

## *Regulatory Impact Statement*

### Statutory authority:

This proposed regulation updating the minimum curriculum requirements for ATAP schools to include information regarding human trafficking awareness is authorized pursuant to Alcoholic Beverage Control Law (“ABCL”) §18(10) and would appear as new subdivision (m) of section 106.3 of Title 9, Subtitle B, of the New York Codes, Rules and Regulations (N.Y.C.R.R.).

This regulation is issued pursuant to the following:

ABCL §18(10), which authorizes the State Liquor Authority (Authority) to promulgate rules and regulations establishing minimum criteria for ATAP schools.

### Legislative Objectives:

To promote the health, welfare and safety of the people of New York by ensuring retail liquor licensees and their staff members have access to this potentially lifesaving information and training.

### Needs and benefits:

As part of an overall effort to modernize the Authority’s rules and regulations the Authority hereby seeks to update its ATAP minimum curriculum rules to ensure information regarding human trafficking awareness, as developed in conjunction with, and approved by, the New York State Interagency Task Force on Human Trafficking, are required as part of all ATAP training courses. This regulatory proposal will help promote the health, welfare, and safety of the people of New York by ensuring retail liquor licensees and their staff members have access to information and training to assist in human trafficking awareness, detection, and prevention.

#### Costs:

There will be no increased costs to local municipal governments as a result of these proposals, as local municipalities play no role in regulating ATAP providers or courses outside of the same local health code and zoning enforcement that they exercise for every business. There will be minimal increased costs to ATAP providers as a result of these proposals since they will be responsible for adding required information regarding detection and prevention of human trafficking to their curricula. As a result, there will be no added costs to the Authority, to local governments, or to industry members as a result of the implementation of the proposed rule amendments.

#### Local government mandates:

None. Local governments play no role in regulating ATAP providers or courses outside of the same local health code and zoning enforcement that they exercise for every business.

#### Paperwork:

The proposed rule amendments would require ATAP providers to add information regarding human trafficking awareness to their curricula. The proposed rule amendments impose no new paperwork requirements on Authority staff.

#### Duplication:

There is no federal or municipal level involvement in regulating ATAP providers.

#### Alternatives/ federal standards:

An alternative would be for the Office for the New York State Interagency Task Force on Human Trafficking to create a discrete program to address this concern of educating the bar/restaurant industry of the

issue of human trafficking, rather than taking advantage of the already established ATAP program implemented by the Authority. These proposed rules do not exceed any minimum standards of the federal government for the same or similar subject areas.

Compliance schedule:

The period of time the industry will require to come into compliance will be after the materials are available and at or before the ATAP school's next renewal of their Certificate of Approval. Since there are no added administrative burdens for the Authority to implement via this rule proposal aside from ensuring the required information is included in all ATAP approvals going forward, the Authority expects to be compliant immediately upon the Task Force's promulgation of the curriculum.