

STATE OF FLORIDA

PUBLIC EMPLOYEES RELATIONS COMMISSION

INTERNATIONAL UNION OF POLICE
ASSOCIATIONS AFL- CIO, INC.,

Petitioner,

Case No. RC-2024-103

v.

Order No.: 24E-891

Date Issued: November 07, 2024

SHERIFF OF BROWARD COUNTY,

Respondent,

v.

FLORIDA STATE LODGE,
FRATERNAL ORDER OF POLICE,
INC.,

Intervenor.

_____/

BROWARD COUNTY POLICE
BENEVOLENT ASSOCIATION, INC.
CHARTERED BY THE FLORIDA
POLICE BENEVOLENT ASSOCIATION,
INC.

Petitioner,

Case No. RC-2024-191

v.

SHERIFF OF BROWARD COUNTY,

Respondent,

v.

FLORIDA STATE LODGE, FRATERNAL
ORDER OF POLICE, INC.,

Intervenor.

_____/

ORDER DIRECTING ELECTION
AND TRANSFERRING CASES TO ELECTIONS DIVISION

The Florida State Lodge, Fraternal Order of Police, Inc. (FOP),¹ currently represents the following bargaining unit of Lieutenants employed by the Sheriff of Broward County (Sheriff):

INCLUDED: All regular full-time sworn law enforcement officers employed by the Broward County Sheriff's Office in the position of Deputy Sheriff with the rank of Lieutenant.

EXCLUDED: All other employees of the Broward County Sheriff's Office including all other sworn law enforcement personnel and employees who are managerial, confidential, temporary, reserve, part-time, and probationary as provided for in Chapter 93-370, Laws of Florida.

See Certification 1905.

On May 8, 2024, the International Union of Police Associations AFL-CIO (IUPA),² filed a representation-certification petition seeking an election to displace the FOP as the certified bargaining agent for the Lieutenants employed by the Sheriff of Broward County. See Case No. RC-2024-103.

On June 4, the Broward County Police Benevolent Association, Inc., chartered by the Florida Police Benevolent Association, Inc. (Broward PBA),³ also filed a

¹ The FOP is currently registered with the Commission. See *In re Application for Renewal of Registration of Florida State Lodge, Fraternal Order of Police, Inc.*, Case No. OR-1986-150 (PERC Aug. 28, 2024) (unpublished order) (renewing registration for one year).

² IUPA is registered with the Commission. See *In re Application for Renewal of Registration of International Union of Police Associations AFL-CIO*, Case No. OR-1996-011 (PERC July 26, 2024) (unpublished order renewing registration for a period of one year).

³ The Broward PBA is registered with the Commission. See *In re Application for Renewal of Registration of Broward County Police Benevolent Association, Inc.*,

representation-certification petition to displace the FOP as the certified bargaining agent for the same unit. See Case No. RC-2024-191.

The Commission found the petitions to be sufficient and appointed a hearing officer to these cases. On October 4, the hearing officer issued an order concluding that the petitioned-for unit is identical to that which the Commission previously found to be appropriate for the purpose of collective bargaining. See *Florida Police Benevolent Association, Inc. v. Sheriff of Broward County*, 48 FPER ¶ 126 (2021). Furthermore, the parties did not provide any evidence of a change in circumstances since the unit was last defined. Thus, the hearing officer recommended that the Commission direct an election in the petitioned-for bargaining unit.⁴ No party filed exceptions to that order.

Upon consideration, and for the reasons stated by the hearing officer, we agree that the recommended unit is appropriate for the purpose of collective bargaining.

Accordingly, the hearing officer's recommended order is incorporated herein.

§ 120.57(1)(l), Fla. Stat. (2024). Pursuant to section 447.307(3)(a)3., Florida Statutes (2024), the Commission ORDERS that a secret ballot election be held in the following bargaining unit as soon as is practicable:

INCLUDED: All regular full-time sworn law enforcement officers employed by the Broward County Sheriff's Office in the position of Deputy Sheriff with the rank of Lieutenant.

EXCLUDED: All other employees of the Broward County Sheriff's Office including all other sworn law enforcement personnel and employees who are managerial, confidential, temporary,

chartered by the Florida Police Benevolent Association, Inc., Case No OR-1986-156 (PERC May 17, 2024) (unpublished order renewing registration for a period of one year).

⁴ On October 4, the Broward PBA filed a notice waiving exceptions to the recommended order.

reserve, part-time, and probationary as provided for in
Chapter 93-370, Laws of Florida.

Pursuant to Florida Administrative Code Rule 60CC-2.002(1), the Sheriff shall,
within fifteen days of the issuance of this order, file with the Commission and deliver to
IUPA, Broward PBA, and the FOP an election eligibility list containing the names and
work addresses of all eligible voters. The election shall be conducted as specified in the
notice of election to be issued by the Commission. The notice shall be posted by the
Sheriff pursuant to Florida Administrative Code Rule 60CC-2.001. Accordingly, these
cases are hereby transferred to the Commission's elections division.

It is so ordered.

CARPENTER, Chair, AARON and SASSO, Commissioners, concur.

I HEREBY CERTIFY that this document was filed and a copy served on each
party on November 7, 2024.

BY:



Clerk



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COPIES FURNISHED:

For Petitioner

International Union of Police Associations
AFL-CIO
Maria Kazouris, Esquire

For Petitioner

Broward County Police Benevolent
Association, Inc. chartered by the Florida
Police Benevolent Association, Inc.
Michael Braverman, Esquire

For Respondent

Christine Catuccy, Esquire
Terrence Lynch, Esquire

For Intervenor

Florida State Lodge, Fraternal Order of
Police, Inc.
Paul Daragjati, Esquire
Michael Tucker

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