



# Secure Commonwealth Panel

Virginia Emergency Operations Center

7700 Midlothian Turnpike

Richmond, Virginia 23235

February 12, 2015

1:30 p.m. – 3:30 p.m.

## **Attendees:**

Hon. Brian Moran, Secretary of Public Safety and Homeland Security

Hon. Angelia Williams, Vice Mayor-Norfolk City Council Member

Cathie Hutchins, Designee for Attorney General Mark Herring

Edward Macon, Assistant Executive Secretary and Counsel for Supreme Court of Virginia

Bob Mauskopf, Director of Emergency Preparedness, Virginia Department of Health

Jim Redick, Director of Emergency Preparedness and Response – City of Norfolk

Col. Pat DeConcini, Senior Vice President for Product Management & Strategic Development, ZelTech

Mike Hamlar, Owner, Hamlar-Curtis Funeral Home

John Bell, Deputy Chief of Police, Virginia Beach Police Department

John Braun, President and Chairman of the Board - Dynamis, Inc.

Tim Janes, Managing Vice President, Corporate Security Officer - Capital One

Margaret G. Vanderhye, Executive Director, Virginia Commission for the Arts

Keith Boswell, Managing Director, Federal Strategies - Virginia Economic Development Partnership

David Wright, Results Now, LLC

John Scrivani, Asst. Division Administrator for Field Operations, Virginia Department of Transportation

Ronique Day, Designee for Aubrey Layne, Jr. Secretary of Transportation

Brittany Anderson, Office of the Attorney General

Clerk Mercer, Designee for Lt. Governor Ralph Northam

Dr. Paul Diamond, Associate Professor, University of Virginia, School of Medicine

Mike Mohler, President, Virginia Professional Fire Fighters

Mike Melo, President, ITA International

Hon. Bill Hazel, Secretary of Health and Human Resources

Dr. Jeff Stern, State Coordinator, Virginia Department of Emergency Management

Chris Thompson, Deputy Director of Housing, Department of Housing and Community Development

### **Welcome and Opening Remarks**

Sec. Brian Moran, Chair, opened the meeting and thanked all for their attendance.

### **Member Introductions**

Introductions were made by the Panel.

### **Introduction and Welcome to the Virginia Emergency Operations Center**

Dr. Jeff Stern, VDEM, welcomed the Panel Members to the Virginia Emergency Operations Center (VEOC). Dr. Stern informed the Panel that in the midst of the worldwide Ebola issue, Virginia is the only state that has formalized a unified command system between hospitals and government. He also stated that the VEOC is the center where partner agencies would come to in case of a disaster.

### **Administrative Announcements**

Mr. Isaac Janak asked the Panel to sign in for documentation. He also stated that if any Panel Members were seeking reimbursement, W-9 forms would be provided. Mr. Janak also suggested approving the meeting minutes from July 8<sup>th</sup> 2014. Secretary Moran, with the consensus of the Panel, approved the minutes.

### **Virginia General Assembly Update**

Secretary Moran informed the Panel that there was a large representation from the Office of the General Assembly.

Brittany Anderson briefed the Panel on five (5) bills having to do with cyber security and public safety. Ms. Anderson informed the Panel on SB 919 regarding administrative subpoenas. This section addresses subpoenas for customer subscriber information from electronic communication and remote communication service providers in cases of child exploitation. The amendment would allow for the sealing of the subpoena and prevent a provider from tipping off suspects that law enforcement are investigating them. The bill has passed the Senate and is now in the House Committee for Courts of Justice.

Ms. Anderson informed the Panel on the Virginia State Police (VSP) SB 1307 which deals with second search warrants. The amendment to this section, which governs what may be searched and seized, adds clarifying language to address the evolution of technology. The proposed change in no way expands law enforcement's authority or scope of the search; it merely clarifies that the initial search warrant which authorizes the lawful seizure of digital evidence, includes the collection of such evidence from the piece of media at or away from the initial scene. This language eliminates the confusion among magistrates as to whether or not a second search warrant is required.

Ms. Anderson also discussed SB 1189, which amends the Code section which governs procedures for obtaining electronic evidence and their admission in court. The amendment would allow the custodian of the records or the individual to whom the

custodian reports to authenticate electronic communications record (e.g. emails or social media pages) via affidavit rather than having to appear in court to do so.

Sec. Bill Hazel reported to the Panel that there have been more heroin related deaths, and there are problems in parts of Virginia from prescription drugs being misused.

Sec. Moran informed the Panel that a lot of work has been done with the Secure Commonwealth Panel, and has been very active in responding to legislation, and communicating with the Sexual Assault Task Force on campus. He told the Panel that the Governor created the Task Force last August. Two (2) issues have developed from discussion, those being the mandatory reporting of crime and their responses, and how to inform other universities of transgressions via transcripts.

### **Public Safety and Homeland Security Technology Review**

Sec. Moran informed the Panel that recent technological advances have been of benefit to public safety agencies. Body cameras and other such technologies have greatly benefited public safety. The Secretary wants to improve legislative recommendations made in the area of technology as it impacts public safety offices and suggested the creation of a SCP Sub-Panel for Technology for Public Safety.

John Bell, Deputy Chief of Virginia Beach Police Department, reported that having 300 body cameras in his department had cost \$1 million, funds taken from asset forfeiture. Chief Bell would like to be involved on the Sub-Panel.

John Braun encouraged the Panel to look at national labs and how they store their information. He informed Sec. Moran that the technology the labs use prevents duplicative effort of entering information.

### **Health and Human Resources Sub-Panel Update**

Bob Mauskapf informed the Panel on training opportunities happening around the Commonwealth. He also spoke of events in the coming year that have potential health impacts including: Appomattox Re-Enactment, World Police and Fire Games, and the World Cycling Championships.

Mr. Mauskapf updated the Panel on the Ebola issue. He informed the Panel that Dulles Airport is the fifth largest receiver of West African travelers. Virginia Hospitals that are designated to receive travelers are UVA and MCV. Cremation is the desired end state of any victim. If a deceased person has an implant (e.g. pacemaker), the medical team will work through that problem. As of now there is only one vendor who will manage medical waste regarding the Ebola virus. Because Virginia does not incinerate, the state transfers the waste to Texas.

Mr. Mauskapf reported the act of monitoring a traveler returning from West Africa. The Virginia Department of Health (VDH) monitors the individual for 21 days, calling twice a day. If the traveler needs to be quarantined, coordination is needed from the state level.

Mike Mohler asked if the incident at the Pentagon generated a report. Mr. Mausekopf said there was, and that VDH worked in Virginia hospitals in Arlington and EMS entities. Specimens were taken and given to the state lab, resulting in a false report.

Dr. Bill Hazel informed the Panel that Virginia is very fortunate not to have any Ebola cases here. He reported that there is a detection system with the Centers for Disease Control (CDC) and Customs at Dulles that when individuals come to Richmond, VA, they go into the monitoring program.

Mr. Mohler asked Mr. Mausekopf who provides the transport from Dulles to the National Institutes of Health (NIH) in an Ebola case. Mr. Mausekopf reported that transportation is provided by NIH and escorted to the Maryland border by Virginia State Police, and met by Maryland State Police to be brought to NIH.

Margaret Vanderhye asked Dr. Hazel if the extent of preparedness that has been put together for Ebola is specific to that virus, or can be repeatable for other health crises. Dr. Hazel assured that it is repeatable.

#### **HUD National Disaster Resilience Competition**

Deputy Secretary Thiel briefed the Panel on the National Disaster Resilience Competition. The competition, which has a goal of helping build more resilient communities, is being funded by the United States Department of Housing and Urban Development (HUD). Deputy Secretary Thiel and Chris Thompson attended a conference in Boston, hosted by the Rockefeller Foundation, to talk to teams from every state in how to be successful in the competition. The Rockefeller Foundation made it a point that collaboration with state and local partners is important.

Chris Thompson informed the Panel that the issues of climate change and recurrent flooding are not new. Mr. Thompson told the Panel that under HUD, Virginia does not have communities that qualify for assistance. The target area would be the Hampton Roads area. A challenge presented is the strict requirements that have been established by HUD to be considered eligible.

Sec. Moran asked which communities it would be in Hampton Roads. Mr. Thompson said that they have not limited to where participation would be. The key is to qualify and get into Phase 2, then speak to more communities.

Deputy Secretary Thiel commented that this is a grant program with a broad vision, and that the focus is on certain communities in order to pass the threshold.

#### **Governor's Rail Safety and Security Task Force Update**

Deputy Secretary Thiel reported that he has had a number of meetings with various agencies regarding rail safety and security to prepare for the legislative session. State agencies have the right funding and training, should an incident occur again. A draft

report is being prepared, and will be issued after session to be reviewed before the report is made final.

### **Interoperability Update**

Deputy Secretary Thiel briefed the Panel on interoperability and explained that interoperability is the ability for different organizations to speak to each other across a network, not only by voice, but by data and video transmission as well. Deputy Secretary Thiel informed the Panel Members that the interoperability program has been going on since 2003, and has had groups comprised of local and state responders. These groups have been allocated grant money to facilitate their communication efforts.

### **Cyber Security Update**

Isaac Janak updated the Panel on cyber security throughout the Commonwealth. He informed the Panel that the Cybercrime Working Group partnered with the Office of the Attorney General and the Virginia State Police to gather statistics on cyber crime cases and investigation. Mr. Janak also stated that the Working Group has partnered with George Washington University to analyze current cyber security statutes within the Commonwealth and to identify any gaps by conducting a comparative analysis on statutes of other states and the federal government.

The Public Cyber Awareness Working Group will be hosting town hall meetings throughout the Commonwealth.

Sec. Moran stated that the Governor has been elected to be Co-Chair of the Homeland Security and Public Safety Committee of the National Governor's Association.

### **Secure Commonwealth Strategic Plan Revision**

Deputy Secretary Adam Thiel briefed the Panel on the Secure Commonwealth Plan and provided a copy of the current version. Deputy Secretary Thiel explained that one of the specified missions of this Panel in Code is to oversee the development and implementation of the Secure Commonwealth Strategic Plan. He asked the Panel to look through the plan and identify high level issues that are missing or need to be changed.

### **Closing Remarks**

Deputy Secretary Thiel mentioned to the Panel that Mike Landefeld would be leaving his position as Critical Infrastructure Protection Coordinator, moving on to a position in the federal government.

Secretary Moran adjourned the meeting.