

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Smith, C. 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 employees of a public utility as defined in s. 177.031(7)(b).

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 employees of a public utility as defined in s. 177.031(7)(b) has  
24 ~~shall have~~ the right to have its dues and uniform assessments  
25 deducted and collected by the employer from the salaries of  
26 those employees who authorize the deduction of said dues and  
27 uniform assessments. However, such authorization is revocable at  
28 the employee's request upon 30 days' written notice to the  
29 employer and employee organization. Said deductions shall  
30 commence upon the bargaining agent's written request to the  
31 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.

38 (3) The public employer is expressly prohibited from any

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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.

63 (4) An application for renewal of registration is

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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  
88 commission finds that the application is inaccurate or does not

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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 employees of a public utility as defined in s.  
97 177.031(7)(b).

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