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LEGISLATIVE ACTION

Senate	.	House
Comm: OO	.	
03/17/2021	.	
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The Committee on Governmental Oversight and Accountability  
(Baxley) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 113 and 114

insert:

Section 2. Section 1012.8552, Florida Statutes, is created  
to read:

1012.8552 Collective bargaining.-

(1) In addition to s. 447.305(2), an employee organization  
that has been certified as the bargaining agent for a unit of  
instructional personnel employed by a Florida College System



11 institution must include for each such certified bargaining unit  
12 the following information and documentation in its application  
13 for renewal of registration:

14 (a) The number of employees in the bargaining unit who are  
15 eligible for representation by the employee organization on the  
16 date the application is filed.

17 (b) The number of employees who are represented by the  
18 employee organization, specifying the number of members who pay  
19 dues and the number of members who do not pay dues.

20 (c) Documentation provided by the institution verifying the  
21 information provided in paragraphs (a) and (b).

22 (d) Documentation provided by the institution verifying  
23 that it was provided a copy of the employee organization's  
24 application for renewal of registration.

25 (2) An application for renewal of registration is  
26 incomplete and is not eligible for consideration by the Public  
27 Employees Relations Commission if it does not include all of the  
28 information and documentation required in subsection (1). The  
29 commission shall notify the employee organization if the  
30 application is incomplete. Any incomplete application must be  
31 dismissed if the required information and documentation are not  
32 provided within 10 days after the employee organization receives  
33 such notice.

34 (3) Notwithstanding the provisions of chapter 447 relating  
35 to collective bargaining, an employee organization whose dues  
36 paying membership is less than 50 percent of the employees  
37 eligible for representation in the bargaining unit must petition  
38 the Public Employees Relations Commission pursuant to s.  
39 447.307(2) and (3) for recertification as the exclusive



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40 representative of all employees in the bargaining unit within 1  
41 month after the date on which the employee organization applies  
42 for renewal of registration pursuant to s. 447.305(2). The  
43 certification of an employee organization that does not comply  
44 with this subsection is revoked.

45 (4) A Florida College System institution may challenge an  
46 employee organization's application for renewal of registration  
47 if the institution believes that the application is inaccurate.  
48 The commission or one of its designated agents shall review the  
49 application to determine its accuracy and compliance with this  
50 section. If the commission finds that the application is  
51 inaccurate or does not comply with this section, the commission  
52 shall revoke the registration and certification of the employee  
53 organization.

54 Section 3. Section 1012.916, Florida Statutes, is created  
55 to read:

56 1012.916 Collective bargaining.-

57 (1) In addition to s. 447.305(2), an employee organization  
58 that has been certified as the bargaining agent for a unit of  
59 instructional personnel employed by a State University System  
60 institution must include for each such certified bargaining unit  
61 the following information and documentation in its application  
62 for renewal of registration:

63 (a) The number of employees in the bargaining unit who are  
64 eligible for representation by the employee organization on the  
65 date the application is filed.

66 (b) The number of employees who are represented by the  
67 employee organization, specifying the number of members who pay  
68 dues and the number of members who do not pay dues.



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69           (c) Documentation provided by the institution verifying the  
70 information provided in paragraphs (a) and (b).

71           (d) Documentation provided by the institution verifying  
72 that it was provided a copy of the employee organization's  
73 application for renewal of registration.

74           (2) An application for renewal of registration is  
75 incomplete and is not eligible for consideration by the Public  
76 Employees Relations Commission if it does not include all of the  
77 information and documentation required in subsection (1). The  
78 commission shall notify the employee organization if the  
79 application is incomplete. Any incomplete application must be  
80 dismissed if the required information and documentation are not  
81 provided within 10 days after the employee organization receives  
82 such notice.

83           (3) Notwithstanding the provisions of chapter 447 relating  
84 to collective bargaining, an employee organization whose dues  
85 paying membership is less than 50 percent of the employees  
86 eligible for representation in the bargaining unit must petition  
87 the commission pursuant to s. 447.307(2) and (3) for  
88 recertification as the exclusive representative of all employees  
89 in the bargaining unit within 1 month after the date on which  
90 the employee organization applies for renewal of registration  
91 pursuant to s. 447.305(2). The certification of an employee  
92 organization that does not comply with this section is revoked.

93           (4) A State University System institution may challenge an  
94 employee organization's application for renewal of registration  
95 if the institution believes that the application is inaccurate.  
96 The commission or one of its designated agents shall review the  
97 application to determine its accuracy and compliance with this



98 section. If the commission finds that the application is  
99 inaccurate or does not comply with this section, the commission  
100 shall revoke the registration and certification of the employee  
101 organization.

103 ===== T I T L E A M E N D M E N T =====

104 And the title is amended as follows:

105 Delete line 39

106 and insert:

107 subject to certain rules, to adopt policies; creating  
108 s. 1012.8552, F.S.; requiring an employee organization  
109 certified as the bargaining agent for a unit of  
110 Florida College System institution instructional  
111 personnel to include specified information and  
112 documentation in an application for registration  
113 renewal; providing that certain applications are  
114 incomplete; providing procedures for incomplete  
115 applications; requiring certain employee organizations  
116 to petition the commission for recertification;  
117 authorizing a Florida College System institution to  
118 challenge an employee organization's application;  
119 requiring the commission to review a challenged  
120 application and revoke an employee organization's  
121 registration and certification in certain  
122 circumstances; creating s. 1012.916, F.S.; requiring  
123 an employee organization certified as the bargaining  
124 agent for a unit of State University System  
125 institution instructional personnel to include  
126 specified information and documentation in an



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127 application for registration renewal; providing that  
128 certain applications are incomplete; providing  
129 procedures for incomplete applications; requiring  
130 certain employee organizations to petition the  
131 commission for recertification; authorizing a State  
132 University System institution to challenge an employee  
133 organization's application; requiring the commission  
134 to review a challenged application and revoke an  
135 employee organization's registration and certification  
136 in certain circumstances; providing