

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Willhite offered the following:

**Amendment**

Remove lines 74-163 and insert:

943.10(1), (2), or (3), respectively; firefighters as defined in s. 633.102; instructional personnel as defined in s. 1012.01(2); education support professionals as defined in s. 1012.01(6); registered nurses or licensed practical nurses as defined in s. 464.003; or all other public sector unions as defined in s. 447.203.

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

447.303 Dues; deduction and collection.—

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14       (1) Except as authorized in subsection (2), an employee  
15 organization that has been certified as a bargaining agent may  
16 not have its dues and uniform assessments deducted by the  
17 employer from the salaries of those employees in the unit.  
18 Public employees may pay their dues and uniform assessments  
19 directly to the employee organization that has been certified as  
20 their bargaining agent.

21       (2) (a) An ~~Any~~ employee organization ~~that~~ ~~which~~ has been  
22 certified as a bargaining agent to represent law enforcement  
23 officers, correctional officers, or correctional probation  
24 officers as those terms are defined in s. 943.10(1), (2), or  
25 (3), respectively; firefighters as defined in s. 633.102;  
26 instructional personnel as defined in s. 1012.01(2); education  
27 support professionals as defined in s. 1012.01(6); registered  
28 nurses or licensed practical nurses as defined in s. 464.003; or  
29 all other public sector unions as defined in s. 447.203 has  
30 ~~shall have~~ the right to have its dues and uniform assessments  
31 deducted and collected by the employer from the salaries of  
32 those employees who authorize the deduction of said dues and  
33 uniform assessments. However, such authorization is revocable at  
34 the employee's request upon 30 days' written notice to the  
35 employer and employee organization. Said deductions shall  
36 commence upon the bargaining agent's written request to the  
37 employer.

38       (b) Reasonable costs to the employer of said deductions is

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39 ~~shall be~~ a proper subject of collective bargaining.

40 (c) Such right to deduction, unless revoked under ~~pursuant~~  
41 ~~to~~ s. 447.507, is ~~shall be~~ in force for so long as the employee  
42 organization remains the certified bargaining agent for the  
43 employees in the unit.

44 (3) The public employer is expressly prohibited from any  
45 involvement in the collection of fines, penalties, or special  
46 assessments.

47 Section 3. Subsections (3) and (4) of section 447.305,  
48 Florida Statutes, are renumbered as subsections (8) and (9),  
49 respectively, and new subsections (3) through (7) are added to  
50 that section to read:

51 447.305 Registration of employee organization.-

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

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

60 (b) The number of employees who are represented by the  
61 employee organization as of December 31 of that renewal period,  
62 specifying the number of members who pay dues and the number of  
63 members who do not pay dues.

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

66 (d) Documentation provided by the public employer  
67 verifying that it was provided a copy of the employee  
68 organization's application for renewal of registration.

69 (4) An application for renewal of registration is  
70 incomplete and is not eligible for consideration by the  
71 commission if it does not include all of the information and  
72 documentation required in subsection (3). The commission shall  
73 notify the employee organization if the application is  
74 incomplete. An incomplete application must be dismissed if the  
75 required information and documentation are not provided within  
76 10 days after the employee organization receives such notice.

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

88 (6) The public employer or a bargaining unit employee may

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89 challenge an employee organization's application for renewal of  
90 registration if the public employer or bargaining unit employee  
91 believes that the application is inaccurate. The commission or  
92 one of its designated agents shall review the application to  
93 determine its accuracy and compliance with this section. If the  
94 commission finds that the application is inaccurate or does not  
95 comply with this section, the commission shall revoke the  
96 registration and certification of the employee organization.

97 (7) Subsections (3)-(6) do not apply to an employee  
98 organization that has been certified as the bargaining agent  
99 representing law enforcement officers, correctional officers, or  
100 correctional probation officers as those terms are defined in s.  
101 943.10(1), (2), or (3), respectively; firefighters as defined in  
102 s. 633.102; instructional personnel as defined in s. 1012.01(2);  
103 education support professionals as defined in s. 1012.01(6);  
104 registered nurses or licensed practical nurses as defined in s.  
105 464.003; or all other public sector unions as defined in s.  
106 447.203.

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