



Ohio Revised Code

Section 3310.43 Instructional assistant permit.

Effective: October 3, 2023

Legislation: House Bill 33

(A) As used in this section:

(1) "Registered private provider" has the same meaning as in section 3310.41 of the Revised Code.

(2) "Two years of study" means the equivalent of forty-eight semester hours or seventy-two quarter hours.

(B) The state board of education may issue an instructional assistant permit to an individual, upon the request of a registered private provider, qualifying that individual to provide services to a child under the autism scholarship program under section 3310.41 of the Revised Code. The permit shall be valid for one year from the date of issue and shall be renewable.

For an individual to qualify for a permit under this section, the registered private provider shall assure to the state board all of the following:

(1) The individual possesses the appropriate skills necessary to perform the duties of an instructional assistant, including the supervision of children and assistance with instructional tasks.

(2) The individual demonstrates the potential to benefit from and consents to participating in in-service training, as required by the registered private provider.

(3) The individual either:

(a) Has an associate degree or higher from an accredited institution of higher education;

(b) Has completed at least two years of study at an accredited institution of higher education.

(C) An individual issued a permit under this section may provide instructional services in the home



of a child so long as the individual is subject to adequate training and supervision. The state board shall adopt rules, pursuant to Chapter 119. of the Revised Code, regarding how providers will demonstrate this supervision.

(D) An individual issued a permit under this section shall be subject to the requirements of sections 3319.291, 3319.31, 3319.311, and 3319.313 of the Revised Code.

(E) The state board shall not require any of the following providers to receive a permit under this section to qualify to provide services to a child, including in-home services, under the autism scholarship program:

- (1) A registered behavior technician as described under rule 5123-9-41 of the Administrative Code;
- (2) A certified Ohio behavior analyst under Chapter 4783. of the Revised Code.