



State of Wisconsin
Homeland Security Council

JIM DOYLE
Governor

MAJ GEN AL WILKENING
Homeland Security Advisor

Department of Military Affairs
2400 Wright Street
Madison, WI 53704

608-242-3000

Open Session Meeting Minutes

**Department of Military Affairs
Room 230**

**Wednesday, June 20, 2007
9:54 a.m. – 11:10 a.m.**

Members present: Chair Major General Albert Wilkening (DMA), David Collins (WSP), Amy Smith (DNR), Johnnie Smith (WEM), and Dave Steingraber (OJA)

Members absent or excused: David Heinle (CapPol), Dr. Sheri Johnson (DHFS), Jim Warren (DCI), and Judy Ziewacz (DATCP)

Alternates present: Tom Anderson (DHFS), Dan Blackdeer (CapPol), and Barb Knapp (DATCP Alternate Brevet)

Others present: Randi Milsap (DMA Legal Counsel), Lynn Rasmussen (DMA staff), Kyle Whitaker (DMA staff), Colonel Scott Legwold (DMA), Ed Gleason (DHS), Lori Getter (WEM), Captain Scott Boyer (U.S. Navy), Greg Engle (OJA), Jeff Anderson (US Attorney's Office), and Roger Morrison (FBI). Vince Williams (Rep. Ballweg's Office), Lynn Judd (DOT), and Patrick Fernan (DOT) joined the meeting.

Quorum present.

9:54 a.m. – Convene in open session.

After convening in open session, the Council took a short break.

10:03 a.m. – Re-convene in open session.



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6. Announcements of Closed Session Discussion Action.

Chair Wilkening announced that the minutes for the May 16, 2007 closed session meeting were approved and each agency provided its classified intelligence report. There was discussion on the status of the state agency power grid exercise and on Department of Homeland Security (DHS) security clearances.

7. Review and approval of May 16, 2007 Open Session meeting minutes.

A motion was made by Dave Steingraber and seconded by David Collins to approve the minutes from the May 16, 2007 open session meeting. **Motion carried.**

8. First Responder and Agency reports.

- Chair Wilkening: I will be attending a meeting in Washington, DC tomorrow with the National Governors Association regarding Intelligence Fusion Centers. I will be taking with me a great report from DCI / Ed Wall.

There were no first responders teleconferenced into the meeting.

9. Briefing by DOT on Real ID.

Presentation by Lynn Judd and Patrick Fernan of Department of Transportation's Department of Motor Vehicles, see Attachment #1, 6/20/07 HLS Open Meeting Minutes.

Real ID was signed into law in May 2005. Draft rules were issued in 2007; the final rules are expected out by the end of summer 2007. This law has drastically changed the rules governing the issuing of drivers licenses. All Real ID requirements must be fully implemented by 2013. The presentation generated the following questions:

- DNR (Amy Smith): Did I understand you say that states are unable to verify passports?
- DOT (Patrick Fernan): Yes, states are not capable of doing so. But improvements have been made in recent years to make it more difficult to produce fake drivers licenses.



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- WSP (David Collins): The Council had a good presentation by another member of the DOT staff on these improvements about a year ago.
- DNR (Amy Smith): What is the reference to restraining orders?
- DOT (Patrick Fernan): Concern about protecting some of their personal information.
- WSP (David Collins): Let's say everybody signs on to adopt Real ID. Does the TSA have a system in place to check these IDs conclusively? It seems like there is a lot of effort going into this program without certainty that we will be able to identify fraudulent ID cards.
- DOT (Patrick Fernan): That is a concern. I think there is money to be made here for a company that can create such a system.
- DHS (Ed Gleason): Last time the terrorists used legal means to obtain the necessary documents. At least next time, it will not be possible for them to do so.
- DOT (Patrick Fernan): The Secretary of Homeland Security has the right to expand the list of purposes for which the Real ID card is required. Right now it only applies to airline travel and certain energy activities.
- DOT (Lynn Judd): It is going to take a number of years to implement this program, but good faith is accepted. The presumption would be that the ID is valid if it was issued in Wisconsin and it is known that Wisconsin is signed on to the program. A lot of people share your sentiment though.
- WEM (Lori Getter): Will non-drivers and kids need these ID cards as well?
- DOT (Patrick Fernan): I believe the answer to that is yes. As of today, TSA says you won't need one if you are under 18. We probably need to check on how this will be addressed.



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10. Discussion on course of action for urban search and rescue task force teams.

- DMA (Randi Milsap): I met with Representative Joan Ballweg on May 22, 2007. She needs more fiscal information regarding the sustainment costs. I also met with Senator Judith Robson on June 11, 2007; the Governor's office was in attendance. I met with fire chiefs at the REACT Center last Friday. We do not have the law enforcement piece in place yet, if that is necessary. There will be another meeting tomorrow with Representatives Ballweg and Parisi.
 - OJA (Dave Steingraber): There has been good movement on this. The remaining issue is establishing a comparable regional structure for law enforcement response that would exceed resources. It involves the same principles as with the fire chiefs. Randi has suggested that legislation could be amended easily to include law enforcement. The real operative document would probably have to be between WEM and the entity created to function in the way we envision it.
 - DMA (Randi Milsap): We have a legislative template that could be used but we would need statutory enabling legislation.
 - OJA (Dave Steingraber): The introduction of law enforcement may slow the adoption of the bill for the fire services. On the other hand, we may be missing a golden opportunity if we don't include law enforcement. There is a lot of equipment in place to support these task forces even though the entire structure is not in place. We sense the need to move forward on this.
 - DMA (Randi Milsap): The fire chiefs are really bringing this to their legislators.
 - OJA (Dave Steingraber): We might be able to do it so long as it is clear that it binds law enforcement to nothing. We should probably do some outreach at this point.
 - Chair Wilkening: I suggest outreach now but have a motion drafted. Do we need a motion?
 - DMA (Randi Milsap): We will know more after tomorrow's meeting. It is important not to lose the opportunity.



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- WSP (David Collins): We have got to take hold of the opportunity. When the resources are needed, it is not the time to question the organizational structure.
- DMA (Randi Milsap): The template is so generic. We can negotiate the details via contract once the legislation is in place.
- Chair Wilkening: Let's circulate a motion after the meeting tomorrow with Representatives Ballweg and Parisi.
- DMA (Randi Milsap): I do not know the law enforcement community like I do the fire chiefs, but I would be happy to address their concerns. I agree that we need to strike now.
- OJA (Dave Steingraber): The current mutual aid legislation in place for law enforcement works. Law enforcement will say that there is nothing wrong with it. But we need to move to the next level. We need to have enabling legislation. That is something we've never had in Wisconsin before.

A motion was made by Dave Steingraber and seconded by David Collins to express the Council's sense of urgency that steps are taken to ensure permissive, non-binding enabling legislation on this topic. **Motion carried.**

- OJA (Dave Steingraber): In addition to the immediate issue, we need to think about how we are going to engage law enforcement in discussions on how to structure the Task Force Teams. It seems to me that WEM should take the lead on this relationship.
- DHFS (Tom Anderson): I know WEM has Emergency Police Services (EPS) regions. Could this be like a subset of the EPS regions?
- OJA (Dave Steingraber): Sheriffs tend to favor the EPS regional structure but the fire chiefs prefer the suggested 4 task force regions. I think we can use EPS as a starting point. But I do not have the answer right now. It may not be the right solution. We just need to bring the right people to the table.



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- WSP (David Collins): The problem is that bordering counties/cities may be pulled to multiple regions. We do need to nail down that design.
- DMA (Randi Milsap): They response areas/regions are not really set in stone. We just need to respond in the most efficient manner. The task forces should all work together as one unit to ensure a quick response.
- DNR (Amy Smith): I agree. We should at least consider structured areas / regions in place. We need at least some skeletal outline or structure.
- WSP (David Collins): We need to bring all the agencies together and make them work to support the citizens.
- Chair Wilkening: Clearly there is more work to be done.

11. Discussion on the new WI Homeland Security Council website.

Presentation by Kyle Whitaker on the new Wisconsin Homeland Security Website.

- DHFS (Tom Anderson): Does the RSS Feed Reader comply with the state's IT policies?
- DMA (Kyle Whitaker): I will have to double check on that. I have been working closely with DET for several months and haven't met any resistance thus far. But I will check to make sure that we are in compliance.

12. Other business.

- DHFS (Tom Anderson): I want to express my appreciation to Vince Williams and the Assembly Committee on Homeland Security and State Preparedness for the June 12, 2007 hearing.
- WEM (Johnnie Smith): FEMA announced yesterday that they are establishing a National Advisory Council. Region 5 will have a conference call on the make-up of the Region V Council. They are looking for 18 -20 members. The Director of each State will serve on



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the Council but they may send separate disciplines to the meetings. If anyone wants to be part of that program, let me know.

13. Set date, time and place of next meeting.

There being no other business, the next meeting will be held on July 11, 2007 at 9:00 a.m. Note this meeting will take place on the second Wednesday of the month, not the third. Colonel Dunbar will be in attendance.

14. Adjournment.

A motion was made by Amy Smith and seconded by Dan Blackdeer to adjourn the meeting.
Motion carried.

11:10 a.m. – Meeting adjourned.