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**MEMORANDUM**

**TO:** School District Superintendents  
School District Finance Officers

**FROM:** Jacob Oliva

**DATE:** May 6, 2022

**SUBJECT: Amendments to Section 1003.572, Florida Statutes, Private Instructional Personnel Providing Applied Behavior Analysis Services**

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**DPS: 2022-58**

The 2022 Legislature passed House Bill 255, Private Instructional Personnel Providing Applied Behavior Analysis Services. It was signed into law on April 6, 2022. This bill will be effective on July 1, 2022. This bill amends section (s.) 1003.572, Florida Statutes (F.S.), to include within the definition of “Private Instructional Personnel” those with a nationally recognized paraprofessional certification in behavior analysis.

The bill amends s. 1003.572, F.S., to:

- Add individuals with a nationally recognized paraprofessional certification in behavior analysis to the list of individuals authorized by a Florida Department of Education-approved, nonprofit credentialing body to provide applied behavior analysis services as “private instructional personnel.”
- Allow a registered behavioral technician, who has a nationally recognized paraprofessional certification in behavior analysis, to assist in providing applied behavior analysis services when practicing under the supervision of an authorized professional (i.e., an individual certified under s. 393.17, F.S., or licensed under chapter 490 or chapter 491 for applied behavior analysis services as defined in ss. 627.6686 and 641.31098, F.S.).

If you have any questions, please contact Jesus Aviles at 850-245-7851 or [Jesus.Aviles@fldoe.org](mailto:Jesus.Aviles@fldoe.org), or contact Jennifer Barnhill at 850-245-0475 or [Jennifer.Barnhill@fldoe.org](mailto:Jennifer.Barnhill@fldoe.org).

JO/jb/ja

cc: School District Exceptional Student Education Directors  
School District Student Services Directors