

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39,
2 by inserting immediately after all of said section and line the following:

3
4 "178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and
5 secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each
6 sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at
7 least the amount necessary to ensure that at least twenty-one dollars is paid for each six-hour or
8 longer day worked by a handicapped employee.

9 2. In order to calculate the monthly amount due to each sheltered workshop, the department
10 shall:

11 (1) Determine the quotient obtained by dividing the appropriation for the fiscal year by
12 twelve; and

13 (2) Divide the amount calculated under subdivision (1) of this subsection among the
14 sheltered workshops in proportion to each sheltered workshop's number of hours submitted to the
15 department for the preceding calendar month.

16 3. The department shall accept, as prima facie proof of payment due to a sheltered
17 workshop, information as designated by the department, either in paper or electronic format. A
18 statement signed by the president, secretary, and manager of the sheltered workshop, setting forth
19 the dates worked and the number of hours worked each day by each handicapped person employed
20 by that sheltered workshop during the preceding calendar month, together with any other
21 information required by the rules or regulations of the department, shall be maintained at the
22 workshop location.

23 ~~[178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of~~
24 ~~elementary and secondary education shall pay monthly, out of the funds appropriated~~
25 ~~to it for that purpose, to each sheltered workshop a sum equal to ninety dollars for~~
26 ~~each standard workweek (Monday through Friday) of up to and including thirty~~
27 ~~hours worked during the preceding calendar month. Eighteen dollars shall be paid~~
28 ~~for each six-hour or longer day worked by a handicapped employee on Saturdays or~~
29 ~~Sundays. For each handicapped worker employed by a sheltered workshop for less~~
30 ~~than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop~~
31 ~~shall receive a percentage of the corresponding amount normally paid based on the~~
32 ~~percentage of time worked by the handicapped employee.~~

33 ~~(2) Beginning July 1, 2010, and thereafter, the department of elementary and~~
34 ~~secondary education shall pay monthly, out of the funds appropriated to it for that~~
35 ~~purpose, to each sheltered workshop a sum equal to ninety-five dollars for each~~
36 ~~standard workweek (Monday through Friday) of up to and including thirty hours~~

Action Taken _____ Date _____

1 worked during the preceding calendar month. Nineteen dollars shall be paid for each
2 six-hour or longer day worked by a handicapped employee on Saturdays or Sundays.
3 For each handicapped worker employed by a sheltered workshop for less than a
4 thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall
5 receive a percentage of the corresponding amount normally paid based on the
6 percentage of time worked by the handicapped employee.

7 2. The department shall accept, as prima facie proof of payment due to a sheltered
8 workshop, information as designated by the department, either in paper or electronic
9 format. A statement signed by the president, secretary, and manager of the sheltered
10 workshop, setting forth the dates worked and the number of hours worked each day
11 by each handicapped person employed by that sheltered workshop during the
12 preceding calendar month, together with any other information required by the rules
13 or regulations of the department, shall be maintained at the workshop location.

14 3. There is hereby created in the state treasury the "Sheltered Workshop Per Diem
15 Revolving Fund" which shall be administered by the commissioner of the department
16 of elementary and secondary education. All moneys appropriated pursuant to
17 subsection 1 of this section shall be deposited in the fund and expended as described
18 in subsection 1 of this section.

19 4. The balance of the sheltered workshop per diem revolving fund shall not exceed
20 five hundred thousand dollars at the end of each fiscal year and shall be exempt from
21 the provisions of section 33.080 relating to the transfer of unexpended balances to the
22 general revenue fund. Any unexpended balance in the sheltered workshop per diem
23 revolving fund at the end of each fiscal year exceeding five hundred thousand dollars
24 shall be deposited in the general revenue fund.]

25
26 Section B. Because immediate action is necessary to ensure that as many people can be
27 employed in sheltered workshops as possible, and that the employment of people can occur as soon
28 as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed
29 necessary for the immediate preservation of the public health, welfare, peace, and safety, and is
30 hereby declared to be an emergency act within the meaning of the constitution, and the repeal of
31 section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on
32 July 1, 2018, or upon its passage and approval, whichever occurs later."; and

33
34 Further amend said bill by amending the title, enacting clause, and intersectional references
35 accordingly.