

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Davis offered the following:

**Amendment**

Remove lines 74-163 and insert:

943.10(1), (2), or (3), respectively; firefighters as defined in s. 633.102; or classroom teachers as defined in s. 1012.01(2)(a) who provide instruction in an English for Speakers of Other Languages (ESOL) program.

Section 2. Section 447.303, Florida Statutes, is amended to read:

447.303 Dues; deduction and collection.—

(1) Except as authorized in subsection (2), an employee organization that has been certified as a bargaining agent may

087745

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Amendment No.

14 not have its dues and uniform assessments deducted by the  
15 employer from the salaries of those employees in the unit.  
16 Public employees may pay their dues and uniform assessments  
17 directly to the employee organization that has been certified as  
18 their bargaining agent.

19 (2) (a) An ~~Any~~ employee organization that ~~which~~ has been  
20 certified as a bargaining agent to represent law enforcement  
21 officers, correctional officers, or correctional probation  
22 officers as those terms are defined in s. 943.10(1), (2), or  
23 (3), respectively; firefighters as defined in s. 633.102; or  
24 classroom teachers as defined in s. 1012.01(2) (a) who provide  
25 instruction in an English for Speakers of Other Languages (ESOL)  
26 program has ~~shall have~~ the right to have its dues and uniform  
27 assessments deducted and collected by the employer from the  
28 salaries of those employees who authorize the deduction of said  
29 dues and uniform assessments. However, such authorization is  
30 revocable at the employee's request upon 30 days' written notice  
31 to the employer and employee organization. Said deductions shall  
32 commence upon the bargaining agent's written request to the  
33 employer.

34 (b) Reasonable costs to the employer of said deductions is  
35 ~~shall be~~ a proper subject of collective bargaining.

36 (c) Such right to deduction, unless revoked under pursuant  
37 ~~to~~ s. 447.507, is ~~shall be~~ in force for so long as the employee  
38 organization remains the certified bargaining agent for the

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Amendment No.

39 employees in the unit.

40 (3) The public employer is expressly prohibited from any  
41 involvement in the collection of fines, penalties, or special  
42 assessments.

43 Section 3. Subsections (3) and (4) of section 447.305,  
44 Florida Statutes, are renumbered as subsections (8) and (9),  
45 respectively, and new subsections (3) through (7) are added to  
46 that section to read:

47 447.305 Registration of employee organization.—

48 (3) In addition to subsection (2), an employee  
49 organization that has been certified as the bargaining agent for  
50 public employees must include for each such certified bargaining  
51 unit the following information and documentation in its  
52 application for renewal of registration:

53 (a) The number of employees in the bargaining unit who are  
54 eligible for representation by the employee organization as of  
55 December 31 of that renewal period.

56 (b) The number of employees who are represented by the  
57 employee organization as of December 31 of that renewal period,  
58 specifying the number of members who pay dues and the number of  
59 members who do not pay dues.

60 (c) Documentation provided by the public employer  
61 verifying the information provided in paragraphs (a) and (b).

62 (d) Documentation provided by the public employer  
63 verifying that it was provided a copy of the employee

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Amendment No.

64 organization's application for renewal of registration.

65 (4) An application for renewal of registration is  
66 incomplete and is not eligible for consideration by the  
67 commission if it does not include all of the information and  
68 documentation required in subsection (3). The commission shall  
69 notify the employee organization if the application is  
70 incomplete. An incomplete application must be dismissed if the  
71 required information and documentation are not provided within  
72 10 days after the employee organization receives such notice.

73 (5) Notwithstanding the provisions of this chapter  
74 relating to collective bargaining, an employee organization  
75 whose dues-paying membership is less than 50 percent of the  
76 employees eligible for representation in the bargaining unit  
77 must petition the commission pursuant to s. 447.307(2) and (3)  
78 for recertification as the exclusive representative of all  
79 employees in the bargaining unit within 1 month after the date  
80 on which the employee organization applies for renewal of  
81 registration pursuant to subsection (2). The certification of an  
82 employee organization that does not comply with this section is  
83 revoked.

84 (6) The public employer or a bargaining unit employee may  
85 challenge an employee organization's application for renewal of  
86 registration if the public employer or bargaining unit employee  
87 believes that the application is inaccurate. The commission or  
88 one of its designated agents shall review the application to

087745

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Amendment No.

89 determine its accuracy and compliance with this section. If the  
90 commission finds that the application is inaccurate or does not  
91 comply with this section, the commission shall revoke the  
92 registration and certification of the employee organization.

93 (7) Subsections (3)-(6) do not apply to an employee  
94 organization that has been certified as the bargaining agent  
95 representing law enforcement officers, correctional officers, or  
96 correctional probation officers as those terms are defined in s.  
97 943.10(1), (2), or (3), respectively; firefighters as defined in  
98 s. 633.102; or classroom teachers as defined in s. 1012.01(2)(a)  
99 who provide instruction in an English for Speakers of Other  
100 Languages (ESOL) program.

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