

Committee Substitute for Senate Bill No. 1798

An act relating to state employees; providing for the resolution of certain collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing for all other mandatory collective bargaining issues that are at impasse and that are not addressed by the act or the General Appropriations Act to be resolved consistent with personnel rules or by otherwise maintaining the status quo; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. All collective bargaining issues at impasse for the 2009-2010 fiscal year between the State of Florida and the legal representatives of the certified bargaining units for state employees shall be resolved as follows:

(1) Collective bargaining issues at impasse between the State of Florida and the Florida State Fire Service Association regarding Article 5 “Representation Rights,” Article 14 “State Vehicles and Vessels,” Article 18 “Leaves of Absence,” Article 23 “Hours of Work and Overtime,” Article 24 “On-call Assignment, Call-Back and Residency,” and Article 30 “Prevailing Rights” shall be resolved by maintaining the status quo under the language of the current collective bargaining agreement.

(2) Collective bargaining issues at impasse between the State of Florida and the American Federation of State, County and Municipal Employees, Florida Council 79, regarding Article 5 “Union Activities and Employee Representation,” Article 7 “Discipline,” Article 9 “Vacant” (Proposed by AFSCME as “Reassignment, Transfer, Change in Duty Station”), Article 10 “Vacant” (Proposed by AFSCME as “Promotion”), Article 14 “Performance Review,” Article 18 “Leaves of Absence, Hours of Work, Disability Leave,” Article 24 “On-call Assignment and Call Back,” AFSCME proposed new article “Workload Quota,” and AFSCME proposed new Article “Evaluation of Supervisory Employees” shall be resolved by maintaining the status quo under the language of the current collective bargaining agreement. Article 8 “Workforce Reduction” shall be resolved pursuant to the state’s last offer dated April 7, 2009.

(3) Collective bargaining issues at impasse between the State of Florida and the Police Benevolent Association – Law Enforcement Unit regarding Article 5 “Employee Representation and Association Activities” shall be resolved by maintaining the status quo under the language of the current collective bargaining agreement.

(4) Collective bargaining issues at impasse between the State of Florida and the Police Benevolent Association – Special Agent Unit regarding Article 5 “Employee Representation and Association Activities” and Article 24 “On-Call Assignment – Call-back and Court Appearances” shall be resolved by maintaining the status quo under the language of the current collective bargaining agreement.

(5) Collective bargaining issues at impasse between the State of Florida and the Federation of Physicians and Dentists – State Employees Attorneys Guild regarding Article 5 “Employee Rights, Management and Union Communications,” Article 8 “Workforce Reduction,” and Article 17 “Training and Education” shall be resolved by maintaining the status quo under the language of the current collective bargaining agreement.

All other mandatory collective bargaining issues at impasse for the 2009-2010 fiscal year which are not addressed by this act or the General Appropriations Act for the 2009-2010 fiscal year shall be resolved consistent with the personnel rules in effect on May 1, 2009, and by otherwise maintaining the status quo under the language of the applicable current collective bargaining agreements.

Section 2. This act shall take effect July 1, 2009.

Approved by the Governor May 27, 2009.

Filed in Office Secretary of State May 27, 2009.