

By Representative Bendross-Mindingall

1 A bill to be entitled
2 An act relating to health care union organizing
3 activities; prohibiting inclusion of certain
4 activities in determinations of nursing home
5 staffing standards; prohibiting inclusion of
6 certain salaries or expenses as allowable
7 Medicaid costs; providing a limited exclusion
8 from application; providing an effective date.

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

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12 Section 1. (1) Participation by an employee of a
13 nursing home in any activity that assists, promotes, deters,
14 or discourages union organizing shall not be allowed during
15 any time the employee is counted in staffing calculations for
16 minimum staffing standards.

17 (2) Salaries paid by any health care provider to an
18 employee for any activity that assists, promotes, deters, or
19 discourages union organizing shall not be an allowable cost
20 for Medicaid cost reporting purposes.

21 (3) Any expense, including, but not limited to, legal
22 and consulting fees and salaries of supervisors and employees,
23 incurred for activities directly relating to influencing
24 employees with respect to unionization shall not be an
25 allowable cost for Medicaid cost reporting purposes.

26 (4) This section does not apply to any activity
27 performed, or any expense incurred, in connection with:

28 (a) Addressing a grievance or negotiating or
29 administering a collective bargaining agreement;

30 (b) Performing an activity required by federal or
31 state law or by a collective bargaining agreement; or

