

By Senator Hays

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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 an effective date.

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

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

20 447.203 Definitions.—As used in this part:

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

28 (a) For purposes of s. 447.403, the Board of Governors of
29 the State University System, or the board's designee, is ~~shall~~

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30 ~~be~~ deemed to be the legislative body with respect to all
31 employees of each constituent state university.

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

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

49 Section 2. This act shall take effect July 1, 2011.