipt of information from and communicating information to the public;
  (3) improving logistics coordination during on-site events;
  (4) evaluating communication and communication protection technologies and recommending procurement standards;
  (5) identifying and promoting anti-intrusion technologies for communications from individuals to public safety agencies;
  (6) identifying methods to protect sensitive public safety operations from placement on social media sites that deliberately or inadvertently
place public safety workers at risk;

(7) identifying and collecting relevant public safety communications systems and equipment performance metrics; and

(8) such other responsibilities as shall be assigned by the executive committee.

(i) The director shall provide staff support for the council and working groups from the office of the director.

(j) Members of the council or the working groups attending meetings of such council or working groups may receive compensation, subsistence allowance, mileage or associated expenses by their appointing authority, at the discretion of such authority.

(k) The council shall submit, on or before the first day of each regular session of the legislature, an annual report of activities, accomplishments and challenges to the office of the governor and the senate committee on utilities, the senate committee on transportation, the house committee on energy, utilities and telecommunications, the house committee on government, technology and security and the house committee on transportation.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.