

Attachment B
RULE IMPACT STATEMENT

TITLE 75. ATTORNEY GENERAL

CHAPTER 30. STANDARDS AND CRITERIA FOR ADULT VICTIMS OF HUMAN SEX TRAFFICKING PROGRAMS

Subchapter 1. General Provisions [AMENDED]

Subchapter 3. Sexual Assault Programs for Adult Victims/Survivors of Sexual Violence as a Result of Human Sex Trafficking [AMENDED]

Subchapter 5. Client Records and Confidentiality [AMENDED]

Subchapter 7. Physical Environments [AMENDED]

Subchapter 9. Program Management and Performance Improvement [AMENDED]

Subchapter 11. Personnel and Volunteers [AMENDED]

Subchapter 13. Governing Authority [AMENDED]

Subchapter 15. Client Rights, for Adult Victims of Human Sex Trafficking Programs [AMENDED]

(a) Purpose of the Proposed Rules: This chapter sets forth the rules, including standards and criteria, used in certifying sexual assault programs and shelters for adult victims/survivors of sexual violence as a result of human sex trafficking pursuant to 74 O.S. § 18p-6. Although similarities exist between services provided to victims of domestic or sexual violence and victims of sex trafficking, there are also important differences between the two groups of victims. Victims of human sex trafficking are often eligible for special benefits including housing, legal assistance and refugee services that differ from the types of services that are available to domestic violence or sexual violence victims. Because certification of services for human sex trafficking is relatively new to Oklahoma, this chapter requires many amendments. When the chapter was originally codified in 2011, it was based largely on the standards for sexual assault services in 75 OAC 15. After careful review, the Domestic Violence & Sexual Assault Advisory Council recommended that the Attorney General amend the current chapter to more specifically meet the needs of victims of human sex trafficking and their children. These amendments include: stressing the importance of client safety and confidentiality, reflecting the clients' right to self-determination, incorporating definitions that were unintentionally omitted from the chapter, redefining core services and orientation training to more accurately meet the needs of human sex trafficking survivors and requiring programs to conduct an annual employee name search against the Sex Offenders Registration Act and the Mary Rippy Violence Crime Offenders Registration Act.

(b) Classes Affected: All domestic violence, sexual assault, and batterers intervention programs that are currently certified or will make application to become certified by the Attorney General will be affected. These rules set forth the required components of such programs and the standards and criteria which will be used for certification of the programs.

(c) Persons Benefitted: All sexual assault victims as a result of human trafficking needing services in the State of Oklahoma as well as the service providers will benefit by a clear understanding of the rules.

(d) Probable Economic Impact:

1. On Affected Classes: These rules will have no economic impact on affected classes other than resources necessary for programs to meet certification standards and criteria.

2. On Political Subdivisions: These rules will not have an economic impact on political subdivisions.

3. Description of fees and explanation/justification for each of the changes: n/a

(e) Probable Costs to the Agency: All expenses related to the creation of the Victims Services Unit come from appropriations to the Office of the Attorney General or federal grants. Seven FTEs are currently dedicated to the Unit.

(f) Impact on Political Subdivisions: No cooperation from political subdivisions will be necessary to implement the program.

(g) Adverse Effect on Small Business: These rules will have no adverse impact on small business.

(h) Compliance Costs and Other Less Intrusive Methods: These methods are the least intrusive methods currently available.

(i) Effect on Public Health, Safety, and Environment: These rules do not necessarily have an effect on public health, safety, and environment. Positive effects are expected due to the fact that programs certified by the Attorney General provide direct services which ensure safety to victims of domestic violence, sexual assault and human sex trafficking.

(j) Effect of Non-Implementation on Public Health, Safety, and Environment: Non-implementation of these rules will not necessarily affect public health, safety, and the environment but enhance safety to clients of certified programs.

(k) Date of Rule Impact Statement: February 15, 2018

Date modified: n/a

(l) Prepared By: Karen Cunningham, Interim Chief- Victim Services Unit

Phone Number: 405-522-4383