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1                   A bill to be entitled  
2           An act relating to collective bargaining for certain  
3           public employees; amending s. 447.203, F.S.;  
4           specifying that for purposes of resolving an impasse  
5           the sheriff, the tax collector, the property  
6           appraiser, the supervisor of elections, and the clerk  
7           of the circuit court are each deemed the "legislative  
8           body" for their respective employees; providing that  
9           in a county that has expressly abolished the office of  
10          any constitutional officer, such duties are  
11          transferred to the officer as provided for under the  
12          county charter if the charter is not inconsistent with  
13          general law or a special law approved by a vote of the  
14          electors; providing that if the sheriff has contracted  
15          with another governmental body to act as the employer  
16          for certain employees, that body is the legislative  
17          body for those employees; providing an effective date.

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

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21           Section 1. Subsection (10) of section 447.203, Florida  
22           Statutes, is amended to read:

23           447.203 Definitions.—As used in this part:

24           (10) "Legislative body" means the State Legislature, the  
25           board of county commissioners, the district school board, the  
26           governing body of a municipality, or the governing body of an  
27           instrumentality or unit of government having authority to  
28           appropriate funds and establish policy governing the terms and  
29           conditions of employment and which, as the case may be, is the

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30 appropriate legislative body for the bargaining unit.

31 (a) For purposes of s. 447.403, the Board of Governors of  
32 the State University System, or the board's designee, is ~~shall~~  
33 ~~be~~ deemed to be the legislative body with respect to all  
34 employees of each constituent state university.

35 (b) For purposes of s. 447.403 the board of trustees of a  
36 community college is ~~shall be~~ deemed to be the legislative body  
37 with respect to all employees of the community college.

38 (c) For purposes of s. 447.403, and as sovereign  
39 constitutional officers under s. 1(d), Art. VIII of the State  
40 Constitution, the sheriff, tax collector, property appraiser,  
41 supervisor of elections, and clerk of the circuit court are each  
42 deemed to be the legislative body for their respective  
43 employees. However, if provided by a county charter that was  
44 approved by a vote of the electors of the county and that  
45 expressly abolished the office of the sheriff, tax collector,  
46 property appraiser, supervisor of elections, or clerk of the  
47 court and expressly transferred all duties prescribed by general  
48 law to an elected or appointed charter officer, that officer is  
49 subject to such charter if the charter is not inconsistent with  
50 general law or with a special law approved by a vote of the  
51 electors under s. 1(g), Art. VIII of the State Constitution.

52 (d) Notwithstanding paragraph (c), if the sheriff has  
53 contracted with another governmental body to function as the  
54 employer for firefighters as defined in s. 633.30, emergency  
55 medical technicians as defined in s. 401.23, or paramedics as  
56 defined in s. 401.23, that governmental body is the legislative  
57 body for those employees.

58 Section 2. This act shall take effect July 1, 2010.