



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5410

by Rep. Dan Caulkins - Avery Bourne - Patrick Windhorst

SYNOPSIS AS INTRODUCED:

105 ILCS 5/21B-20
105 ILCS 5/21B-50

Amends the School Code. With regard to the Alternative Educator Licensure Program for Teachers, provides that, beginning on January 1, 2023, the program shall be comprised of 3 phases (rather than 4 phases) by removing the second year of residency; makes conforming changes. Provides that an alternative provisional educator endorsement on an Educator License with Stipulations is valid for one year (rather than 2 years) of teaching in the public schools, but may be renewed for a second (rather than third) year if needed to complete the Alternative Educator Licensure Program for Teachers. Effective immediately.

LRB101 15478 CMG 64821 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections
5 21B-20 and 21B-50 as follows:

6 (105 ILCS 5/21B-20)

7 Sec. 21B-20. Types of licenses. The State Board of
8 Education shall implement a system of educator licensure,
9 whereby individuals employed in school districts who are
10 required to be licensed must have one of the following
11 licenses: (i) a professional educator license; (ii) an educator
12 license with stipulations; (iii) a substitute teaching
13 license; or (iv) until June 30, 2023, a short-term substitute
14 teaching license. References in law regarding individuals
15 certified or certificated or required to be certified or
16 certificated under Article 21 of this Code shall also include
17 individuals licensed or required to be licensed under this
18 Article. The first year of all licenses ends on June 30
19 following one full year of the license being issued.

20 The State Board of Education, in consultation with the
21 State Educator Preparation and Licensure Board, may adopt such
22 rules as may be necessary to govern the requirements for
23 licenses and endorsements under this Section.

1 (1) Professional Educator License. Persons who (i)
2 have successfully completed an approved educator
3 preparation program and are recommended for licensure by
4 the Illinois institution offering the educator preparation
5 program, (ii) have successfully completed the required
6 testing under Section 21B-30 of this Code, (iii) have
7 successfully completed coursework on the psychology of,
8 the identification of, and the methods of instruction for
9 the exceptional child, including without limitation
10 children with learning disabilities, (iv) have
11 successfully completed coursework in methods of reading
12 and reading in the content area, and (v) have met all other
13 criteria established by rule of the State Board of
14 Education shall be issued a Professional Educator License.
15 All Professional Educator Licenses are valid until June 30
16 immediately following 5 years of the license being issued.
17 The Professional Educator License shall be endorsed with
18 specific areas and grade levels in which the individual is
19 eligible to practice. For an early childhood education
20 endorsement, an individual may satisfy the student
21 teaching requirement of his or her early childhood teacher
22 preparation program through placement in a setting with
23 children from birth through grade 2, and the individual may
24 be paid and receive credit while student teaching. The
25 student teaching experience must meet the requirements of
26 and be approved by the individual's early childhood teacher

1 preparation program.

2 Individuals can receive subsequent endorsements on the
3 Professional Educator License. Subsequent endorsements
4 shall require a minimum of 24 semester hours of coursework
5 in the endorsement area and passage of the applicable
6 content area test, unless otherwise specified by rule.

7 (2) Educator License with Stipulations. An Educator
8 License with Stipulations shall be issued an endorsement
9 that limits the license holder to one particular position
10 or does not require completion of an approved educator
11 program or both.

12 An individual with an Educator License with
13 Stipulations must not be employed by a school district or
14 any other entity to replace any presently employed teacher
15 who otherwise would not be replaced for any reason.

16 An Educator License with Stipulations may be issued
17 with the following endorsements:

18 (A) (Blank).

19 (B) Alternative provisional educator. An
20 alternative provisional educator endorsement on an
21 Educator License with Stipulations may be issued to an
22 applicant who, at the time of applying for the
23 endorsement, has done all of the following:

24 (i) Graduated from a regionally accredited
25 college or university with a minimum of a
26 bachelor's degree.

1 (ii) Successfully completed the first phase of
2 the Alternative Educator Licensure Program for
3 Teachers, as described in Section 21B-50 of this
4 Code.

5 (iii) Passed a content area test, as required
6 under Section 21B-30 of this Code.

7 The alternative provisional educator endorsement is
8 valid for one year ~~2 years~~ of teaching and may be renewed
9 for a second ~~third~~ year by an individual meeting the
10 requirements set forth in Section 21B-50 of this Code.

11 (C) Alternative provisional superintendent. An
12 alternative provisional superintendent endorsement on
13 an Educator License with Stipulations entitles the
14 holder to serve only as a superintendent or assistant
15 superintendent in a school district's central office.
16 This endorsement may only be issued to an applicant
17 who, at the time of applying for the endorsement, has
18 done all of the following:

19 (i) Graduated from a regionally accredited
20 college or university with a minimum of a master's
21 degree in a management field other than education.

22 (ii) Been employed for a period of at least 5
23 years in a management level position in a field
24 other than education.

25 (iii) Successfully completed the first phase
26 of an alternative route to superintendent

1 endorsement program, as provided in Section 21B-55
2 of this Code.

3 (iv) Passed a content area test required under
4 Section 21B-30 of this Code.

5 The endorsement is valid for 2 fiscal years in
6 order to complete one full year of serving as a
7 superintendent or assistant superintendent.

8 (D) (Blank).

9 (E) Career and technical educator. A career and
10 technical educator endorsement on an Educator License
11 with Stipulations may be issued to an applicant who has
12 a minimum of 60 semester hours of coursework from a
13 regionally accredited institution of higher education
14 or an accredited trade and technical institution and
15 has a minimum of 2,000 hours of experience outside of
16 education in each area to be taught.

17 The career and technical educator endorsement on
18 an Educator License with Stipulations is valid until
19 June 30 immediately following 5 years of the
20 endorsement being issued and may be renewed. For
21 individuals who were issued the career and technical
22 educator endorsement on an Educator License with
23 Stipulations on or after January 1, 2015, the license
24 may be renewed if the individual passes a test of work
25 proficiency, as required under Section 21B-30 of this
26 Code.

1 An individual who holds a valid career and
2 technical educator endorsement on an Educator License
3 with Stipulations but does not hold a bachelor's degree
4 may substitute teach in career and technical education
5 classrooms.

6 (F) Part-time provisional career and technical
7 educator or provisional career and technical educator.
8 A part-time provisional career and technical educator
9 endorsement or a provisional career and technical
10 educator endorsement on an Educator License with
11 Stipulations may be issued to an applicant who has a
12 minimum of 8,000 hours of work experience in the skill
13 for which the applicant is seeking the endorsement. It
14 is the responsibility of each employing school board
15 and regional office of education to provide
16 verification, in writing, to the State Superintendent
17 of Education at the time the application is submitted
18 that no qualified teacher holding a Professional
19 Educator License or an Educator License with
20 Stipulations with a career and technical educator
21 endorsement is available and that actual circumstances
22 require such issuance.

23 The provisional career and technical educator
24 endorsement on an Educator License with Stipulations
25 is valid until June 30 immediately following 5 years of
26 the endorsement being issued and may be renewed for 5

1 years. For individuals who were issued the provisional
2 career and technical educator endorsement on an
3 Educator License with Stipulations on or after January
4 1, 2015, the license may be renewed if the individual
5 passes a test of work proficiency, as required under
6 Section 21B-30 of this Code.

7 A part-time provisional career and technical
8 educator endorsement on an Educator License with
9 Stipulations may be issued for teaching no more than 2
10 courses of study for grades 6 through 12. The part-time
11 provisional career and technical educator endorsement
12 on an Educator License with Stipulations is valid until
13 June 30 immediately following 5 years of the
14 endorsement being issued and may be renewed for 5 years
15 if the individual makes application for renewal.

16 An individual who holds a provisional or part-time
17 provisional career and technical educator endorsement
18 on an Educator License with Stipulations but does not
19 hold a bachelor's degree may substitute teach in career
20 and technical education classrooms.

21 (G) Transitional bilingual educator. A
22 transitional bilingual educator endorsement on an
23 Educator License with Stipulations may be issued for
24 the purpose of providing instruction in accordance
25 with Article 14C of this Code to an applicant who
26 provides satisfactory evidence that he or she meets all

1 of the following requirements:

2 (i) Possesses adequate speaking, reading, and
3 writing ability in the language other than English
4 in which transitional bilingual education is
5 offered.

6 (ii) Has the ability to successfully
7 communicate in English.

8 (iii) Either possessed, within 5 years
9 previous to his or her applying for a transitional
10 bilingual educator endorsement, a valid and
11 comparable teaching certificate or comparable
12 authorization issued by a foreign country or holds
13 a degree from an institution of higher learning in
14 a foreign country that the State Educator
15 Preparation and Licensure Board determines to be
16 the equivalent of a bachelor's degree from a
17 regionally accredited institution of higher
18 learning in the United States.

19 A transitional bilingual educator endorsement
20 shall be valid for prekindergarten through grade 12, is
21 valid until June 30 immediately following 5 years of
22 the endorsement being issued, and shall not be renewed.

23 Persons holding a transitional bilingual educator
24 endorsement shall not be employed to replace any
25 presently employed teacher who otherwise would not be
26 replaced for any reason.

1 (H) Language endorsement. In an effort to
2 alleviate the shortage of teachers speaking a language
3 other than English in the public schools, an individual
4 who holds an Educator License with Stipulations may
5 also apply for a language endorsement, provided that
6 the applicant provides satisfactory evidence that he
7 or she meets all of the following requirements:

8 (i) Holds a transitional bilingual
9 endorsement.

10 (ii) Has demonstrated proficiency in the
11 language for which the endorsement is to be issued
12 by passing the applicable language content test
13 required by the State Board of Education.

14 (iii) Holds a bachelor's degree or higher from
15 a regionally accredited institution of higher
16 education or, for individuals educated in a
17 country other than the United States, holds a
18 degree from an institution of higher learning in a
19 foreign country that the State Educator
20 Preparation and Licensure Board determines to be
21 the equivalent of a bachelor's degree from a
22 regionally accredited institution of higher
23 learning in the United States.

24 (iv) (Blank).

25 A language endorsement on an Educator License with
26 Stipulations is valid for prekindergarten through

1 grade 12 for the same validity period as the
2 individual's transitional bilingual educator
3 endorsement on the Educator License with Stipulations
4 and shall not be renewed.

5 (I) Visiting international educator. A visiting
6 international educator endorsement on an Educator
7 License with Stipulations may be issued to an
8 individual who is being recruited by a particular
9 school district that conducts formal recruitment
10 programs outside of the United States to secure the
11 services of qualified teachers and who meets all of the
12 following requirements:

13 (i) Holds the equivalent of a minimum of a
14 bachelor's degree issued in the United States.

15 (ii) Has been prepared as a teacher at the
16 grade level for which he or she will be employed.

17 (iii) Has adequate content knowledge in the
18 subject to be taught.

19 (iv) Has an adequate command of the English
20 language.

21 A holder of a visiting international educator
22 endorsement on an Educator License with Stipulations
23 shall be permitted to teach in bilingual education
24 programs in the language that was the medium of
25 instruction in his or her teacher preparation program,
26 provided that he or she passes the English Language

1 Proficiency Examination or another test of writing
2 skills in English identified by the State Board of
3 Education, in consultation with the State Educator
4 Preparation and Licensure Board.

5 A visiting international educator endorsement on
6 an Educator License with Stipulations is valid for 3
7 years and shall not be renewed.

8 (J) Paraprofessional educator. A paraprofessional
9 educator endorsement on an Educator License with
10 Stipulations may be issued to an applicant who holds a
11 high school diploma or its recognized equivalent and
12 either holds an associate's degree or a minimum of 60
13 semester hours of credit from a regionally accredited
14 institution of higher education. The paraprofessional
15 educator endorsement is valid until June 30
16 immediately following 5 years of the endorsement being
17 issued and may be renewed through application and
18 payment of the appropriate fee, as required under
19 Section 21B-40 of this Code. An individual who holds
20 only a paraprofessional educator endorsement is not
21 subject to additional requirements in order to renew
22 the endorsement.

23 (K) Chief school business official. A chief school
24 business official endorsement on an Educator License
25 with Stipulations may be issued to an applicant who
26 qualifies by having a master's degree or higher, 2

1 years of full-time administrative experience in school
2 business management or 2 years of university-approved
3 practical experience, and a minimum of 24 semester
4 hours of graduate credit in a program approved by the
5 State Board of Education for the preparation of school
6 business administrators and by passage of the
7 applicable State tests, including an applicable
8 content area test.

9 The chief school business official endorsement may
10 also be affixed to the Educator License with
11 Stipulations of any holder who qualifies by having a
12 master's degree in business administration, finance,
13 accounting, or public administration and who completes
14 an additional 6 semester hours of internship in school
15 business management from a regionally accredited
16 institution of higher education and passes the
17 applicable State tests, including an applicable
18 content area test. This endorsement shall be required
19 for any individual employed as a chief school business
20 official.

21 The chief school business official endorsement on
22 an Educator License with Stipulations is valid until
23 June 30 immediately following 5 years of the
24 endorsement being issued and may be renewed if the
25 license holder completes renewal requirements as
26 required for individuals who hold a Professional

1 Educator License endorsed for chief school business
2 official under Section 21B-45 of this Code and such
3 rules as may be adopted by the State Board of
4 Education.

5 The State Board of Education shall adopt any rules
6 necessary to implement Public Act 100-288.

7 (L) Provisional in-state educator. A provisional
8 in-state educator endorsement on an Educator License
9 with Stipulations may be issued to a candidate who has
10 completed an Illinois-approved educator preparation
11 program at an Illinois institution of higher education
12 and who has not successfully completed an
13 evidence-based assessment of teacher effectiveness but
14 who meets all of the following requirements:

15 (i) Holds at least a bachelor's degree.

16 (ii) Has completed an approved educator
17 preparation program at an Illinois institution.

18 (iii) Has passed an applicable content area
19 test, as required by Section 21B-30 of this Code.

20 (iv) Has attempted an evidence-based
21 assessment of teacher effectiveness and received a
22 minimum score on that assessment, as established
23 by the State Board of Education in consultation
24 with the State Educator Preparation and Licensure
25 Board.

26 A provisional in-state educator endorsement on an

1 Educator License with Stipulations is valid for one
2 full fiscal year after the date of issuance and may not
3 be renewed.

4 (M) School support personnel intern. A school
5 support personnel intern endorsement on an Educator
6 License with Stipulations may be issued as specified by
7 rule.

8 (N) Special education area. A special education
9 area endorsement on an Educator License with
10 Stipulations may be issued as defined and specified by
11 rule.

12 (3) Substitute Teaching License. A Substitute Teaching
13 License may be issued to qualified applicants for
14 substitute teaching in all grades of the public schools,
15 prekindergarten through grade 12. Substitute Teaching
16 Licenses are not eligible for endorsements. Applicants for
17 a Substitute Teaching License must hold a bachelor's degree
18 or higher from a regionally accredited institution of
19 higher education.

20 Substitute Teaching Licenses are valid for 5 years.

21 Substitute Teaching Licenses are valid for substitute
22 teaching in every county of this State. If an individual
23 has had his or her Professional Educator License or
24 Educator License with Stipulations suspended or revoked,
25 then that individual is not eligible to obtain a Substitute
26 Teaching License.

1 A substitute teacher may only teach in the place of a
2 licensed teacher who is under contract with the employing
3 board. If, however, there is no licensed teacher under
4 contract because of an emergency situation, then a district
5 may employ a substitute teacher for no longer than 30
6 calendar days per each vacant position in the district if
7 the district notifies the appropriate regional office of
8 education within 5 business days after the employment of
9 the substitute teacher in the emergency situation. An
10 emergency situation is one in which an unforeseen vacancy
11 has occurred and (i) a teacher is unable to fulfill his or
12 her contractual duties or (ii) teacher capacity needs of
13 the district exceed previous indications, and the district
14 is actively engaged in advertising to hire a fully licensed
15 teacher for the vacant position.

16 There is no limit on the number of days that a
17 substitute teacher may teach in a single school district,
18 provided that no substitute teacher may teach for longer
19 than 90 school days for any one licensed teacher under
20 contract in the same school year. A substitute teacher who
21 holds a Professional Educator License or Educator License
22 with Stipulations shall not teach for more than 120 school
23 days for any one licensed teacher under contract in the
24 same school year. The limitations in this paragraph (3) on
25 the number of days a substitute teacher may be employed do
26 not apply to any school district operating under Article 34

1 of this Code.

2 A school district may not require an individual who
3 holds a valid Professional Educator License or Educator
4 License with Stipulations to seek or hold a Substitute
5 Teaching License to teach as a substitute teacher.

6 (4) Short-Term Substitute Teaching License. Beginning
7 on July 1, 2018 and until June 30, 2023, the State Board of
8 Education may issue a Short-Term Substitute Teaching
9 License. A Short-Term Substitute Teaching License may be
10 issued to a qualified applicant for substitute teaching in
11 all grades of the public schools, prekindergarten through
12 grade 12. Short-Term Substitute Teaching Licenses are not
13 eligible for endorsements. Applicants for a Short-Term
14 Substitute Teaching License must hold an associate's
15 degree or have completed at least 60 credit hours from a
16 regionally accredited institution of higher education.

17 Short-Term Substitute Teaching Licenses are valid for
18 substitute teaching in every county of this State. If an
19 individual has had his or her Professional Educator License
20 or Educator License with Stipulations suspended or
21 revoked, then that individual is not eligible to obtain a
22 Short-Term Substitute Teaching License.

23 The provisions of Sections 10-21.9 and 34-18.5 of this
24 Code apply to short-term substitute teachers.

25 An individual holding a Short-Term Substitute Teaching
26 License may teach no more than 5 consecutive days per

1 licensed teacher who is under contract. For teacher
2 absences lasting 6 or more days per licensed teacher who is
3 under contract, a school district may not hire an
4 individual holding a Short-Term Substitute Teaching
5 License. An individual holding a Short-Term Substitute
6 Teaching License must complete the training program under
7 Section 10-20.67 or 34-18.60 of this Code to be eligible to
8 teach at a public school. This paragraph (4) is inoperative
9 on and after July 1, 2023.

10 (Source: P.A. 100-8, eff. 7-1-17; 100-13, eff. 7-1-17; 100-288,
11 eff. 8-24-17; 100-596, eff. 7-1-18; 100-821, eff. 9-3-18;
12 100-863, eff. 8-14-18; 101-81, eff. 7-12-19; 101-220, eff.
13 8-7-19.)

14 (105 ILCS 5/21B-50)

15 Sec. 21B-50. Alternative Educator Licensure Program.

16 (a) There is established an alternative educator licensure
17 program, to be known as the Alternative Educator Licensure
18 Program for Teachers.

19 (b) The Alternative Educator Licensure Program for
20 Teachers may be offered by a recognized institution approved to
21 offer educator preparation programs by the State Board of
22 Education, in consultation with the State Educator Preparation
23 and Licensure Board.

24 The program shall be comprised of 4 phases or, beginning on
25 January 1, 2023, 3 phases, as follows:

1 (1) A course of study that at a minimum includes
2 instructional planning; instructional strategies,
3 including special education, reading, and English language
4 learning; classroom management; and the assessment of
5 students and use of data to drive instruction.

6 (2) A year of residency, which is a candidate's
7 assignment to a full-time teaching position or as a
8 co-teacher for one full school year. An individual must
9 hold an Educator License with Stipulations with an
10 alternative provisional educator endorsement in order to
11 enter the residency and must complete additional program
12 requirements that address required State and national
13 standards, pass the State Board's teacher performance
14 assessment (no later than the end of the first semester of
15 the second year of residency ~~before entering the second~~
16 ~~residency year~~, as required under phase (3) of this
17 subsection (b), if applicable), and be recommended by the
18 principal or qualified equivalent of a principal, as
19 required under subsection (d) of this Section, and the
20 program coordinator to continue with the second year of the
21 residency, if applicable.

22 (3) Until January 1, 2023, a ~~A~~ second year of
23 residency, which shall include the candidate's assignment
24 to a full-time teaching position for one school year. The
25 candidate must be assigned an experienced teacher to act as
26 a mentor and coach the candidate through the second year of

1 residency.

2 (4) A comprehensive assessment of the candidate's
3 teaching effectiveness, as evaluated by the principal or
4 qualified equivalent of a principal, as required under
5 subsection (d) of this Section, and the program
6 coordinator, at the end of the ~~second year of~~ residency. If
7 there is disagreement between the 2 evaluators about the
8 candidate's teaching effectiveness, the candidate may
9 complete one additional year of residency teaching under a
10 professional development plan developed by the principal
11 or qualified equivalent and the preparation program. At the
12 completion of the third year or second year, as applicable,
13 a candidate must have positive evaluations and a
14 recommendation for full licensure from both the principal
15 or qualified equivalent and the program coordinator or no
16 Professional Educator License shall be issued.

17 Successful completion of the program shall be deemed to
18 satisfy any other practice or student teaching and content
19 matter requirements established by law.

20 (c) An alternative provisional educator endorsement on an
21 Educator License with Stipulations is valid for one year ~~2~~
22 ~~years~~ of teaching in the public schools, including without
23 limitation a preschool educational program under Section
24 2-3.71 of this Code or charter school, or in a State-recognized
25 nonpublic school in which the chief administrator is required
26 to have the licensure necessary to be a principal in a public

1 school in this State and in which a majority of the teachers
2 are required to have the licensure necessary to be instructors
3 in a public school in this State, but may be renewed for a
4 second ~~third~~ year if needed to complete the Alternative
5 Educator Licensure Program for Teachers. The endorsement shall
6 be issued only once to an individual who meets all of the
7 following requirements:

8 (1) Has graduated from a regionally accredited college
9 or university with a bachelor's degree or higher.

10 (2) Has a cumulative grade point average of 3.0 or
11 greater on a 4.0 scale or its equivalent on another scale.

12 (3) Has completed a major in the content area if
13 seeking a middle or secondary level endorsement or, if
14 seeking an early childhood, elementary, or special
15 education endorsement, has completed a major in the content
16 area of reading, English/language arts, mathematics, or
17 one of the sciences. If the individual does not have a
18 major in a content area for any level of teaching, he or
19 she must submit transcripts to the State Board of Education
20 to be reviewed for equivalency.

21 (4) Has successfully completed phase (1) of subsection
22 (b) of this Section.

23 (5) Has passed a content area test required for the
24 specific endorsement for admission into the program, as
25 required under Section 21B-30 of this Code.

26 A candidate possessing the alternative provisional

1 educator endorsement may receive a salary, benefits, and any
2 other terms of employment offered to teachers in the school who
3 are members of an exclusive bargaining representative, if any,
4 but a school is not required to provide these benefits during
5 the years of residency if the candidate is serving only as a
6 co-teacher. If the candidate is serving as the teacher of
7 record, the candidate must receive a salary, benefits, and any
8 other terms of employment. Residency experiences must not be
9 counted towards tenure.

10 (d) The recognized institution offering the Alternative
11 Educator Licensure Program for Teachers must partner with a
12 school district, including without limitation a preschool
13 educational program under Section 2-3.71 of this Code or
14 charter school, or a State-recognized, nonpublic school in this
15 State in which the chief administrator is required to have the
16 licensure necessary to be a principal in a public school in
17 this State and in which a majority of the teachers are required
18 to have the licensure necessary to be instructors in a public
19 school in this State. A recognized institution that partners
20 with a public school district administering a preschool
21 educational program under Section 2-3.71 of this Code must
22 require a principal to recommend or evaluate candidates in the
23 program. A recognized institution that partners with an
24 eligible entity administering a preschool educational program
25 under Section 2-3.71 of this Code and that is not a public
26 school district must require a principal or qualified

1 equivalent of a principal to recommend or evaluate candidates
2 in the program. The program presented for approval by the State
3 Board of Education must demonstrate the supports that are to be
4 provided to assist the provisional teacher during the ~~2-year~~
5 residency period. These supports must provide additional
6 contact hours with mentors during the first year of residency
7 or during the one year of residency, as applicable.

8 (e) Upon completion of the 3 or 4 phases, as applicable,
9 outlined in subsection (b) of this Section and all assessments
10 required under Section 21B-30 of this Code, an individual shall
11 receive a Professional Educator License.

12 (f) The State Board of Education, in consultation with the
13 State Educator Preparation and Licensure Board, may adopt such
14 rules as may be necessary to establish and implement the
15 Alternative Educator Licensure Program for Teachers.

16 (Source: P.A. 100-596, eff. 7-1-18; 100-822, eff. 1-1-19;
17 101-220, eff. 8-7-19; 101-570, eff. 8-23-19; revised 9-19-19.)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.