

FIRST REGULAR SESSION

# SENATE BILL NO. 77

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCOTT.

Pre-filed December 1, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

0238S.01I

## AN ACT

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

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Section A. Section 178.930, RSMo, is repealed and one new section  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

178.930. 1. **(1)** Beginning July 1, [1999] **2007**, and [thereafter] **until**  
2 **June 30, 2008**, the department of elementary and secondary education shall pay  
3 monthly, out of the funds appropriated to it for that purpose, to each sheltered  
4 workshop a sum equal to [thirteen dollars multiplied by the number of six-hour  
5 or longer days worked by handicapped workers] **sixty-five dollars for each**  
6 **standard workweek (Monday through Friday) of up to and including**  
7 **thirty hours worked** during the preceding calendar month. **Thirteen dollars**  
8 **shall be paid for each six-hour or longer day worked by a handicapped**  
9 **employee on Saturdays or Sundays.** For each handicapped worker employed  
10 by a sheltered workshop for less than a **thirty-hour week** or a six-hour day **on**  
11 **Saturdays or Sundays**, the workshop shall receive a percentage of the [thirteen  
12 dollars] **corresponding amount normally paid** based on the percentage of [the  
13 six-hour day] **time** worked by the handicapped employee.

14 **(2) Beginning July 1, 2008, and until June 30, 2009, the**  
15 **department of elementary and secondary education shall pay monthly,**  
16 **out of the funds appropriated to it for that purpose, to each sheltered**  
17 **workshop a sum equal to seventy-five dollars for each standard**  
18 **workweek (Monday through Friday) of up to and including thirty hours**  
19 **worked during the preceding calendar month. Fifteen dollars shall be**

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

20 paid for each six-hour or longer day worked by a handicapped employee  
21 on Saturdays or Sundays. For each handicapped worker employed by a  
22 sheltered workshop for less than a thirty-hour week or six-hour day on  
23 Saturdays or Sundays, the workshop shall receive a percentage of the  
24 corresponding amount normally paid based on the percentage of time  
25 worked by the handicapped employee.

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

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

50 2. The department shall accept, as prima facie proof of payment due to a  
51 sheltered workshop, information as designated by the department, either in paper  
52 or electronic format. A statement signed by the president, secretary, and  
53 manager of the sheltered workshop, setting forth the dates worked and the  
54 number of hours worked each day by each handicapped person employed by that  
55 sheltered workshop during the preceding calendar month, together with any other  
56 information required by the rules or regulations of the department, shall be

57 maintained at the workshop location.

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

63           4. The balance of the sheltered workshop per diem revolving fund shall  
64 not exceed five hundred thousand dollars at the end of each fiscal year and shall  
65 be exempt from the provisions of section 33.080, RSMo, relating to the transfer  
66 of unexpended balances to the general revenue fund. Any unexpended balance  
67 in the sheltered workshop per diem revolving fund at the end of each fiscal year  
68 exceeding five hundred thousand dollars shall be deposited in the general revenue  
69 fund.

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Bill

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