

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Nixon 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 teach students in kindergarten through 5th grade.

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

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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 classroom teachers, as defined in s. 1012.01(2) (a), who teach
25 students in kindergarten through 5th grade has ~~shall have~~ the
26 right to have its dues and uniform assessments deducted and
27 collected by the employer from the salaries of those employees
28 who authorize the deduction of said dues and uniform
29 assessments. However, such authorization is revocable at the
30 employee's request upon 30 days' written notice to the employer
31 and employee organization. Said deductions shall commence upon
32 the bargaining agent's written request to the employer.

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

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

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

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

46 447.305 Registration of employee organization.-

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

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

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

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

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

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

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

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

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

92 (7) Subsections (3)-(6) do not apply to an employee
93 organization that has been certified as the bargaining agent
94 representing law enforcement officers, correctional officers, or
95 correctional probation officers as those terms are defined in s.
96 943.10(1), (2), or (3), respectively; firefighters as defined in
97 s. 633.102; or classroom teachers, as defined in s.
98 1012.01(2)(a), who teach students in kindergarten through 5th
99 grade.

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