

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Nixon offered the following:

2
3 **Amendment**

4 Remove lines 74-163 and insert:

5 943.10(1), (2), or (3), respectively; firefighters as defined in
6 s. 633.102; or full-time graduate students who are enrolled in a
7 commission-approved degree program at a college or university in
8 this state.

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

11 447.303 Dues; deduction and collection.—

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

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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 full-time graduate students who are enrolled in a commission-
25 approved degree program at a college or university in this state
26 ~~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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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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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

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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 full-time graduate students who are enrolled in a
99 commission-approved degree program at a college or university in
100 this state.

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