STATE OF NEW YORK

9554

IN ASSEMBLY

January 24, 2020

Introduced by M. of A. M. L. MILLER -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to requiring completion of a training program on the treatment of those with intellectual and developmental disabilities and chronic illness for certain medical professionals

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- Section 1. The education law is amended by adding a new section 6524-a to read as follows:
- § 6524-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All physicians, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
 - 2. Such training program shall be developed and administered by the department in conjunction with the department of health.
- 10 <u>3. Such training program shall include, but not be limited to, the</u>
 11 <u>following:</u>
- 12 <u>a. didactic classroom instruction, experiential learning, and online</u> 13 <u>learning, totaling not less than six hours; and</u>
- b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 4. The department in conjunction with the department of health shall periodically evaluate such training program for relevance and practicality.
- 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however,
- 22 that the list shall be updated annually. The list shall be published in
- 23 a location that is accessible to persons required to attend such train-
- 24 ing program.

8

9

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBD14098-01-9

1

16

17

25

26

28

34

35

36

37

38

39

45 46

47

6. Beginning one year after the effective date of this section, all 2 physicians licensed under this article shall complete six hours of 3 training biennially.

- 4 The education law is amended by adding a new section 6541-a to 5 read as follows:
- 6 § 6541-a. Mandatory training on the treatment of those with intellec-7 tual and developmental disabilities and chronic illness. 1. All physi-8 cian assistants, in order to maintain his or her license in good stand-9 ing, shall complete a biennial training program on the treatment of 10 those with intellectual and developmental disabilities and chronic 11 <u>illness.</u>
- 2. Such training program shall be developed and administered by the 12 13 department in conjunction with the department of health.
- 3. Such training program shall include, but not be limited to, the 14 15 following:
 - a. didactic classroom instruction, experiential learning, and online learning, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are 18 19 individuals with intellectual and developmental disabilities and chronic 20 illness, including but not limited to autism spectrum disorders.
- 21 4. The department in conjunction with the department of health shall 22 periodically evaluate such training program for relevance and practical-23
- 5. The department shall prepare, publish and disseminate a list of 24 available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such train-27 ing program.
- 29 6. Beginning one year after the effective date of this section, all physician assistants licensed under this article shall complete six 30 31 hours of training biennially.
- 32 3. The education law is amended by adding a new section 6554-b to read as follows: 33
 - § 6554-b. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All chiropractors, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 2. Such training program shall be developed and administered by the department in conjunction with the department of health. 40
- 41 3. Such training program shall include, but not be limited to, the 42 following:
- 43 a. didactic classroom instruction, experiential learning, and online 44 <u>learning</u>, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 48 4. The department in conjunction with the department of health shall 49 periodically evaluate such training program for relevance and practical-50 ity.
- 51 The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, 52 that the list shall be updated annually. The list shall be published in 53 a location that is accessible to persons required to attend such train-54

55 ing program.

1

2 3

17 18

19

28

33 34

35

36

37 38

39

45 46

47

6. Beginning one year after the effective date of this section, all chiropractors licensed under this article shall complete six hours of training biennially.

- 4 4. The education law is amended by adding a new section 6604-c to 5 read as follows:
- 6 § 6604-c. Mandatory training on the treatment of those with intellec-7 tual and developmental disabilities and chronic illness. 1. All 8 dentists, in order to maintain his or her license in good standing, 9 shall complete a biennial training program on the treatment of those 10 with intellectual and developmental disabilities and chronic illness.
- 2. Such training program shall be developed and administered by the 11 12 department in conjunction with the department of health.
- 13 3. Such training program shall include, but not be limited to, the 14 following:
- 15 a. didactic classroom instruction, experiential learning, and online 16 learning, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 20 4. The department in conjunction with the department of health shall 21 periodically evaluate such training program for relevance and practical-22 ity.
- The department shall prepare, publish and disseminate a list of 23 24 available training programs pursuant to this section; provided, however, 25 that the list shall be updated annually. The list shall be published in 26 a location that is accessible to persons required to attend such train-27 ing program.
- 6. Beginning one year after the effective date of this section, all 29 dentists licensed under this article shall complete six hours of train-30 ing biennially.
- 31 § 5. The education law is amended by adding a new section 6608-e to 32 read as follows:
 - 6608-e. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All dental assistants, in order to maintain his or her certification in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- Such training program shall be developed and administered by the 40 department in conjunction with the department of health.
- 41 3. Such training program shall include, but not be limited to, the 42 following:
- 43 a. didactic classroom instruction, experiential learning, and online 44 <u>learning</u>, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 48 4. The department in conjunction with the department of health shall 49 periodically evaluate such training program for relevance and practical-50 ity.
- 51 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, 52 that the list shall be updated annually. The list shall be published in 53 a location that is accessible to persons required to attend such train-54

55 ing program.

4

5

6

7

8

9

10

23 24

25

26

27

28 29

30

33

35

36

37

40

41

Beginning one year after the effective date of this section, all 1 2 dental assistants certified under this article shall complete six hours of training biennially. 3

- The education law is amended by adding a new section 6609-c to read as follows:
- § 6609-c. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All dental hygienists, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 2. Such training program shall be developed and administered by the 11 12 department in conjunction with the department of health.
- 13 3. Such training program shall include, but not be limited to, the 14 following:
- a. didactic classroom instruction, experiential learning, and online 15 16 learning, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are 17 18 individuals with intellectual and developmental disabilities and chronic 19 illness, including but not limited to autism spectrum disorders.
- 20 4. The department in conjunction with the department of health shall 21 periodically evaluate such training program for relevance and practical-22 ity.
 - The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such training program.
 - 6. Beginning one year after the effective date of this section, all dental hygienists licensed under this article shall complete six hours of training biennially.
- 31 § 7. The education law is amended by adding a new section 6734-a to 32 read as follows:
- 6734-a. Mandatory training on the treatment of those with intellec-34 tual and developmental disabilities and chronic illness. 1. All physical therapists, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 2. Such training program shall be developed and administered by the 38 department in conjunction with the department of health. 39
 - 3. Such training program shall include, but not be limited to, the following:
- 42 a. didactic classroom instruction, experiential learning, and online 43 <u>learning</u>, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are 44 individuals with intellectual and developmental disabilities and chronic 45 46 illness, including but not limited to autism spectrum disorders.
- 47 4. The department in conjunction with the department of health shall 48 periodically evaluate such training program for relevance and practical-49
- The department shall prepare, publish and disseminate a list of 50 51 available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in 52 location that is accessible to persons required to attend such train-53

54 ing program.

1

16

17

29

34

35

36

37

38

39

43

44

47

48

49

- 6. Beginning one year after the effective date of this section, all 2 physical therapists licensed under this article shall complete six hours 3 of training biennially.
- 4 § 8. The education law is amended by adding a new section 6740-a to 5 read as follows:
- 6 § 6740-a. Mandatory training on the treatment of those with intellec-7 tual and developmental disabilities and chronic illness. 1. All physical 8 therapist assistants, in order to maintain his or her certification in 9 good standing, shall complete a biennial training program on the treat-10 ment of those with intellectual and developmental disabilities and chronic illness. 11
- 2. Such training program shall be developed and administered by the 12 13 department in conjunction with the department of health.
- 3. Such training program shall include, but not be limited to, the 14 15 following:
 - a. didactic classroom instruction, experiential learning, and online learning, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are 18 19 individuals with intellectual and developmental disabilities and chronic 20 illness, including but not limited to autism spectrum disorders.
- 21 4. The department in conjunction with the department of health shall 22 periodically evaluate such training program for relevance and practical-23
- The department shall prepare, publish and disseminate a list of 24 25 available training programs pursuant to this section; provided, however, 26 that the list shall be updated annually. The list shall be published in 27 a location that is accessible to persons required to attend such train-28 ing program.
- 6. Beginning one year after the effective date of this section, all physical therapist assistants certified under this article shall 30 31 complete six hours of training biennially.
- 32 § 9. The education law is amended by adding a new section 6905-a to 33 read as follows:
- 6905-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All registered professional nurses, licensed practical nurses, nurse practitioners and clinical nurse specialists, in order to maintain his or her license or certificate in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness. 40
- 2. Such training program shall be developed and administered by the 41 42 department in conjunction with the department of health.
 - 3. Such training program shall include, but not be limited to, the following:
- 45 a. didactic classroom instruction, experiential learning, and online 46 learning, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 50 4. The department in conjunction with the department of health shall 51 periodically evaluate such training program for relevance and practicality. 52
- 53 5. The department shall prepare, publish and disseminate a list of 54 available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in

3

4

5

6

7

8

14

15

18

19

20

21

22

26

27

28 29

30

36

37

38

39

40

47

48

49

1 <u>a location that is accessible to persons required to attend such train-</u>
2 <u>ing program.</u>

- 6. Beginning one year after the effective date of this section, all registered professional nurses, licensed practical nurses, nurse practitioners and clinical nurse specialists licensed or certified under this article shall complete six hours of training biennially.
- § 10. The education law is amended by adding a new section 7004-a to read as follows:
- § 7004-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All podiatrists, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
 - 2. Such training program shall be developed and administered by the department in conjunction with the department of health.
- 16 <u>3. Such training program shall include, but not be limited to, the</u>
 17 <u>following:</u>
 - a. didactic classroom instruction, experiential learning, and online learning, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 4. The department in conjunction with the department of health shall periodically evaluate such training program for relevance and practicality.
 - 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such training program.
- 6. Beginning one year after the effective date of this section, all podiatrists licensed under this article shall complete six hours of training biennially.
- 34 § 11. The education law is amended by adding a new section 7104-a to 35 read as follows:
 - § 7104-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All optometrists, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 2. Such training program shall be developed and administered by the department in conjunction with the department of health.
- 43 <u>3. Such training program shall include, but not be limited to, the</u>
 44 <u>following:</u>
- 45 <u>a. didactic classroom instruction, experiential learning, and online</u> 46 <u>learning, totaling not less than six hours; and</u>
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 50 <u>4. The department in conjunction with the department of health shall</u>
 51 periodically evaluate such training program for relevance and practical52 ity.
- 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in

13

25

26

27

28 29

35

36

39

43

44

a location that is accessible to persons required to attend such train-2 ing program.

- 3 6. Beginning one year after the effective date of this section, all 4 optometrists licensed under this article shall complete six hours of 5 training biennially.
- 6 § 12. The education law is amended by adding a new section 7603-a to 7 read as follows:
- 8 § 7603-a. Mandatory training on the treatment of those with intellec-9 tual and developmental disabilities and chronic illness. 1. All psychol-10 ogists, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with 11 intellectual and developmental disabilities and chronic illness. 12
- 2. Such training program shall be developed and administered by the 14 department in conjunction with the department of health.
- 15 3. Such training program shall include, but not be limited to, the 16 following:
- a. didactic classroom instruction, experiential learning, and online 17 learning, totaling not less than six hours; and 18
- 19 b. best practices for the treatment and care for patients who are 20 individuals with intellectual and developmental disabilities and chronic 21 illness, including but not limited to autism spectrum disorders.
- 4. The department in conjunction with the department of health shall 22 periodically evaluate such training program for relevance and practical-23 ity. 24
 - 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such training program.
- 30 6. Beginning one year after the effective date of this section, all 31 psychologists licensed under this article shall complete six hours of 32 training biennially.
- § 13. The education law is amended by adding a new section 7704-a to 33 34 read as follows:
- § 7704-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All licensed master social workers and licensed clinical social workers, in order to 37 maintain his or her license in good standing, shall complete a biennial 38 training program on the treatment of those with intellectual and developmental disabilities and chronic illness. 40
- 41 2. Such training program shall be developed and administered by the 42 department in conjunction with the department of health.
 - 3. Such training program shall include, but not be limited to, the following:
- 45 a. didactic classroom instruction, experiential learning, and online 46 learning, totaling not less than six hours; and
- 47 b. best practices for the treatment and care for patients who are 48 individuals with intellectual and developmental disabilities and chronic 49 illness, including but not limited to autism spectrum disorders.
- 50 4. The department in conjunction with the department of health shall 51 periodically evaluate such training program for relevance and practical-52 ity.
- 53 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, 54 that the list shall be updated annually. The list shall be published in

A. 9554 8

3

4

5

6

19

20

21

22

23

32

33

34

37

38

39

40 41

42

43

44 45

46

47

48

1 <u>a location that is accessible to persons required to attend such train-</u>
2 <u>ing program.</u>

- 6. Beginning one year after the effective date of this section, all licensed master social workers and licensed clinical social workers licensed under this article shall complete six hours of training biennially.
- 7 § 14. The education law is amended by adding a new section 7904-b to 8 read as follows:
- § 7904-b. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All occupational therapists and occupational therapy assistants, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 2. Such training program shall be developed and administered by the department in conjunction with the department of health.
- 17 3. Such training program shall include, but not be limited to, the following:
 - a. didactic classroom instruction, experiential learning, and online learning, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 4. The department in conjunction with the department of health shall periodically evaluate such training program for relevance and practicality.
- 5. The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such training program.
 - 6. Beginning one year after the effective date of this section, all occupational therapists and occupational therapy assistants licensed under this article shall complete six hours of training biennially.
- 35 § 15. The education law is amended by adding a new section 8004-a to 36 read as follows:
 - § 8004-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All dietitians and nutritionists, in order to maintain his or her certification in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
 - 2. Such training program shall be developed and administered by the department in conjunction with the department of health.
 - 3. Such training program shall include, but not be limited to, the following:
 - a. didactic classroom instruction, experiential learning, and online learning, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 52 4. The department in conjunction with the department of health shall 53 periodically evaluate such training program for relevance and practical-54 ity.
- 55 <u>5. The department shall prepare, publish and disseminate a list of</u> 56 <u>available training programs pursuant to this section; provided, however,</u>

4

5

6

7

8

19

21

22

23

32

33 34

37

38

39 40

41

42

43

that the list shall be updated annually. The list shall be published in 2 a location that is accessible to persons required to attend such train-3 ing program.

- 6. Beginning one year after the effective date of this section, all dietitians and nutritionists certified under this article shall complete six hours of training biennially.
- § 16. The education law is amended by adding a new section 8206-b to read as follows:
- 9 § 8206-b. Mandatory training on the treatment of those with intellec-10 tual and developmental disabilities and chronic illness. 1. All speechlanguage pathologists and audiologists, in order to maintain his or her 11 license in good standing, shall complete a biennial training program on 12 13 the treatment of those with intellectual and developmental disabilities 14 and chronic illness.
- 2. Such training program shall be developed and administered by the 15 16 department in conjunction with the department of health.
- 17 3. Such training program shall include, but not be limited to, the 18 following:
- a. didactic classroom instruction, experiential learning, and online 20 learning, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
- 24 4. The department in conjunction with the department of health shall periodically evaluate such training program for relevance and practical-25 26 ity.
- 27 The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, 28 29 that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such train-30 31
 - 6. Beginning one year after the effective date of this section, all speech-language pathologists and audiologists licensed under this article shall complete six hours of training biennially.
- 35 § 17. The education law is amended by adding a new section 8413 to read as follows: 36
 - § 8413. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All mental health counselors, marriage and family therapists, psychoanalysts, and creative arts therapists, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 44 2. Such training program shall be developed and administered by the 45 department in conjunction with the department of health.
- 46 3. Such training program shall include, but not be limited to, the 47 following:
- a. didactic classroom instruction, experiential learning, and online 48 49 learning, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are 50 51 individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders. 52
- 4. The department in conjunction with the department of health shall 53 54 periodically evaluate such training program for relevance and practical-55 ity.

6

7

8

9

12

13 14

15 16

17

18 19

20

21

22

23 24

25 26

27

28 29 30

31

35

36

37

40

41

42

43

44 45

The department shall prepare, publish and disseminate a list of 1 2 available training programs pursuant to this section; provided, however, 3 that the list shall be updated annually. The list shall be published in 4 a location that is accessible to persons required to attend such train-5

- 6. Beginning one year after the effective date of this section, all mental health counselors, marriage and family therapists, psychoanalysts, and creative arts therapists licensed under this article shall complete six hours of training biennially.
- 10 § 18. The education law is amended by adding a new section 8504-b to 11 read as follows:
 - 8 8504-b. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All respiratory therapists and respiratory therapy technicians, in order to maintain his or her license in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
 - 2. Such training program shall be developed and administered by the department in conjunction with the department of health.
 - 3. Such training program shall include, but not be limited to, the following:
 - a. didactic classroom instruction, experiential learning, and online learning, totaling not less than six hours; and
 - b. best practices for the treatment and care for patients who are individuals with intellectual and developmental disabilities and chronic illness, including but not limited to autism spectrum disorders.
 - 4. The department in conjunction with the department of health shall periodically evaluate such training program for relevance and practical-
- The department shall prepare, publish and disseminate a list of available training programs pursuant to this section; provided, however, 32 that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such train-33 34 ing program.
 - 6. Beginning one year after the effective date of this section, all respiratory therapists and respiratory therapy technicians licensed under this article shall complete six hours of training biennially.
- 38 § 19. The education law is amended by adding a new section 8804-a to 39 read as follows:
 - § 8804-a. Mandatory training on the treatment of those with intellectual and developmental disabilities and chronic illness. 1. All licensed behavior analysts or certified behavior analyst assistants, in order to maintain his or her license or certification in good standing, shall complete a biennial training program on the treatment of those with intellectual and developmental disabilities and chronic illness.
- 46 2. Such training program shall be developed and administered by the 47 department in conjunction with the department of health.
- 48 3. Such training program shall include, but not be limited to, the 49 following:
- a. didactic classroom instruction, experiential learning, and online 50 51 learning, totaling not less than six hours; and
- b. best practices for the treatment and care for patients who are 52 individuals with intellectual and developmental disabilities and chronic 53 illness, including but not limited to autism spectrum disorders. 54

4

7 8

4. The department in conjunction with the department of health shall 2 periodically evaluate such training program for relevance and practicality. 3

- 5. The department shall prepare, publish and disseminate a list of 5 available training programs pursuant to this section; provided, however, that the list shall be updated annually. The list shall be published in a location that is accessible to persons required to attend such training program.
- 9 6. Beginning one year after the effective date of this section, all 10 licensed behavior analysts or certified behavior analyst assistants licensed or certified under this article shall complete six hours of 11 12 <u>training biennially.</u>
- § 20. This act shall take effect one year after it shall have become a 13 14 law. Effective immediately, the addition, amendment and/or repeal of any 15 rule or regulation necessary for the implementation of this act on its 16 effective date are authorized to be made and completed on or before such 17 effective date.