

1                   A bill to be entitled  
 2           An act relating to employment liability for persons with  
 3           disabilities; providing a short title; creating s.  
 4           768.0965, F.S.; limiting the liability of employers of  
 5           persons with developmental disabilities for acts or  
 6           omissions of such employees in certain circumstances;  
 7           providing that a not-for-profit supported employment  
 8           service provider who has provided supported employment  
 9           services to an individual with a developmental disability  
 10          is not liable for the actions or conduct of that  
 11          individual occurring within the scope of his or her  
 12          employment; providing an effective date.

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 14 Be It Enacted by the Legislature of the State of Florida:

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 16           Section 1. This act may be cited as the "Employees with  
 17 Disabilities Opportunity Act."

18           Section 2. Section 768.0965, Florida Statutes, is created  
 19 to read:

20           768.0965 Limitation of employment liability for persons  
 21 with disabilities.-

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

25           (a) The employee has received supported employment  
 26 services through a public or private not-for-profit provider;  
 27 and

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28        (b) The employer does not have actual notice of actions or  
29 omissions of the employee which create unsafe conditions in the  
30 workplace.

31        (2) A not-for-profit supported employment service provider  
32 who has provided supported employment services to an individual  
33 with a developmental disability as defined in s. 393.063 is not  
34 liable for the actions or conduct of the individual occurring  
35 within the scope of such individual's employment.

36        Section 3. This act shall take effect July 1, 2011.