

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Hardy offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove lines 70-163 and insert:

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

7 447.303 Dues; deduction and collection.-

8 (1) Except as authorized in subsection (2), an employee  
9 organization that has been certified as a bargaining agent may  
10 not have its dues and uniform assessments deducted by the  
11 employer from the salaries of those employees in the unit.

12 Public employees may pay their dues and uniform assessments

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13 directly to the employee organization that has been certified as  
14 their bargaining agent.

15 (2) (a) Any employee organization which has been certified  
16 as a bargaining agent shall have the right to have its dues and  
17 uniform assessments deducted and collected by the employer from  
18 the salaries of those employees who authorize the deduction of  
19 said dues and uniform assessments. However, such authorization  
20 is revocable at the employee's request upon 30 days' written  
21 notice to the employer and employee organization. Said  
22 deductions shall commence upon the bargaining agent's written  
23 request to the employer.

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

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

30 (3) The public employer is expressly prohibited from any  
31 involvement in the collection of fines, penalties, or special  
32 assessments.

33 Section 3. Subsections (3) and (4) of section 447.305,  
34 Florida Statutes, are renumbered as subsections (8) and (9),  
35 respectively, and new subsections (3) through (6) are added to  
36 that section to read:

37 447.305 Registration of employee organization.-

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38 (3) In addition to subsection (2), an employee  
39 organization that has been certified as the bargaining agent for  
40 public employees must include for each such certified bargaining  
41 unit the following information and documentation in its  
42 application for renewal of registration:

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

46 (b) The number of employees who are represented by the  
47 employee organization as of December 31 of that renewal period,  
48 specifying the number of members who pay dues and the number of  
49 members who do not pay dues.

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

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

55 (4) An application for renewal of registration is  
56 incomplete and is not eligible for consideration by the  
57 commission if it does not include all of the information and  
58 documentation required in subsection (3). The commission shall  
59 notify the employee organization if the application is  
60 incomplete. An incomplete application must be dismissed if the  
61 required information and documentation are not provided within  
62 10 days after the employee organization receives such notice.

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

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

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84  
85 **T I T L E A M E N D M E N T**

86 Remove lines 10-34 and insert:

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87 request revocation; amending s. 447.303, F.S.;

88 prohibiting certain employee organizations from having

89 their dues and uniform assessments deducted by the

90 employer from salaries; authorizing public employees

91 to pay their dues and uniform assessments directly to

92 the employee organization; amending s. 447.305, F.S.;

93 revising requirements for applications for renewal of

94 registration of an employee organization; providing

95 procedures for incomplete applications; requiring

96 certain employee organizations to petition the Public

97 Employees Relations Commission for recertification as

98 bargaining agents; authorizing a public employer or a

99 bargaining unit employee to challenge an employee

100 organization's application for renewal of

101 registration; requiring the commission or its

102 designated agent to review the application; requiring

103 the commission to revoke the registration and

104 certification in certain instances; amending s.

105 1012.2315, F.S.; removing

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