

CHAPTER 2012-132

House Bill No. 5007

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. Collective bargaining issues at impasse for the 2012-2013 fiscal year between the State of Florida and the certified representatives of the bargaining units for state employees shall be resolved as follows:

(1) Collective bargaining issues at impasse between the State of Florida and the Teamsters Local Union No. 2011 regarding Article 3 “Vacant,” Article 9 “Reassignment, Transfer, Change in Duty Station,” Article 24 “On-call Assignment and Call-Back,” Article 28 “Travel Expenses,” and Article 32 “Entire Agreement” shall be resolved pursuant to the state’s proposal dated December 5, 2011. Article 23 “Hours of Work/Overtime” shall be resolved pursuant to the state’s proposal dated March 7, 2012.

(2) Collective bargaining issues at impasse between the State of Florida and the Police Benevolent Association Florida Highway Patrol Unit regarding Article 5 “Employment Representation and PBA Activities” shall be resolved pursuant to the state’s proposal dated December 5, 2011.

(3) Collective bargaining issues at impasse between the State of Florida and the Police Benevolent Association Law Enforcement Unit regarding Article 5 “Employment Representation and PBA Activities” shall be resolved pursuant to the state’s proposal dated December 5, 2011.

(4) Collective bargaining issues at impasse between the State of Florida and the Police Benevolent Association Special Agent Unit regarding Article 5 “Employment Representation and Association Activities” and Article 31 “Prevailing Rights” shall be resolved pursuant to the state’s proposal dated December 5, 2011.

(5) Collective bargaining issues at impasse between the State of Florida and the Florida State Fire Service Association regarding Article 1 “Recognition,” Article 2 “Gender Reference,” Article 3 “Vacant,” Article 5 “Representation Rights,” Article 6 “Grievance Procedures,” Article 7 “Disciplinary Action,” Article 8 “Workforce Reductions,” Article 9 “Voluntary Reassignment, Transfer, Change in Duty Station and Promotions,” Article 10 “Occupation Profiles/Rules Maintained/Documentation,” Article 11

“Classification Review,” Article 12 “Personnel Records,” Article 13 “Health and Welfare,” Article 14 “State Vehicles and Vessels,” Article 15 “Probationary Status,” Article 16 “Retirement,” Article 17 “Allowances and Reimbursements,” Article 18 “Leaves of Absence,” Article 20 “Training and Education,” Article 21 “Committees,” Article 24 “On-Call Assignment, Call-Back and Residency,” Article 26 “Vacant,” Article 27 “Uniforms,” Article 30 “Prevailing Rights,” Article 32 “Entire Agreement,” and Article 33 “Savings Clause” shall be resolved pursuant to the state’s proposal dated December 5, 2011. Article 23 “Hours of Work and Overtime” shall be resolved by the state’s proposal dated February 16, 2012.

(6) 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 9 “Vacant” and Article 10 “Vacant” shall be resolved pursuant to the state’s proposal dated December 5, 2011. Article 27 “Health Insurance” shall be resolved pursuant to the state’s proposal dated March 2, 2012.

(7) Collective bargaining issues at impasse between the State of Florida and the Federation of Physicians and Dentists Selected Exempt Service (SES) Supervisory Non-Professional Unit regarding Article 2 “Gender Reference,” Article 3 “Vacant,” Article 4 “No Discrimination,” Article 5 “Union Activities and Employee Representation,” Article 6 “Grievance Procedure,” Article 7 “Employee Standards of Conduct,” Article 8 “Employee Rights,” Article 9 “Vacant,” Article 10 “Career Opportunities,” Article 11 “Classification and Pay Plan,” Article 12 “Personnel File,” Article 13 “Safety,” Article 14 “Review and Performance Evaluations,” Article 15 “Scope of Professional Responsibilities,” Article 16 “Employment Outside State Government,” Article 17 “Drug Testing,” Article 18 “Hours of Work/Overtime & Leaves of Absence,” Article 19 “Holidays,” Article 20 “Training,” Article 21 “Travel Expenses,” Article 22 “Replacement of Personal Property,” Article 24 “Call Back,” Article 26 “Printing of the Agreement,” Article 27 “Vacant,” Article 28 “Management Rights,” Article 29 “Entire Agreement,” and Article 30 “Savings Clause” shall be resolved pursuant to the state’s proposal dated December 5, 2011. Article 23 “Insurance Benefits” shall be resolved pursuant to the state’s proposal dated March 2, 2012.

(8) Collective bargaining issues at impasse between the State of Florida and the Federation of Physicians and Dentists Selected Exempt Service (SES) Supervisory Physicians Unit regarding Article 2 “Gender Reference,” Article 3 “Vacant,” Article 4 “No Discrimination,” Article 5 “Employee Rights, Management and Union Communications,” Article 6 “Grievance Procedure,” Article 7 “Employee Standards of Conduct and Performance,” Article 8 “Termination Due to a Reduction in Force and Recall,” Article 9 “Reassignment,” Article 10 “Classification and Pay Plan,” Article 11 “Classification Review and Professional Practice Scope,” Article 12 “Personnel Records,” Article 13 “Safety,” Article 14 “Replacement of Personal Property,” Article 15 “Drug Testing,” Article 16 “Leaves of Absence, Hours of Work,” Article 17 “Training and Education,” Article 20 “Per Diem and Travel Expenses,” Article 21 “Pay Plan and Classification of Work,” Article 22 “Vacant,” Article

23 “Management Rights,” Article 24 “Entire Agreement,” and Article 25 “Savings Clause” shall be resolved pursuant to the state’s proposal dated December 5, 2011. Article 19 “Insurance Benefits” shall be resolved pursuant to the state’s proposal dated March 2, 2012.

(9) Collective bargaining issues at impasse between the State of Florida and the Federation of Physicians and Dentists State Employees Attorneys Guild regarding Article 2 “Gender Reference,” Article 3 “Vacant,” Article 4 “No Discrimination,” Article 5 “Employee Rights, Management and Union Communications,” Article 6 “Grievance Procedure,” Article 7 “Employee Standards of Conduct and Performance,” Article 8 “Workforce Reduction,” Article 9 “Employment Opportunities,” Article 10 “Classification and Pay Plan,” Article 11 “Classification Review and Professional Practice Scope,” Article 12 “Personnel Records,” Article 13 “Safety,” Article 14 “Replacement of Personal Property,” Article 16 “Hours of Work and Employee Leave,” Article 17 “Training and Education,” Article 20 “Per Diem and Travel Expenses,” Article 21 “Employment Outside State Government,” Article 22 “Vacant,” Article 23 “Management Rights,” Article 24 “Entire Agreement,” and Article 25 “Savings Clause” shall be resolved pursuant to the state’s proposal dated December 5, 2011. Article 19 “Insurance Benefits” shall be resolved pursuant to the state’s proposal dated March 2, 2012.

(10) Collective bargaining issues at impasse between the Department of the Lottery and the Federation of Public Employees regarding Article 17 “Insurance and Benefits” shall be resolved pursuant to the state’s proposal dated December 9, 2011.

All other mandatory collective bargaining issues at impasse for the 2012-2013 fiscal year that are not addressed by this act or the General Appropriations Act for the 2012-2013 fiscal year shall be resolved consistent with the personnel rules in effect on March 1, 2012, 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, 2012.

Approved by the Governor April 20, 2012.

Filed in Office Secretary of State April 20, 2012.