

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Zapata offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 190 and 191, insert:

5 Section 4. Section 768.0985, Florida Statutes, is created
6 to read:

7 768.0985 Limitation of liability for employers of persons
8 with disabilities.--

9 (1) An employer employing a person with a developmental
10 disability as defined in s. 393.063 is not liable for the acts
11 or omissions, negligent or intentional, of the employee, if:

12 (a) The employee has received supported employment
13 services through a public or private not-for-profit provider;
14 and

15 (b) The employer does not have actual notice of actions of
16 the employee which create unsafe conditions in the workplace.

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17 (2) A not-for-profit supported employment service provider
18 that has provided supported employment services to an individual
19 with a disability, as defined in s. 393.063, shall not be liable
20 for the actions or conduct of the individual occurring within
21 the scope of such individual's employment.

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25 **T I T L E A M E N D M E N T**

26 Remove lines 2-14 and insert:

27 An act relating to persons with disabilities; amending s.
28 393.23, F.S.; revising purposes of expenditures of moneys
29 deposited in the trust accounts of developmental
30 disabilities centers; amending s. 393.0661, F.S.; revising
31 provisions relating to services provided to certain
32 clients with developmental disabilities served under the
33 four-tiered waiver system; revising provisions relating to
34 the calculation of annualized expenditures; deleting
35 future review and repeal of s. 393.0661(6), F.S., relating
36 to cost plans for individuals served by the home and
37 community-based services waiver or the family and
38 supported living waiver funded through the Agency for
39 Persons with Disabilities; creating s. 768.0985, F.S.;
40 providing an exemption from liability for certain
41 employers of persons with disabilities under certain
42 circumstances;