

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Eskamani 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 public employees as defined in s. 447.203(3) who are primarily engaged in waste disposal.

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 not have its dues and uniform assessments deducted by the

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14 employer from the salaries of those employees in the unit.
15 Public employees may pay their dues and uniform assessments
16 directly to the employee organization that has been certified as
17 their bargaining agent.

18 (2) (a) An ~~Any~~ employee organization ~~that~~ ~~which~~ has been
19 certified as a bargaining agent to represent law enforcement
20 officers, correctional officers, or correctional probation
21 officers as those terms are defined in s. 943.10(1), (2), or
22 (3), respectively; firefighters as defined in s. 633.102; or
23 public employees as defined in s. 447.203(3) who are primarily
24 engaged in waste disposal ~~has~~ ~~shall have~~ the right to have its
25 dues and uniform assessments deducted and collected by the
26 employer from the salaries of those employees who authorize the
27 deduction of said dues and uniform assessments. However, such
28 authorization is revocable at the employee's request upon 30
29 days' written notice to the employer and employee organization.
30 Said deductions shall commence upon the bargaining agent's
31 written request to the employer.

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

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

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

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

45 447.305 Registration of employee organization.-

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

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

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

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

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

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

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

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

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

91 (7) Subsections (3)-(6) do not apply to an employee
92 organization that has been certified as the bargaining agent
93 representing law enforcement officers, correctional officers, or
94 correctional probation officers as those terms are defined in s.
95 943.10(1), (2), or (3), respectively; firefighters as defined in
96 s. 633.102; or public employees as defined in s. 447.203(3) who
97 are primarily engaged in waste disposal.

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