

Proposed

State of Kansas
Office of the Attorney General

**Notice of Public Hearing on Proposed Administrative Regulation
16-21-1**

March 3, 2022

A public hearing will be conducted on May 9, 2022 at 1:00 p.m. to 2:00 p.m. in Memorial Hall Auditorium, 120 SW 10th Ave., 2nd Floor, Topeka, Kansas to consider the adoption of a proposed regulation, K.A.R. 16-21-1, of the Office of the Attorney General (OAG), on a permanent basis.

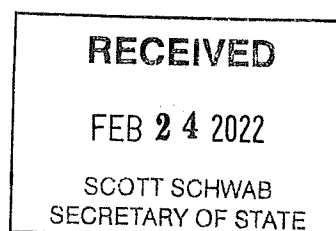
This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulation. All interested parties may submit written comments prior to the hearing to Sarah Shipman, Office of the Kansas Attorney General, 120 SW 10th Ave., 2nd Floor, Topeka, Kansas 66612 or by email to sarah.shipman@ag.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulation during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Sarah Shipman at (785) 368-8401 (or TYY 1-800-766-3777). The public entrance to Memorial Hall is accessible. Handicapped parking is located in front of Memorial Hall.

A summary of the proposed regulation and its economic impact follow. A copy of the proposed regulation and the Economic Impact Statement for the proposed regulation can be viewed at the following website: www.ag.ks.gov/regulation-hearings.

K.A.R. 16-21-1. The regulation provides the specifications for required Anti-Human Trafficking Notices. The anti-trafficking notices are part of a coordinated statewide effort to raise awareness to the public and those affected by human trafficking regarding the resources available to provide assistance. The information on the anti-trafficking notices provide the public and potential victims with the number to the national human trafficking hotline, as one way to get connected to law enforcement or victim services.

Economic Impact. Notices meeting the requirement will be available free of charge from the Office of the Attorney General, so there is no implementation cost unless an employer chooses to design and/or print notices. Businesses will be able to receive actual paper copies or print their own notices from the OAG website. Therefore, the regulation is expected to have no or negligible economic impact.



Derek Schmidt
Attorney General

Article 21. Human Trafficking

K.A.R. 16-21-1. Specifications for anti-human trafficking notices. (a) The notice required by K.S.A. 75-759, and amendments thereto, shall contain the written information and the graphic in the Kansas attorney general's document titled "anti-human trafficking notice requirements for K.A.R. 16-21-1," dated January 31, 2022 and hereby adopted by reference.

(b) Each notice shall be at least 8.5" x 11" and shall be legible. Each notice that becomes illegible shall be replaced immediately.

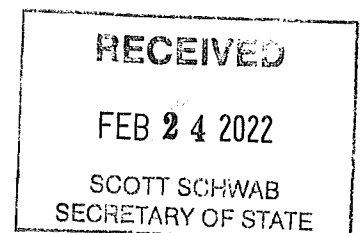
(c) A notice that meets the requirements of this regulation may be obtained by contacting the office of the Kansas attorney general or may be reproduced from the web site of the office of the Kansas attorney general. (Authorized by and implementing K.S.A. 2021 Supp. 75-759; effective P-

_____.)

APPROVED
FEB 21 2022
DIVISION OF THE BUDGET

APPROVED
FEB 21 2022
DEPT. OF ADMINISTRATION

APPROVED
FEB 22 2022
ATTORNEY GENERAL



Anti-Human Trafficking Notice Requirements for K.A.R. 16-21-1

Office of the Kansas Attorney General

January 31, 2022

Each notice shall contain the following information:

To contact the National Human Trafficking Resource Center

Call 1-888-373-7888 toll-free and confidential

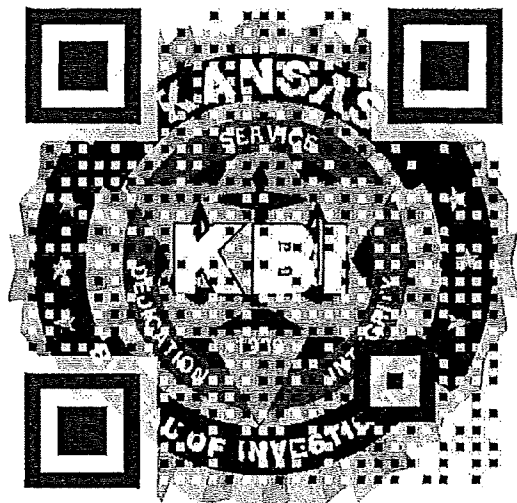
or text HELP or INFO to BeFree (233733)

The Hotline and Text line can be used to: Get help, report a tip, connect with anti-trafficking services in your area, and to request training and technical assistance, general information or specific anti-trafficking resources.

The National Human Trafficking Resource Center hotline is a national, toll-free hotline available to answer calls and texts from anywhere in the country, in English, Spanish, and more than 200 additional languages through an interpreter, 24 hours a day, 7 days a week, every day of the year.

Human trafficking situations can be dangerous to you and to victims if you attempt to intervene.

If you suspect human trafficking, call the Hotline or 1-800-KS-CRIME. If it is an emergency situation, call 911.



**Kansas Administrative Regulations
Economic Impact Statement
For the Kansas Division of the Budget**

Kansas Attorney General

296-6115

Agency

16-21-1

K.A.R. Number(s)

Jennifer Montgomery

Agency Contact

Contact Phone Number

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget
900 SW Jackson, Room 504-N
Topeka, KS 66612

I. Brief description of the proposed rule(s) and regulation(s).

The regulation provides the specifications for required Anti-Human Trafficking Notices. The anti-trafficking notices are part of a coordinated statewide effort to raise awareness to the public and those affected by human trafficking regarding the resources available to provide assistance. The information on the anti-trafficking notices provide the public and potential victims with the number to the national human trafficking hotline, as one way to get connected to law enforcement or victim services.

II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. *(If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)*

This regulation is not mandated by the federal government.

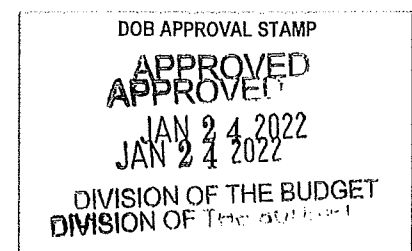
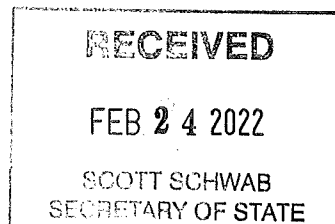
III. Agency analysis specifically addressing following:

A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;

The proposed rules and regulations will neither enhance or restrict business activities and growth.

B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;

Notices meeting the requirement will be available free of charge from the Office of the Attorney General so there is no implementation cost unless an employer chooses to design and/or print notices.



C. Businesses that would be directly affected by the proposed rule and regulation;

Any place required to post notices pursuant to: The Kansas act against discrimination; the Kansas age discrimination in employment act; the Kansas child labor law; the employment security law and rules and regulations adopted thereunder; the workers compensation act and rules and regulations adopted thereunder; sexually oriented businesses as defined by K.S.A. 12-770; massage parlors; healthcare facilities; convenience stores and truck stops; and rest areas and visitor centers under state supervision or control.

D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;

The proposed rule(s) and regulations(s) will provide necessary guidance to the businesses required to post the anti-trafficking notices. The anti-trafficking notice initiative is part of a coordinated statewide effort to raise awareness to the public and those affected by human trafficking regarding the resources available to provide assistance. The information on the anti-trafficking posters provide the public and potential victims with the number to the national trafficking hotline, as one way to get connected to law enforcement or victim services. The ultimate benefit of what is proposed would be to strengthen interventions for victims of human trafficking in Kansas.

E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

The Office of the Attorney General will make available free of charge notices that meet the regulatory requirements. Business will be able to receive actual paper copies or print their own notices from the OAG website.

F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

\$0.00 to negligible printing costs.

An estimate, expressed as a total dollar figure, of the total implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.

\$0.00

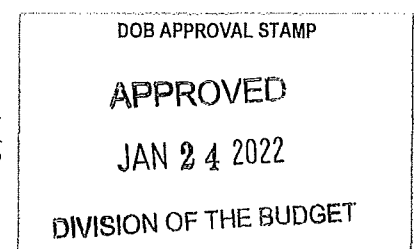
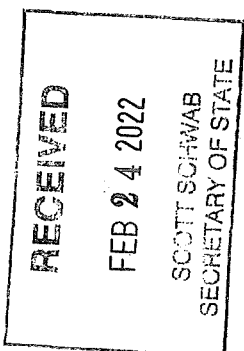
Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?

YES ☐ NO ☒

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

N/A

Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0



million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.

YES ☐ NO ☒

- G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

N/A

- H. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).

Initially, the agency solicited feedback from the state anti-human trafficking advisory board (HTAB), a multidisciplinary group of professionals, service providers, and community members who work to end human trafficking in Kansas. HTAB consulted with several members from Rotary International (Kansas Chapters) who represent business owners, industry leaders, and the public, and who also serve on the ad hoc legislative committee for HTAB. The Kansas Dept. of Labor was consulted through HTAB meetings and committee work. The agency also consulted with representatives from the Kansas Chamber, the hospital association, the hospitality association and the trucking industry to discuss how their businesses may be impacted and to solicit feedback.

- I. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).

N/A

