

SECOND REGULAR SESSION

HOUSE BILL NO. 2541

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ROWLAND (29).

6469H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 178.930, RSMo, and to enact in lieu thereof one new section relating to sheltered workshop payments, with an emergency clause.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 178.930, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 178.930, to read as follows:

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

(2) Beginning July 1, 2010, and ~~thereafter~~ **until June 30, 2018**, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety-five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 Sundays, the workshop shall receive a percentage of the corresponding amount normally paid
18 based on the percentage of time worked by the handicapped employee.

19 **(3) Beginning July 1, 2018, and thereafter, the department of elementary and**
20 **secondary education shall pay monthly, out of the funds appropriated to it for that**
21 **purpose, to each sheltered workshop a sum equal to one hundred five dollars for each**
22 **standard workweek (Monday through Friday) of up to and including thirty hours worked**
23 **during the preceding calendar month. Twenty-one dollars shall be paid for each six-hour**
24 **or longer day worked by a handicapped employee on Saturdays or Sundays. For each**
25 **handicapped worker employed by a sheltered workshop for less than a thirty-hour week**
26 **or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the**
27 **corresponding amount normally paid based on the percentage of time worked by the**
28 **handicapped employee.**

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

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

40 4. The balance of the sheltered workshop per diem revolving fund shall not exceed five
41 hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions
42 of section 33.080 relating to the transfer of unexpended balances to the general revenue fund.
43 Any unexpended balance in the sheltered workshop per diem revolving fund at the end of each
44 fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue
45 fund.

Section B. Because immediate action is necessary to ensure that as many people can be
2 employed in sheltered workshops as possible, and that the employment of people can occur as
3 soon as possible, the repeal and reenactment of section 178.930 of this act is deemed necessary
4 for the immediate preservation of the public health, welfare, peace, and safety, and is hereby
5 declared to be an emergency act within the meaning of the constitution, and the repeal and
6 reenactment of section 178.930 of this act shall be in full force and effect upon its passage and
7 approval.

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