

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 68 and 69, insert:

5 Section 2. 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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24 **T I T L E A M E N D M E N T**

25 Remove lines 2-11 and insert:

26 An act relating to persons with disabilities; creating the
27 Prepaid Services for Parents of Children with
28 Developmental Disabilities Study Group to evaluate the
29 creation of a prepaid service plan for children with
30 disabilities; providing for membership; providing for
31 administrative support; providing for the duties of the
32 study group; providing for per diem and travel expenses
33 for members; requiring the study group to present a final
34 report to the Legislature; creating s. 768.0985, F.S.;
35 providing an exemption from liability for certain
36 employers of persons with disabilities under certain
37 circumstances; providing an effective date.