

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 school bus drivers.

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 employer from the salaries of those employees in the unit.

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14 Public employees may pay their dues and uniform assessments
15 directly to the employee organization that has been certified as
16 their bargaining agent.

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

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

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

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

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

43 447.305 Registration of employee organization.—

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

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

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

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

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

61 (4) An application for renewal of registration is
62 incomplete and is not eligible for consideration by the
63 commission if it does not include all of the information and

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64 documentation required in subsection (3). The commission shall
65 notify the employee organization if the application is
66 incomplete. An incomplete application must be dismissed if the
67 required information and documentation are not provided within
68 10 days after the employee organization receives such notice.

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

80 (6) The public employer or a bargaining unit employee may
81 challenge an employee organization's application for renewal of
82 registration if the public employer or bargaining unit employee
83 believes that the application is inaccurate. The commission or
84 one of its designated agents shall review the application to
85 determine its accuracy and compliance with this section. If the
86 commission finds that the application is inaccurate or does not
87 comply with this section, the commission shall revoke the
88 registration and certification of the employee organization.

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89 (7) Subsections (3)-(6) do not apply to an employee
90 organization that has been certified as the bargaining agent
91 representing law enforcement officers, correctional officers, or
92 correctional probation officers as those terms are defined in s.
93 943.10(1), (2), or (3), respectively; firefighters as defined in
94 s. 633.102; or school bus drivers.

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