



State of Delaware  
Homeland Security Advisory Council  
(HSAC)

## Minutes

03/19/14

0900-1100

Public Safety Building  
Main Conference Room  
303 Transportation Circle  
Dover DE 19901

### 1. Welcome, Call to Order, and Room Introductions

- The meeting was called to order by Secretary Lewis Schiliro at 0900 hours with him welcoming everyone. Those in attendance were as follows:

#### Voting Council Members

Secretary Lewis D. Schiliro	Department of Safety & Homeland Security - <b>Chair</b>
Raymond Holcomb, HSA	Department of Safety & Homeland Security – <b>Co-Chair</b>
Colonel Dallas Wingate	Delaware National Guard
Colonel Richard Arroyo	Delaware River & Bay Authority
Director Jamie Turner	Delaware Emergency Management Agency
Elayne Starkey, CTO	Department of Technology & Information
John Sadowski	Department of Education
Gene Donaldson, TMC Mgr.	Department of Transportation/TMC
Secretary Ed Kee	Department of Agriculture
<b>Steve</b> Blessing	DHSS/Division of Public Health
Mayor Carleton Carey	Delaware League of Local Governments, Mayor of Dover
Ed Klima	Emergency Services Coordinator, Dover Motorsports Inc. (DMS)

#### Designated Voting Reps -

Major Monroe Hudson	Delaware State Police
Dwayne Day, HS Planner	Department of Transportation/TMC, Alternate
J. Allen Metheny, Treasurer	Delaware Volunteer Firemen's' Association, Designated Representative

Warden Dave Hall

Department of Corrections

**Non-voting Attendees**

**Council Support**

Captain Daniel Meadows  
Dee L. Rivard

Delaware Information & Analysis Center (DIAC)/OIC  
Department of Safety & Homeland Security

**Council Legal Staff**

DAG Lisa Morris

Department of Justice, Civil Division

**Federal, State & Local Partners**

**SSRA** Jeffrey Reising  
**Robert** Prettyman \*

FBI – Baltimore Division – DE JTTF  
U. S. Attorney’s Office – District of Delaware  
Assistant U. S. Attorney \* Attending as an observer only  
Amtrak Station Action Team Coordinator

Brian McDonough

**Additional Non-voting Attendees**

Major John Evans  
Analyst Scott Gray  
Joseph Wessels  
Major Paul Bernat,

Delaware State Police  
Delaware State Police/DIAC – Intelligence Analyst  
League of Local Governments (DLLG)  
Dover Police Department, Deputy Chief

**Absent Council Members, Designees, & Partners**

Secretary Ed Kee  
Colonel Nathaniel McQueen  
Commissioner Rob Coupe  
Captain John Rutherford  
Warren Jones, EM  
George “Jody” Sweeney

Department of Agriculture  
Delaware State Police, Superintendent  
Department of Corrections  
Delaware Natural Resources & Environmental Control  
Delaware Volunteer Fireman’s Association  
President/Councilman DE Association of County Governments  
Wilmington University  
Amtrak, Regional Emergency Mgr. & Corporate Security  
Delaware Healthcare Association  
Dover Air Force Base, Wing Anti-Terrorism Advisor  
Dover Air Force Base, Wing Anti-Terrorism Advisor  
Delaware Police Chiefs’ Council – Designated Voting Rep  
DelDOT/Division of Motor Vehicles  
Delaware National Guard – Designated Voting Rep  
Delaware National Guard – Designated Alternate  
Delaware Emergency Management Agency  
Delaware Emergency Management Agency  
Department of Homeland Security, Protective Security Advisor

Joseph Aviola  
Michael McLean,  
Wayne Smith, President  
Walter J. Billings, WATO  
Michael Mendoza, WATA  
Chief James Hosfelt  
Director Jennifer Cohen  
CSM Michael D. Fields Jr.  
LTC Gregory S. Snapp  
Deputy Director Gillespie  
Tony Lee, Planner  
Ken Greeson

## PUBLIC SESSION

### 2. Approval of Minutes

- Mayor Carleton Carey made a motion to approve the minutes as presented, which was seconded by Director Jamie Turner and unanimously approved by voting members of the Council in attendance.

**Secretary Schihiro** briefed everyone on recent events and introduced Director Jennifer Cohan to provide a presentation on Delaware driving privileges.

**Director Cohan** gave members a PowerPoint presentation on driving privilege cards for undocumented individuals.

- Director Cohan informed members that Delaware was the first state to become Real ID compliant and is touted as being the strictest in enforcement and obtainment of driving privileges.
  - **Current situation in Delaware** – Jennifer estimated that there are approximately 35,000 undocumented individuals in Delaware with no current mechanism to issue driver licenses or identification to undocumented individuals.
    - Delaware is federally compliant with the Real ID Act of 2005 with our DMV considered the national leader in Secure Driver's License ID Management.
    - There are an increasing number of individuals driving without basic knowledge of the rules of the road. DMV has had many conversations with the Federal Department of Homeland Security. Driving Privilege Cards are permissible as long as they are clearly marked "Not for Identification Purposes". Both the current compliant and non-compliant driver's licenses require legal presence. Delaware will need to create a third tier driving privilege category.
    - Jennifer briefed HSAC members on DMVs Role in Identity Management. She provided background and history stating that there are homeland security aspects including the 911 Commission and the Real ID Act; although the further we are away from 9/11 the less compliance and emphasis is placed on the issues. Cut from 12 per week to only one in the past 12 weeks. Public Safety ensures safety of drivers on the road.
    - DMV looked at what other states are doing. Illinois undocumented driver's licensing went into effect on November 2013 with them issuing 1,200 to date. Illinois issue temporary visitors driver licenses that are valid for 3 years requiring a 1 year residence, photo facial recognition compliance and ineligibility for social security numbers.
      - New Mexico is probably the best example of what not to do because they

do not require proof of or verification, use of Social Security numbers or Tax ID. Their plan has been in place for over three years with subsequent fraudulent activity increased over 50% and criminal activity as far away as North Carolina. They are currently attempting to repeal and revise their current regulations. New Mexico's licensing created zero impact on reducing uninsured motorist and zero impact on crash reduction and public safety.

- Utah issues driving privileges card and is the closest to what Delaware is looking into as they are not valid for identification purposes, require individuals to be ineligible for a Social Security Number, and fingerprinting and photos for all applicants. However, there are attempts to repeal their driving privileges each legislative session.
- Washington license is labeled not valid for identification purposes.
- Nevada began issuing their cards January 2, 2014 that are valid for one year. However, they are having issues with their written road and vision test experiencing a 75% failure rate on their testing.
- Maryland's undocumented licenses were effective January 1, 2014, require two years of tax documentation and are marked "Not for Federal Identification". They allow for alternative documentation of identity with a valid foreign passport or driver's license from a foreign country.
- Connecticut's undocumented licensing process is similar to Delaware in that they implemented a Task Force to determine how to implement driving privileges in early 2014. Non-compliant card issue only.
- California undocumented licenses are marked DP for driving privilege only. Their cards state "Not for Official Federal Purposes" and that it does not establish eligibility for employment, voter registration, or public benefits.
- Director Cohan briefed members on the possible Delaware Driving Privilege Card requiring undocumented individuals to complete Delaware's driver testing requirement, provide two years of filed Delaware income tax returns or proof of dependent claimed on tax returns. The Driving Privilege Card would be valid for four years, and cost the same fee as for a driver's license.
- Implications and opportunities of the driving privilege cards include:
  - Culmination of her work with the Hispanic Community from the past several years now.
  - Alleviate judicial process/burden for violations.
  - Increase licensed drivers meeting minimum road safety standards and hopefully crash reduction.
- Challenges involved with implementing undocumented Driving Privilege Cards include:

- A cost of issuance of almost 1.5 million to implement.
- Driving Privilege Cards could be viewed as legitimizing undocumented immigrants.
- Reciprocity and consistency problems between states surrounding law enforcement confusion and centralized data and information. She emphasized that Delaware cannot guarantee reciprocity throughout the country.
- Increase of other state residents coming to Delaware to obtain Driving Privilege Cards and centralized data and information.
- The Department of Motor Vehicles is mandated by law to hand over information to ICE if requested. This is a risk for this population; however, even with these risks 80% came out as still in favor of obtaining driving privileges.
- Recommendations if moving forward include:
  - Require two years of tax forms, ensure physical card security, ensure undocumented individual's ineligibility for Social Security Numbers, ensure that undocumented driving privilege cards are clearly distinguishable from Delaware's existing driver licenses; and provide for phased implementation via regulations.
- Director Cohan advised that the Second Task Force Meeting is scheduled for April 2, 2014 and asked if anyone had any questions or comments stating that she would really like feedback from this group.
- Secretary Schiliro asked members to please speak up.
- Elayne Starkey inquired about the make-up of the Task Force to which Director Cohan replied that the membership has at least 40 members that includes some nay sayers and some very passionate members in favor of this initiative. She advised that the meetings are open to the public so anyone can attend.
- Jamie Turner inquired if there is a federal requirement to implement this reform to which Jen responded no there is not.
- Secretary Schiliro asked for Major Hudson's opinion on the effect this initiative would have on Troopers. He feels that the Federal Government really needs to deal with the issue although there are some positives and negatives to issuing driving credentials.
- Director Cohan advised that there are still questions remaining including a training program for undocumented individuals and what the other states are doing about this issue. This Task Force is meant to look into this issue to see what other states have right and what they have wrong. No other state has the testing issue down correctly yet. If Delaware moves forward with this there would have to be some heavy research involved.
- Colonel Arroyo believes that we are going to end up having a registration of undocumented aliens that would have to be looked at. He believes that the knowledge that they would be taking the test and learning the law is definitely a good thing and that the pros outweigh the cons.

- Director Cohan advised that the IRS will issue numbers to undocumented individuals so they can file tax returns without a social security number.
- Additional questions involve:
- Funding and staffing as DMV would need \$1.5 million up front to implement an undocumented driving privilege card program although they can be creative in obtaining a testing pad; however DMV would need at least an additional 24 testers for a minimum of 2 years before the rush would drop off.
- Delaware would also risk the driving privilege cards being used for identification even though it would clearly state not for identification. Some individuals argued about the card saying the word “privilege” which they felt was insulting to the card holder. Director Cohan is not backing down on this issue though as privilege is stated throughout Title 21 of the Delaware Code.
- Jen encouraged member to attend meetings.

### 3. Recurring Business:

- Strategy – N/A
- DIAC Governance – N/A
- Security Briefings:
  - 1) **SSAR Jeff Reising** from the FBI briefed members on the trial conviction of a Chinese citizen trying to steal a DuPont product. DuPont is potentially trying to get rid of it. However, they did obtain convictions against a former DuPont scientist on economic espionage along with the Chinese individual. Another individual was also convicted in Chicago.
  - 2) **Analyst Scott Gray** provided a DIAC briefing on international, national, regional, and local security events that occurred since our last meeting.
    - Scott provided a 2013 SAR Briefing overview sharing that from January through December Delaware received 101 SAR reports. Sources include law enforcement investigative support system LEISS, DE statewide intelligence, SSSS and tip lines.
      - SARS reports increased from 49 in 2012 to 101 in 2013 which is a twofold increase with statewide accounting showing 73 reports occurring in New Castle County, 31% being suspicious photography and videotaping; and 20% being expressed/implied threats. Three (3) concerned activities outside of Delaware but contained a Delaware nexus. The DIACs partnership with private sectors is driving the reporting.

- The 2013 DE SARs NSI Activity Type by County distributed by Captain Daniel Meadows showed that 34 % of SARS activity in New Castle County occurred in the vicinity of the Delaware City Refinery with multiple SARS events occurring at the Delaware Memorial Bridge and the New Castle County Courthouse.
- Kent County had only 13 SARS reports with all but one occurring within the City of Dover limits.
- Sussex County had 12 SARS reports with theft/loss diversions and expressed implied threats being most prevalent.
- The close partnership existing between the Delaware City Refinery security staff and Delaware LE may be but one factor influencing the frequency of reports in the area of the refinery.
- Notwithstanding the 25 SARS near DE City Refinery, NCC accounted for a significant amount. This trend may reflect variations in reporting practices between counties.
- Reported activity date - March and October were the increased activity months probably due to media, local and surrounding events.
- Scott does not believe that any SARS were school related.
- Jeff Reising thinks that we are doing a good job of working together and obtaining SARS reporting. High priority should be reengaging our first responders so we do not lose these important reporting sources as they are usually the first on the scene.
- Secretary Schiliro stated that the DE City Refinery has become a very hot topic in the past month especially with the amount of traffic with rail car products coming into the facility. Representative Longhurst held a community night to address rail safety on March 10. One resident inquired about the toxic effect if there were an event. It would be highly toxic if there were an emission of the crude product. This raises an interesting point in partnering with the refinery especially with training. In terms of hometown security, response, and how we treat it, especially in the realm of deliberate acts. Jeff Reising stating that he received recently an update on a rail threat in California. It is important to talk with everyone. From a Delaware perspective the amount of time that they are in state, waiting to load or unload is significant.

- Jamie Turner inquired if DIAC receives referrals from the National Response Center. While colonel Wingate inquired as to response from the average citizen. Scott responded that sources for SARS do not break down reporting sources by type. Critical incidents re-heighten awareness and result in spikes in reporting. Reporting is directly tied to outreach. They believe the bulk of the refinery leads are coming from the refinery security group. A lot of the reporting is internal law-enforcement interactions that do not get entered into the state SARS.
- Captain Dan Meadows stated that the greatest opportunity is if law-enforcement checks the box on their reports to identify the encounter as suspicious activity. Gene Donaldson stated that TMC is adding technology to know where the trains are and the crossings are occurring. He stressed to everyone that rail is still the safest way to move this type of product. Secretary Schiliro is not sure that we have done enough on the security side and thinks that it would pay us to look at this issue working with the Refinery and Norfolk/Southern. Only one person during Representative Longhurst's community night raised a homeland security issue. The Refineries are very well equipped and do a good job in planning and trying to alleviate accidents.
- Scott stated that bomb threats for schools were included in SARS reporting but not broken down by specific school.
- Holcomb asked if we are engaging fire and EMS sufficiently with threat reporting. Fire Service only wants to hear about issues that could affect the fire service and they do not believe that they are receiving this type of issue. Part of it is their own fault because they have had the opportunity to log-in to the system but have not. In the Fire Service if you tell one person, everybody knows it. Holcomb stated that there are some great briefs out there and the DIAC passed on a tripwire on a 3 hour seminar focusing on bomb making pre-cursors, etc.
- Major Hudson stated that Lt. Bill Crotty did a huge outreach a few months ago to the fire service but did not receive a huge response or cooperation; however, he believes they can do better. Perhaps looking into funding to have a fire service specialist at the DIAC.
- Captain Meadows stated that we need to think creatively outside the box perhaps assigning an email address by position so no matter how many times the person changes, the information will still flow to the accurate position within the fire service.

- Captain Dan Meadows - We do receive governance from everyone in this room so he disseminated information from federal DHS for everyone to view how they are mandated to handle information. The national average was a score of 91.7%; the DIAC received an overall rating of 99.2%. Dan stated that one level they did receive a lower level on was verification of the vetting process to properly identify security access individually.

3) **Ray Holcomb** provided members a Homeland Security Briefing.

- FEMA is hosting a conference in Philadelphia on Social Media as it pertains to crisis management sometime within the next 6 weeks. Secretary stated that social media is an interesting tool. DSP is using it very effectively to get information out; however, it is also a tool with potential for use for data mining. Ray advised that it is amazing what people are putting out on social media advising that it is not a defined area legally. It is probably not something that Delaware is in a position to do formally although it is a valuable tool. Following the New Castle Co. Courthouse shooting it was amazing to see the kind of information that neighbors put out following the shooting. Ray stated that the Mall TTX is basically an evacuation ingress/egress plan although the role that social media will play during an active event is critical.
- Secretary Schiliro stated that no one would question the ability of the first responders and their response. However, we need to provide them with good training and information. What do we do looking forward? There are things that we do need to address and the better we do at it the better response we will have.
- **Grant Coordination – Director Jamie Turner** from DEMA advised that he is trying to reschedule a conference call concerning recent issues relating to slots on a ferry.
  - He briefed members on proposed draft legislation that will attempt to reform the Homeland Security Grant Process advising that they have cut out some of the disciplines. Some of the proposed changes include the 25% set aside for law-enforcement preparedness and attempts to add some new disciplines while cutting others. He believes that it is dead on arrival due to logistical issues.
  - The FY14 Grant Guidance came out yesterday at 4:45. While it used to be less than 30 pages, the current guidance is 130 pages with the devil in the details. He advised

that reporting requirements are May 23 by midnight and if not done the state will not receive any money.

- The Emergency Operations Plan must be certified as less than 2 years old and meeting requirements. He advised that there are no more Investment Justifications as instead it will now be a universal grant pool. Additionally all equipment or resources must be typed into the National Incidence Management System (NIMS). Jamie advised that NIMS training is going to change. The Delaware amount is \$3,743,000, which is a 1/2 million increase over last year. Another new requirement includes a mandatory SARS Report submission for the DIAC this year and every year going forward.
- Jamie advised that Training and Exercise guidelines were released as well as for community events.
- The SHSGP - Port Security Grants was also released. For the Delaware River the total amount of the grant is \$55 million. Delaware's SAA has no impact on the grant with \$5.7 billion of grant funds that have not yet been spent. FY11, 12, and 13 are still out there with FY14 funding just released. A majority of outstanding funds are in Port Security and Transportation Security. It is tougher when allocating funds to the private sector as opposed to governmental agencies. Jamie should have a bullet point list available by Monday to disseminate assuring everyone that it will be less than 5 pages.

#### 4. Old Business

- None

#### 5. New Business

- None

#### 6. State, Federal, Local & Private Briefings

- **Gene Donaldson** stated that TMC is working with state police and NCCO, EMS on active shooter training. With a consultant they have put together draft plans on response to specific facilities and how DeIDOT would take control of intersections during an active shooter event. Have made a lot of progress and are getting closer to the fine details. Plan is to work with the

U of D Center. It has been a good process and we understand each other and how each agency will respond.

- The Social media committee he has had several conversations with Ray. The DeIDOT department has hired a contractor to work with on social media to get accurate messages out. What we really need to do is to get a group together as a test of this issue. NASCAR and Firefly have regular meetings and agreed to bring in PIOs from Dover City Police, DSP, Red Frog the event organizer and Traffic to understand how we will communicate as one message. Yesterday's active shooter meeting agreed to bring a similar group of people together to coordinate how we will communicate. Gene agreed to fund the consultant who will work with the group.
- **Ed KLIMA** advised that Dover Motorsports Inc., in conjunction with county and city partners held a tabletop with two of the topics surrounding the ability to communicate with partners and citizens. Those who were involved in the joint information plan years ago crafted the plan prior to the existence of social media. Ed advised that Dover Downs hired retired Dover PD Chief Hosfelt as their Security Expert. Ed also informed members that Delaware's Enhanced 911 Systems Administrator Terry Whitham is retiring from DSHS and coming to work for Dover Downs full-time as their Track Chief.
- **U. S. AG Bob Prettyman** advised members that he is able to share public information only that is obtained during the meetings. He appreciates being a part of the group and the fact that Secretary Schiliro always strongly advocates that members obtain their DAG opinion prior to proceeding with issues and projects.
- **Elayne Starkey** informed members that DTI finished their active shooter training for 100% of their employees using the Run, Hide, Fight Active Shooter Video, face to face dialog, and a table top exercise. She is enthusiastic about doing a real tabletop exercise in this area but unfortunately has not been able to obtain buy-in.
  - Elayne briefed members on the NIST Cyber Security Framework typically published in February stating that instead the White House issued an executive order for NIST to work collaboratively to come up with a cyber-security framework. Elayne advised that public and private entities came together to create the plan which she feels is very good for organizations that are just getting started. Elayne shared that there is a scheduled hearing next week with the official kick off with Delaware invited to be on the hearing panel with NIST and private sector organizations.

- May 5 is the date for the 5th Annual Cyber Security Conference which is moving to Wilmington this year in a full-day conference format with 3 speakers. Elayne will send Dee registration information which opened yesterday to disseminate to everyone.
- Ray inquired if the cancelled Infragard meeting was rescheduled yet. – It is not yet rescheduled. Jamie Turner inquired about COOP status with Elayne responding that DTI is currently completing Tier 1 agencies with one agency working actively to come into compliance. Elayne expects Tier 2 agencies to be complete by the end of this year with Tier 3 agencies in process simultaneously.
- Colonel Wingate stated the National Guard is not immune from cyber events. They recently had reported instances of photographic suspicious activity with videotaping of the entrance to a National Guard Armory. The Des Moines Air National Guard had 132 protests against drone usage in the US. Within our ranks a National Guard private was arrested and blamed Washington. He was attempting to join Al Qaeda and was arrested while trying to cross the Canadian border for making comments that one day he was going to be on the front page.
- **Wayne (Bill) Kemp** provided a briefing on Delaware National Guard Military Support open-source briefing. Wayne provided members an Unclassified/FOUO Summary -- On March 14, 2014 Al-Qaida in the Arabian Peninsula's (AQAP) media outlet al-Malaheim Media foundation, released the 12<sup>th</sup> issue of its English-language INSPIRE magazine via Twitter and jihadi forums. Wayne advised that Inspire magazine prints information on how to build a car-bomb and included potential future attack methods suggesting specific targets. It is generally advocated for homegrown terrorists to choose targets within their own country noting that choosing the place and time as being critical. Inspire magazine advocates targeting people, not buildings stating that America is their target of choice and identifying specific states and cities including Washington, DC, New York, Northern Virginia, Chicago, and Los Angeles. Inspire magazine specifically targeted and named areas and restaurants with high profile personalities and specific times.
  - Significant supporting intelligence for domestic intelligence and extremists is increasing and expected to continue to increase over the next several years. He advised that they called for low-profile assassinations. Historical trends and future indicators with 54% of attacks that occurred in the recent past occurring in the Mid-Atlantic Region close to us indicate that we should continue to remain vigilant. Plans are in place to test the system.

- Ray Holcomb inquired if anyone reduces their information to a roll-call notice that fire and EMS could get from Inspire and similar sources releasing specific "How To" information for terrorist activities. Captain Meadows responded that yes it does.
- **Steve Blessing**, Division of Public Health (DPH) briefed members on the Gander Hill tuberculosis incident stating that DPH is working minute by minute with DOC to test individuals in the facilities. At some point they will be working on tracking individuals released to test them as well with initial test followed with a confirmation test a few days later. Anyone involved with transporting inmates and people exposed to individuals recently released from prisons should take precautionary measures if the individual has any respiratory symptoms. DPH is also bringing in some technical help from the CDC with individuals familiar with tracking cases. Delaware is one of 4 states still considered in wide spread flu activity patterns with 60 new cases per week. Steve is hoping to see this go away within the next few weeks to help reduce the strain with hospital resources. MERS cases remain the same as does H7, H9 and localized events with Measles and Mumps due to lax detail with civilian follow-up obtaining immunizations.
- **Colonel Arroyo** recently attended a meeting hosted at the DIAC where he obtained a lot of information. The DRBA is going to assign an individual to the DIAC for information sharing and training capabilities. Colonel Arroyo advised that the DRBA has over 300 cameras throughout their area of responsibility and is looking to share that information. Col Arroyo and Ray Holcomb have done a lot of work recently in NC Co. DRBA completed 3 drills in 2007, 2010, and 2013 with after action recommendations remaining the same: (1) need improvement in communications, (2) look into joint training scenarios, and (3) conduct a tabletop to review after action reports. Colonel Arroyo is planning to meet with the FBI in the near future for their responses on conducting active shooter training on the DRBA Ferries. DRBA already addressed a lot of the problems at the airports and are now beginning to work on issues on their ferries. Colonel Arroyo advised that he tries to staff all the ferries with officers. With Director Jamie Turner's help DRBA has been reviewing and updating their emergency operations plans and once complete Colonel Arroyo will ensure that Director Turner receives a copy and intends to also share them with New Jersey.
- Allen Metheny stated that the DVFA is working on active school shooter training through their training money available to have training for every fire company within the state. They are working with law-enforcement through the training committee on this training. Nearly every fire company in Delaware has at least one school within their district. DVFA is currently in an

extensive recruiting program thanks to receiving a four-year \$340 million grant. Expect to see billboards and ads during popular shows with the younger generation as well as during the NASCAR races. DVFA is also doing a lot of specialized training throughout the state with funding obtained from homeland security. The DVFA is concerned with the 800 MHz radio system since Motorola is going to stop supporting radios that the fire service currently uses. The Division of Communications is trying to stockpile parts to work on the radios that Motorola will stop supporting at the end of this year. This is a concern for the DVFA as to where the funds will come from for all of the radios needed next year.

- **Paul Bernat** attended the Delaware Homeland Security Terrorism Preparedness Working Group (DHSTPWG) for Dover PD. Two weeks ago this past Thursday Dover was involved in the arrest of a gang member. A Dover Police Officer as part of the ATF Task Force conducted a 10 month investigation involving 15 federal warrants, and 2 state warrants that culminated in Dover PD simultaneously conducting 20 warrants as part of a joint effort with representatives from ATF, DSP, Dover PD, and U.S. AG Office.
- **Mayor Carleton Carey** advised that the Delaware League of Local Governments is working to keep communication open on cyber-attacks and to promote information sharing. Mayor Carey advised that Paul Cookson is the point-of-contact at the Dover PD IT department and Mr. Siegal within the City of Dover work to prevent cyber-attacks.
- **Dwayne Day** brought in a UAV unmanned drone which he feels could either help agencies or give agencies a lot of headaches.
  - The Drone has the capability of going about 1,000 yards, 3 or 4 feet up and of sending video images to a smartphone. He researched and discovered that it has 3 different categories of usage.
    - Private person hobbyist can use it all day long.
    - Public agencies, LE and Fire Service have limited usage and must apply for a certificate of use unless specifically authorized to use with only two that have received approvals so far, one in Alaska and one in Hawaii.
  - A recent court case involved an individual using a drone to do a video shoot at a local college. This case went to court on March 6 and the NTSB overruled the lower court's fine stating that the NTSB did not have authority to limit the use of the drones. The FAA appealed.
  - The drone Dwayne brought in can be used by state agencies with certain training programs and types of equipment.

- Dwayne Day did research showing that 43 states have legislation on drone usage including every state east of Mississippi except for Delaware, Florida, and Georgia. Dwayne advised that Delaware needs to put a committee together to look into this.
- The FAA is doing testing in New Jersey and MD. We need to look at our operations as to how to better use this technology and what other states are doing. Dwayne believes that we are going to see this all day long in the near future.
- The federal government mandated that the FAA come up with commercial applications by 2015. As a state, we need to look into what legal resource we have.
- Dwayne advised that the entire drone package only cost \$600.00 and that it can be put in the air in less than 2 minutes. How can we incorporate this into our video wall? Why build stovepipes? Let's build it together so we are not competing with each other. Dwayne has a list of items that came from Canada with issues for law-enforcement that came into focus during implementation of drone usage.
- US Attorney Prettyman advised everyone to get legal advice from their DAGs.
- Ray Holcomb stated that New Jersey has done a very in depth research into the legal issues with drone usage and is willing to share that information with us.
- Dwayne stated that last year the FAA put out a request for states that wanted to test drones. Six different training sites were developed to look into a different aspect of flying these drones. New Jersey is looking into the surveillance aspect and Alaska and Hawaii are looking into how they will work in the extreme cold and heat.
- Colonel Wingate stated that the overall intelligence capability of this type of technology is very important to the DOD and DNG, especially whether they have application within the states. He advised that federal folks are seriously contemplating using drones now. The authorities are different for DOD although they do have to comply with a certificate of air worthiness.
- Secretary Schiliro feels that there is no doubt that we are going to see a proliferation of drones in the next few years. He advised that we think of it from a terrorism standpoint. As we look at the issue, we also have to think of the offensive nature that something like this could cause.
- Dwayne expects to see these drones at Firefly within the next couple of years because attendees are comprised of the younger crowd that has the funding to purchase. Everyone in the room will be affected by drones within the next 3 years.

- The DOD is contemplating if there is a need to support law enforcement with Raven technology and what impact would it have on stationary observance ongoing. Secretary Schiliro suggested that we review it from commercial, transportation and law enforcement standpoints along with civilian expectation of privacy.
- **Secretary Schiliro** announced that Delaware State Police's new Lt. Colonel is Monroe Hudson due to Lt. Col. Paige's retirement.
- **SSRA Jeff Reising** advised that terrorism reporting on drones goes back at least 10 years. He stated that anyone flying one near an airpark will get a knock on their door from an investigator.
- **Colonel Wingate** made a motion to form a committee to research drone application in the public and government sector that was seconded by Mayor Carey and unanimously approved by the voting members in attendance.
- **Dwayne** feels that the drones are here to stay stating that we have to look at it now or in 3 years and advising that we are already behind other states. Drones are the fastest selling items in California.
- **Ray Holcomb** briefed members are the recent changing trend in terrorism that is highly critical of the recent Navy yard shooting and the fact that the contractor was employed by the Navy at the time of the shooting and remained employed. Ray also briefed members on the recent Malaysian plane rumor alleging that the missing plane was affected by an insider because of the manual changing of the flight path and the shutting down of tracking systems.

## 7. Recommendations

- None

## 8. Meeting adjourned at 11:21 hours.

**Next Meeting: Wednesday, June 18, 2014**

9:00 am – 11:00 am

Location: Public Safety Building

Large 2<sup>nd</sup> Floor Conference Room