Florida House of Representatives - 2000

CS/HB 955

By the Committee on Law Enforcement & Crime Prevention and Representative Futch

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1	A bill to be entitled
2	An act relating to weapons of mass destruction;
3	creating s. 790.166, F.S.; prohibiting the
4	unlawful manufacture, possession, sale,
5	delivery, display, use, or attempted or
6	threatened use of a weapon of mass destruction;
7	prohibiting unlawful conspiring to use such
8	weapon; prohibiting making such weapon readily
9	accessible to others; providing a first degree
10	felony penalty for violation; providing that
11	violation which results in death is a capital
12	felony; prohibiting the unlawful manufacture,
13	possession, sale, delivery, display, use, or
14	attempted or threatened use of a hoax weapon of
15	mass destruction; prohibiting unlawful
16	conspiring to use such weapon; prohibiting
17	making such weapon readily accessible to
18	others; providing a second degree felony
19	penalty for violation; providing definitions
20	for purposes of the act; providing
21	nonapplicability of the act; amending s.
22	921.0022, F.S.; providing for ranking of
23	violations on the offense severity ranking
24	chart; providing an effective date.
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26	Be It Enacted by the Legislature of the State of Florida:
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28	Section 1. Section 790.166, Florida Statutes, is
29	created to read:
30	790.166 Manufacture, possession, sale, delivery,
31	display, use, or attempted or threatened use of a weapon of
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mass destruction or hoax weapon of mass destruction 1 prohibited; definitions; penalties.--2 (1) As used in this section, the following terms shall 3 4 have the following meanings: 5 (a) "Weapon of mass destruction" means: б 1. Any destructive device as defined in this section; 7 2. Any weapon that is designed or intended to cause 8 death or serious bodily injury through the release, dissemination, or impact of toxic or poisonous chemicals, or 9 10 their precursors; 11 3. Any weapon involving a disease organism; or 12 4. Any weapon that is designed to release radiation or 13 radioactivity at a level dangerous to human life. 14 (b) "Hoax weapon of mass destruction" means any device 15 or object that by its design, construction, content, or 16 characteristics appears to be or to contain, or is represented to be, constitute, or contain, a weapon of mass destruction as 17 defined in this section, but which is, in fact, an inoperative 18 19 facsimile, imitation, counterfeit, or representation of a 20 weapon of mass destruction which does not meet the definition of a weapon of mass destruction or which does not actually 21 22 contain or constitute a weapon, destructive device, biological 23 agent, toxin, vector, or delivery system prohibited by this section. 24 25 (C) "Biological agent" means any microorganism, virus, 26 infectious substance, or biological product that may be 27 engineered through biotechnology, or any naturally occurring 28 or bioengineered component of any such microorganism, virus, infectious substance, or biological product, capable of 29 30 causing: 31

1 1. Death, disease, or other biological malfunction in a human, an animal, a plant, or other living organism; 2 2. Deterioration of food, water, equipment, supplies, 3 4 or material of any kind; or 5 3. Deleterious alteration of the environment. б (d) "Toxin" means the toxic material of plants, 7 animals, microorganisms, viruses, fungi, or infectious 8 substances, or a recombinant molecule, whatever its origin or 9 method of reproduction, including: 10 1. Any poisonous substance or biological product that 11 may be engineered through biotechnology produced by a living 12 organism; or 13 2. Any poisonous isomer or biological product, 14 homolog, or derivative of such substance. 15 (e) "Delivery system" means: 1. Any apparatus, equipment, device, or means of 16 delivery specifically designed to deliver or disseminate a 17 biological agent, toxin, or vector; or 18 19 2. Any vector. 20 (f) "Vector" means a living organism or molecule, including a recombinant molecule or biological product that 21 may be engineered through biotechnology, capable of carrying a 22 23 biological agent or toxin to a host. 24 (g) "Destructive device" shall have the same meaning as that term is defined in s. 790.001(4). 25 26 (2) A person who, without lawful authority, 27 manufactures, possesses, sells, delivers, displays, uses, 28 threatens to use, attempts to use, or conspires to use, or who makes readily accessible to others a weapon of mass 29 destruction, other than a chemical weapon as that term is 30 defined in 18 U.S.C. 229F and s. 790.001, including any 31 3

biological agent, toxin, vector, or delivery system as those 1 2 terms are defined in this section: 3 (a) Against any person within the State of Florida, 4 provided the offense occurs in whole or in part within the 5 state; or б (b) Against any property that is owned, leased, or 7 used by the State of Florida or by any department, agency, or 8 political subdivision of the state, provided the offense 9 occurs in whole or in part within the state, 10 commits a felony of the first degree, punishable by 11 12 imprisonment for a term of years not exceeding life or as 13 provided in s. 775.082, s. 775.083, or s. 775.084, and if death results, commits a capital felony, punishable as 14 15 provided in s. 775.082. (3) Any person who, without lawful authority, 16 manufactures, possesses, sells, delivers, displays, uses, 17 threatens to use, attempts to use, or conspires to use, or who 18 19 makes readily accessible to others a hoax weapon of mass 20 destruction commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. 21 (4) The provisions of this section shall not apply to 22 23 any member of the Armed Forces of the United States, federal 24 or state governmental agencies or personnel, or private entities otherwise engaged in lawful activity within the scope 25 26 of his or her employment, if such person is otherwise duly 27 authorized or licensed to manufacture, possess, sell, deliver, 28 display, or otherwise engage in activity relative to this section and if such person is in compliance with applicable 29 federal and state law. 30 31

1 Section 2. Paragraphs (g) and (i) of subsection (3) of 2 section 921.0022, Florida Statutes, are amended to read: 3 921.0022 Criminal Punishment Code; offense severity 4 ranking chart .--5 (3) OFFENSE SEVERITY RANKING CHART 6 7 Florida Felony 8 Statute Degree Description 9 10 11 (q) LEVEL 7 316.193(3)(c)2. 3rd 12 DUI resulting in serious bodily 13 injury. 14 Vessel BUI resulting in serious 327.35(3)(c)2. 3rd 15 bodily injury. 402.319(2) Misrepresentation and negligence 16 2nd 17 or intentional act resulting in great bodily harm, permanent 18 19 disfiguration, permanent 20 disability, or death. 409.920(2) Medicaid provider fraud. 21 3rd 494.0018(2) 22 1st Conviction of any violation of 23 ss. 494.001-494.0077 in which the 24 total money and property 25 unlawfully obtained exceeded 26 \$50,000 and there were five or 27 more victims. 28 782.051(3) 2nd Attempted felony murder of a 29 person by a person other than the 30 perpetrator or the perpetrator of 31 an attempted felony. 5

1	782.07(1)	2nd	Killing of a human being by the
2			act, procurement, or culpable
3			negligence of another
4			(manslaughter).
5	782.071	2nd	Killing of human being or viable
б			fetus by the operation of a motor
7			vehicle in a reckless manner
8			(vehicular homicide).
9	782.072	2nd	Killing of a human being by the
10			operation of a vessel in a
11			reckless manner (vessel
12			homicide).
13	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
14			causing great bodily harm or
15			disfigurement.
16	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
17			weapon.
18	784.045(1)(b)	2nd	Aggravated battery; perpetrator
19			aware victim pregnant.
20	784.048(4)	3rd	Aggravated stalking; violation of
21			injunction or court order.
22	784.07(2)(d)	1st	Aggravated battery on law
23			enforcement officer.
24	784.08(2)(a)	1st	Aggravated battery on a person 65
25			years of age or older.
26	784.081(1)	1st	Aggravated battery on specified
27			official or employee.
28	784.082(1)	1st	Aggravated battery by detained
29			person on visitor or other
30			detainee.
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1	784.083(1)	1st	Aggravated battery on code
2			inspector.
3	790.07(4)	1st	Specified weapons violation
4			subsequent to previous conviction
5			of s. 790.07(1) or (2).
6	790.16(1)	1st	Discharge of a machine gun under
7			specified circumstances.
8	790.166(3)	2nd	Possessing, selling, using, or
9			attempting to use a hoax weapon
10			of mass destruction.
11	796.03	2nd	Procuring any person under 16
12			years for prostitution.
13	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;
14			victim less than 12 years of age;
15			offender less than 18 years.
16	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;
17			victim 12 years of age or older
18			but less than 16 years; offender
19			18 years or older.
20	806.01(2)	2nd	Maliciously damage structure by
21			fire or explosive.
22	810.02(3)(a)	2nd	Burglary of occupied dwelling;
23			unarmed; no assault or battery.
24	810.02(3)(b)	2nd	Burglary of unoccupied dwelling;
25			unarmed; no assault or battery.
26	810.02(3)(d)	2nd	Burglary of occupied conveyance;
27			unarmed; no assault or battery.
28	812.014(2)(a)	lst	Property stolen, valued at
29			\$100,000 or more; property stolen
30			while causing other property
31			damage; 1st degree grand theft.
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1812.019(2)1stStolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.3812.131(2)(a)2ndRobbery by sudden snatching.6812.131(2)(b)1stCarjacking; no firearm, deadly weapon, or other weapon.7825.102(3)(b)2ndNeglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.12825.1025(2)2ndLewd or lascivious battery upon an elderly person or disabled adult.1321Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000.19827.03(3)(b)2ndNeglect of a child causing great bodily harm, disability, or disfigurement.22827.04(3)3rdImpregnation of a child under 16 years of age by person 21 years of age or older.23872.062ndAbuse of a dead human body.241125872.062nd303131	i			
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1893.13(1)(c)1.1stSell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b)) within 1,000 feet of a child care facility or school.7893.13(1)(e)1stSell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b), within 1,000 feet of property used for religious services or a specified business site.14893.13(4)(a)1stDeliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).17893.13(4)(a)1stDeliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).17893.135(1)(a)1.1stTrafficking in cannabis, more than 50 lbs., less than 2,000 lbs.182893.13521 (1)(b)1.a.1st29393.13524 (1)(c)1.a.1st28grams, less than 14 grams.29393.13524 (1)(d)1.28(1)(d)1.1st29more than 4 grams, less than 14 grams.20grams.21(1)(d)1.1st23grams, less than 200 grams.	-			
3 under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b)) within 1,000 feet of a child care facility or school. 7 893.13(1)(e) 1st 893.13(1)(a) 1st 11 1,000 feet of property used for religious services or a specified business site. 14 893.13(4)(a) 15 Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs). 17 893.135(1)(a)1. 18 Trafficking in cannabis, more than 50 lbs., less than 2,000 lbs. 19 1st 10 (b)1.a. 1st 11 (1)(b)1.a. 1st 12 (1)(c)1.a. 1st 13 (1)(c)1.a. 1st 14 (1)(c)1.a. 1st 15 (1)(d)1. 1st 16 (1)(d)1. 1st 17 893.135 1 18 (1)(d)1. 1st 19 (1)(d)1. 1st 10 (1)(d)1. 1st 10	1	893.13(1)(c)1.	lst	Sell, manufacture, or deliver
4 (1)(d), (2)(a), or (2)(b)) within 5 1,000 feet of a child care 6 facility or school. 7 893.13(1)(e) 1st 8 Sell, manufacture, or deliver 6 cocaine or other drug prohibited 9 under s. 893.03(1)(a), (1)(b), 10 (1)(d), (2)(a), or (2)(b), within 11 1,000 feet of property used for 12 religious services or a specified 13 business site. 14 893.13(4)(a) 15 other s. 893.03(1)(a), (1)(b), 16 (1)(d), (2)(a), or (2)(b) drugs). 17 893.135(1)(a)1. 18 trafficking in cannabis, more 19 than 50 lbs., less than 2,000 19 lbs. 20 893.135 21 (1)(b)1.a. 1st 23 grams, less than 200 grams. 24 (1)(c)1.a. 1st 23 grams. 24 (1)(c)1.a. 1st 25 more than 4 grams, less than 14 26 grams. 27 <td< td=""><td>2</td><td></td><td></td><td>cocaine (or other drug prohibited</td></td<>	2			cocaine (or other drug prohibited
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6facility or school.7893.13(1)(e)1stSell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b), within 1,000 feet of property used for religious services or a specified business site.14893.13(4)(a)1stDeliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).15893.13(4)(a)1stDeliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).161stTrafficking in cannabis, more than 50 lbs., less than 2,000 lbs.192893.1352421(1)(b)1.a.1stTrafficking in cocaine, more than 28 grams, less than 200 grams.23893.1352424(1)(c)1.a.1stTrafficking in illegal drugs, more than 4 grams, less than 14 grams.252893.1352893.13526293.1352127893.1352128(1)(d)1.1st29293.135203030	4			(1)(d), (2)(a), or (2)(b)) within
7893.13(1)(e)1stSell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b), within 1,000 feet of property used for religious services or a specified business site.14893.13(4)(a)1stDeliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).17893.135(1)(a)1.1stTrafficking in cannabis, more than 50 lbs., less than 2,000 lbs.19111stTrafficking in cocaine, more than 28 grams, less than 200 grams.23893.1352424(1)(c)1.a.1stTrafficking in illegal drugs, more than 4 grams, less than 14 grams.261)(d)1.1stTrafficking in phencyclidine, more than 28 grams, less than 200 grams.24(1)(d)1.1stTrafficking in phencyclidine, more than 28 grams, less than 14 grams.27893.1352428(1)(d)1.1st29Trafficking in phencyclidine, more than 28 grams, less than 200 grams.	5			1,000 feet of a child care
8cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b), within 1,000 feet of property used for religious services or a specified business site.111,000 feet of property used for religious services or a specified business site.14893.13(4)(a)151st160 ther s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).17893.135(1)(a)1.181st191st101st111st111st121)(b)1.a.131st141)(c)1.a.151st161)(c)1.a.171st181)(c)1.a.191st101st111st121)(c)1.a.131st141)(d)1.151st161st171st181)(d)1.19111st11121st131st141st151st151st161st171st181st191st191st191st191st191st191st191st191st191st191st191st191st191st <td>6</td> <td></td> <td></td> <td>facility or school.</td>	6			facility or school.
9 under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b), within 11 1,000 feet of property used for 12 religious services or a specified 13 business site. 14 893.13(4)(a) 15 other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs). 16 (1)(d), (2)(a), or (2)(b) drugs). 17 893.135(1)(a)1. 1st 18 Trafficking in cannabis, more 19 bbs. 20 893.135 21 (1)(b)1.a. 23 grams, less than 2,000 24 (1)(c)1.a. 25 more than 4 grams, less than 14 26 grams. 27 893.135 28 (1)(d)1. 29 more than 4 grams, less than 14 26 grams. 27 893.135 28 (1)(d)1. 29 more than 28 grams, less than 200 30 grams.	7	893.13(1)(e)	lst	Sell, manufacture, or deliver
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111,000 feet of property used for religious services or a specified business site.131414893.13(4)(a)1515160ther s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).17893.135(1)(a)1.18119120893.13521(1)(b)1.a.23893.13524(1)(c)1.a.25126127893.13528(1)(d)1.29120120221122123124125126127893.13528(1)(d)1.291201201211221231341351361371381393.1351381393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351393.1351<	9			under s. 893.03(1)(a), (1)(b),
12religious services or a specified13religious services or a specified14893.13(4)(a)1st15other s. 893.03(1)(a), (1)(b),16(1)(d), (2)(a), or (2)(b) drugs).17893.135(1)(a)1.1st18Trafficking in cannabis, more18than 50 lbs., less than 2,00019lbs.20893.13521(1)(b)1.a.23893.13524(1)(c)1.a.25more than 4 grams, less than 1426grams.27893.13528(1)(d)1.19Ist29more than 28 grams, less than 20030grams.	10			(1)(d), (2)(a), or (2)(b), within
business site.	11			1,000 feet of property used for
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15other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).17893.135(1)(a)1.1stTrafficking in cannabis, more than 50 lbs., less than 2,000 lbs.1811stTrafficking in cocaine, more than 50 lbs., less than 2,0001911stTrafficking in cocaine, more than 28 grams, less than 200 grams.20893.135121(1)(b)1.a.1stTrafficking in illegal drugs, more than 4 grams, less than 14 grams.23893.135124(1)(c)1.a.1stTrafficking in illegal drugs, more than 4 grams, less than 14 grams.251)(d)1.1stTrafficking in phencyclidine, more than 28 grams, less than 200 grams.	13			business site.
16 (1)(d), (2)(a), or (2)(b) drugs). 17 893.135(1)(a)1. 1st Trafficking in cannabis, more than 50 lbs., less than 2,000 lbs. 18 1 1st Trafficking in cocaine, more than 2,000 lbs. 19 28 grams, less than 2,000 grams. 20 893.135 21 (1)(b)1.a. 1st Trafficking in cocaine, more than 28 grams, less than 200 grams. 23 893.135 24 (1)(c)1.a. 1st Trafficking in illegal drugs, more than 4 grams, less than 14 grams. 27 893.135 28 (1)(d)1. 1st Trafficking in phencyclidine, more than 28 grams, less than 200 grams. 30	14	893.13(4)(a)	1st	Deliver to minor cocaine (or
17 893.135(1)(a)1. 1st Trafficking in cannabis, more than 50 lbs., less than 2,000 lbs. 20 893.135 21 (1)(b)1.a. 1st Trafficking in cocaine, more than 28 grams, less than 200 grams. 23 893.135 24 (1)(c)1.a. 1st Trafficking in illegal drugs, more than 4 grams, less than 14 grams. 27 893.135 28 (1)(d)1. 1st Trafficking in phencyclidine, more than 28 grams, less than 200 grams.	15			other s. 893.03(1)(a), (1)(b),
18than 50 lbs., less than 2,00019lbs.20893.13521(1)(b)1.a.2228 grams, less than 200 grams.23893.13524(1)(c)1.a.251st262rams, less than 1427893.13528(1)(d)1.29(1)(d)1.301st311st321st331st341st351st361st371st381st391st301st311st321st331st341st341st351st361st371st381st391st301st311st321st341st351st361st371st381st391st301st311st321st331st341st341st351st361st371st371st381st391st391st301st311st311st321st331st <td< td=""><td>16</td><td></td><td></td><td>(1)(d), (2)(a), or (2)(b) drugs).</td></td<>	16			(1)(d), (2)(a), or (2)(b) drugs).
19lbs.20893.13521(1)(b)1.a.2228 grams, less than 200 grams.23893.13524(1)(c)1.a.25Ist26Trafficking in illegal drugs, more than 4 grams, less than 14 grams.26893.13527893.13528(1)(d)1.29Ist30Ist31Ist32Ist33Ist34Ist34Ist35Ist36Ist37Ist38Ist39Ist30Ist31Ist32Ist33Ist34Ist35Ist36Ist37Ist38Ist39Ist30Ist31Ist32Ist33Ist34Ist34Ist35Ist36Ist37Ist38Ist39Ist30Ist31Ist32Ist33Ist34Ist34Ist35Ist36Ist37Ist37Ist38Ist39Ist39Ist39Ist39Ist39 <td>17</td> <td>893.135(1)(a)1.</td> <td>lst</td> <td>Trafficking in cannabis, more</td>	17	893.135(1)(a)1.	lst	Trafficking in cannabis, more
20 893.135 21 (1)(b)1.a. 1st Trafficking in cocaine, more than 28 grams, less than 200 grams. 23 893.135 28 24 (1)(c)1.a. 1st Trafficking in illegal drugs, more than 4 grams, less than 14 26 grams. 27 893.135 28 (1)(d)1. 1st 29 (1)(d)1. 1st 29 more than 28 grams, less than 200 grams.	18			than 50 lbs., less than 2,000
21(1)(b)1.a.1stTrafficking in cocaine, more than 28 grams, less than 200 grams.23893.13524(1)(c)1.a.1stTrafficking in illegal drugs, more than 4 grams, less than 14 grams.2693.13527893.13528(1)(d)1.1st29more than 28 grams, less than 200 grams.	19			lbs.
2228 grams, less than 200 grams.23893.13524(1)(c)1.a.1st75rafficking in illegal drugs, more than 4 grams, less than 14 grams.26grams.27893.13528(1)(d)1.1st7Trafficking in phencyclidine, more than 28 grams, less than 200 grams.	20	893.135		
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24(1)(c)1.a.1stTrafficking in illegal drugs, more than 4 grams, less than 14 grams.26grams.27893.13528(1)(d)1.1st29more than 28 grams, less than 200 	22			28 grams, less than 200 grams.
25more than 4 grams, less than 14 grams.26grams.27893.13528(1)(d)1.1stTrafficking in phencyclidine, more than 28 grams, less than 200 grams.30grams.	23	893.135		
26grams.27893.13528(1)(d)1.29Ist30Trafficking in phencyclidine, more than 28 grams, less than 200 grams.	24	(1)(c)1.a.	lst	Trafficking in illegal drugs,
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28(1)(d)1.1stTrafficking in phencyclidine,29more than 28 grams, less than 20030grams.	26			grams.
29 more than 28 grams, less than 200 30 grams.	27	893.135		
30 grams.	28	(1)(d)1.	lst	Trafficking in phencyclidine,
	29			more than 28 grams, less than 200
31	30			grams.
	31			

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1	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
2			than 200 grams, less than 5
3			kilograms.
4	893.135(1)(f)1.	lst	Trafficking in amphetamine, more
5			than 14 grams, less than 28
6			grams.
7	893.135		
8	(1)(g)1.a.	lst	Trafficking in flunitrazepam, 4
9			grams or more, less than 14
10			grams.
11			(i) LEVEL 9
12	316.193		
13	(3)(c)3.b.	lst	DUI manslaughter; failing to
14			render aid or give information.
15	782.04(1)	lst	Attempt, conspire, or solicit to
16			commit premeditated murder.
17	782.04(3)	lst,PBL	Accomplice to murder in
18			connection with arson, sexual
18 19			connection with arson, sexual battery, robbery, burglary, and
19	782.051(1)	lst	battery, robbery, burglary, and
19 20	782.051(1)	lst	battery, robbery, burglary, and other specified felonies.
19 20 21	782.051(1)	lst	battery, robbery, burglary, and other specified felonies. Attempted felony murder while
19 20 21 22	782.051(1)	lst	battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to
19 20 21 22 23	782.051(1) 782.07(2)	lst lst	<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in</pre>
19 20 21 22 23 24			<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).</pre>
19 20 21 22 23 24 25			<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3). Aggravated manslaughter of an elderly person or disabled adult.</pre>
19 20 21 22 23 24 25 26	782.07(2)	lst	<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3). Aggravated manslaughter of an elderly person or disabled adult.</pre>
19 20 21 23 24 25 26 27	782.07(2)	lst	<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3). Aggravated manslaughter of an elderly person or disabled adult. Kidnapping; hold for ransom or</pre>
19 20 21 23 24 25 26 27 28	782.07(2) 787.01(1)(a)1.	lst lst,PBL	<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3). Aggravated manslaughter of an elderly person or disabled adult. Kidnapping; hold for ransom or reward or as a shield or hostage.</pre>
19 20 21 23 24 25 26 27 28 29	782.07(2) 787.01(1)(a)1.	lst lst,PBL	<pre>battery, robbery, burglary, and other specified felonies. Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3). Aggravated manslaughter of an elderly person or disabled adult. Kidnapping; hold for ransom or reward or as a shield or hostage. Kidnapping with intent to commit</pre>

1	787.01(1)(a)4.	lst,PBL	Kidnapping with intent to
2			interfere with performance of any
3			governmental or political
4			function.
5	787.02(3)(a)	1st	False imprisonment; child under
6			age 13; perpetrator also commits
7			aggravated child abuse, sexual
8			battery, or lewd or lascivious
9			battery, molestation, conduct, or
10			exhibition.
11	790.161	1st	Attempted capital destructive
12			device offense.
13	790.166(2)	lst	Possessing, selling, using, or
14			attempting to use a weapon of
15			mass destruction.
16	794.011(2)	1st	Attempted sexual battery; victim
17			less than 12 years of age.
18	794.011(2)	Life	Sexual battery; offender younger
19			than 18 years and commits sexual
20			battery on a person less than 12
21			years.
22	794.011(4)	1st	Sexual battery; victim 12 years
23			or older, certain circumstances.
24	794.011(8)(b)	1st	Sexual battery; engage in sexual
25			conduct with minor 12 to 18 years
26			by person in familial or
27			custodial authority.
28	800.04(5)(b)	1st	Lewd or lascivious molestation;
29			victim less than 12 years;
30			offender 18 years or older.
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1	812.13(2)(a)	lst,PBL	Robbery with firearm or other
2		·	deadly weapon.
3	812.133(2)(a)	lst,PBL	Carjacking; firearm or other
4			deadly weapon.
5	827.03(2)	1st	Aggravated child abuse.
6	847.0145(1)	1st	Selling, or otherwise
7			transferring custody or control,
8			of a minor.
9	847.0145(2)	1st	Purchasing, or otherwise
10			obtaining custody or control, of
11			a minor.
12	859.01	1st	Poisoning food, drink, medicine,
13			or water with intent to kill or
14			injure another person.
15	893.135	lst	Attempted capital trafficking
16			offense.
17	893.135(1)(a)3.	1st	Trafficking in cannabis, more
18			than 10,000 lbs.
19	893.135		
20	(1)(b)1.c.	1st	Trafficking in cocaine, more than
21			400 grams, less than 150
22			kilograms.
23	893.135		
24	(1)(c)1.c.	1st	Trafficking in illegal drugs,
25			more than 28 grams, less than 30
26			kilograms.
27	893.135		
28	(1)(d)1.c.	1st	Trafficking in phencyclidine,
29			more than 400 grams.
30			
31			
			1.0

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Florida House of Re	Representatives - 2000	CS/HB 955
604-151-00		

-	002 125					
1	893.135			1 .		
2	(1)(e)	1.C.		1st		Trafficking in methaqualone, more
3	000 105					than 25 kilograms.
4	893.135			. .		
5	(1)(f)	l.c.		1st		Trafficking in amphetamine, more
6		a . '	2	m], '		than 200 grams.
7		Section	3.	This	act	shall take effect July 1, 2000.
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