

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Crime Prevention, Corrections & Safety offered the following:

Amendment (with title amendment)

On page 2, line 6, through page 10, line 21, remove from the bill: all of said lines

and insert in lieu thereof:

Section 2. Paragraph (b) of subsection (2) of section 812.014, Florida Statutes, is amended to read:

(2)(b)1. If the property stolen is valued at \$20,000 or more, but less than \$100,000, or

2. The property stolen is emergency medical equipment valved at \$300 or more, that is taken from a facility licensed under chapter 395 or from an aircraft or vehicle permitted under chapter 401,

the offender commits grand theft in the second degree, punishable as a felony of the second degree, as provided in s. 775.082, s. 775.083, or s. 775.084. Emergency medical

equipment means mechanical or electronic apparatus used to provide emergency services and care as defined in s.

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1 395.002(10) or to treat medical emergencies.

2 Section 3. Paragraph (g) of subsection (3) of section
3 921.0022, Florida Statutes, is amended to read:

4 921.0022 Criminal Punishment Code; offense severity
5 ranking chart.--

6 (3) OFFENSE SEVERITY RANKING CHART

8 Florida	Felony	
9 Statute	Degree	Description

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(g) LEVEL 7

316.193(3)(c)2. 3rd DUI resulting in serious bodily injury.

327.35(3)(c)2. 3rd Vessel BUI resulting in serious bodily injury.

402.319(2) 2nd Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.

409.920(2) 3rd Medicaid provider fraud.

456.065(2) 3rd Practicing a health care profession without a license.

456.065(2) 2nd Practicing a health care profession without a license which results in serious bodily injury.

458.327(1) 3rd Practicing medicine without a license.

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1	459.013(1)	3rd	Practicing osteopathic medicine
2			without a license.
3	460.411(1)	3rd	Practicing chiropractic medicine
4			without a license.
5	461.012(1)	3rd	Practicing podiatric medicine
6			without a license.
7	462.17	3rd	Practicing naturopathy without a
8			license.
9	463.015(1)	3rd	Practicing optometry without a
10			license.
11	464.016(1)	3rd	Practicing nursing without a
12			license.
13	465.015(2)	3rd	Practicing pharmacy without a
14			license.
15	466.026(1)	3rd	Practicing dentistry or dental
16			hygiene without a license.
17	467.201	3rd	Practicing midwifery without a
18			license.
19	468.366	3rd	Delivering respiratory care
20			services without a license.
21	483.828(1)	3rd	Practicing as clinical laboratory
22			personnel without a license.
23	483.901(9)	3rd	Practicing medical physics
24			without a license.
25	484.053	3rd	Dispensing hearing aids without a
26			license.
27	494.0018(2)	1st	Conviction of any violation of
28			ss. 494.001-494.0077 in which the
29			total money and property
30			unlawfully obtained exceeded
31			\$50,000 and there were five or

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1			more victims.
2	560.123(8)(b)1.	3rd	Failure to report currency or
3			payment instruments exceeding
4			\$300 but less than \$20,000 by
5			money transmitter.
6	560.125(5)(a)	3rd	Money transmitter business by
7			unauthorized person, currency or
8			payment instruments exceeding
9			\$300 but less than \$20,000.
10	655.50(10)(b)1.	3rd	Failure to report financial
11			transactions exceeding \$300 but
12			less than \$20,000 by financial
13			institution.
14	782.051(3)	2nd	Attempted felony murder of a
15			person by a person other than the
16			perpetrator or the perpetrator of
17			an attempted felony.
18	782.07(1)	2nd	Killing of a human being by the
19			act, procurement, or culpable
20			negligence of another
21			(manslaughter).
22	782.071	2nd	Killing of human being or viable
23			fetus by the operation of a motor
24			vehicle in a reckless manner
25			(vehicular homicide).
26	782.072	2nd	Killing of a human being by the
27			operation of a vessel in a
28			reckless manner (vessel
29			homicide).
30	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
31			causing great bodily harm or

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1			disfigurement.
2	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
3			weapon.
4	784.045(1)(b)	2nd	Aggravated battery; perpetrator
5			aware victim pregnant.
6	784.048(4)	3rd	Aggravated stalking; violation of
7			injunction or court order.
8	784.07(2)(d)	1st	Aggravated battery on law
9			enforcement officer.
10	784.08(2)(a)	1st	Aggravated battery on a person 65
11			years of age or older.
12	784.081(1)	1st	Aggravated battery on specified
13			official or employee.
14	784.082(1)	1st	Aggravated battery by detained
15			person on visitor or other
16			detainee.
17	784.083(1)	1st	Aggravated battery on code
18			inspector.
19	790.07(4)	1st	Specified weapons violation
20			subsequent to previous conviction
21			of s. 790.07(1) or (2).
22	790.16(1)	1st	Discharge of a machine gun under
23			specified circumstances.
24	790.166(3)	2nd	Possessing, selling, using, or
25			attempting to use a hoax weapon
26			of mass destruction.
27	796.03	2nd	Procuring any person under 16
28			years for prostitution.
29	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;
30			victim less than 12 years of age;
31			offender less than 18 years.

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1	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;
2			victim 12 years of age or older
3			but less than 16 years; offender
4			18 years or older.
5	806.01(2)	2nd	Maliciously damage structure by
6			fire or explosive.
7	810.02(3)(a)	2nd	Burglary of occupied dwelling;
8			unarmed; no assault or battery.
9	810.02(3)(b)	2nd	Burglary of unoccupied dwelling;
10			unarmed; no assault or battery.
11	810.02(3)(d)	2nd	Burglary of occupied conveyance;
12			unarmed; no assault or battery.
13	812.014(2)(a) <u>1</u>	1st	Property stolen, valued at
14			\$100,000 or more; property stolen
15			while causing other property
16			damage; 1st degree grand theft.
17	812.014(2)(a) <u>2</u>	<u>2nd</u>	<u>Property stolen, emergency</u>
18			<u>medical equipment; 2nd degree</u>
19			<u>grand theft.</u>
20	812.019(2)	1st	Stolen property; initiates,
21			organizes, plans, etc., the theft
22			of property and traffics in
23			stolen property.
24	812.131(2)(a)	2nd	Robbery by sudden snatching.
25	812.133(2)(b)	1st	Carjacking; no firearm, deadly
26			weapon, or other weapon.
27	825.102(3)(b)	2nd	Neglecting an elderly person or
28			disabled adult causing great
29			bodily harm, disability, or
30			disfigurement.
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1	825.1025(2)	2nd	Lewd or lascivious battery upon
2			an elderly person or disabled
3			adult.
4	825.103(2)(b)	2nd	Exploiting an elderly person or
5			disabled adult and property is
6			valued at \$20,000 or more, but
7			less than \$100,000.
8	827.03(3)(b)	2nd	Neglect of a child causing great
9			bodily harm, disability, or
10			disfigurement.
11	827.04(3)	3rd	Impregnation of a child under 16
12			years of age by person 21 years
13			of age or older.
14	837.05(2)	3rd	Giving false information about
15			alleged capital felony to a law
16			enforcement officer.
17	872.06	2nd	Abuse of a dead human body.
18	893.13(1)(c)1.	1st	Sell, manufacture, or deliver
19			cocaine (or other drug prohibited
20			under s. 893.03(1)(a), (1)(b),
21			(1)(d), (2)(a), (2)(b), or
22			(2)(c)4.) within 1,000 feet of a
23			child care facility or school.
24	893.13(1)(e)1.	1st	Sell, manufacture, or deliver
25			cocaine or other drug prohibited
26			under s. 893.03(1)(a), (1)(b),
27			(1)(d), (2)(a), (2)(b), or
28			(2)(c)4., within 1,000 feet of
29			property used for religious
30			services or a specified business
31			site.

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1	893.13(4)(a)	1st	Deliver to minor cocaine (or
2			other s. 893.03(1)(a), (1)(b),
3			(1)(d), (2)(a), (2)(b), or
4			(2)(c)4. drugs).
5	893.135(1)(a)1.	1st	Trafficking in cannabis, more
6			than 50 lbs., less than 2,000
7			lbs.
8	893.135		
9	(1)(b)1.a.	1st	Trafficking in cocaine, more than
10			28 grams, less than 200 grams.
11	893.135		
12	(1)(c)1.a.	1st	Trafficking in illegal drugs,
13			more than 4 grams, less than 14
14			grams.
15	893.135		
16	(1)(d)1.	1st	Trafficking in phencyclidine,
17			more than 28 grams, less than 200
18			grams.
19	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
20			than 200 grams, less than 5
21			kilograms.
22	893.135(1)(f)1.	1st	Trafficking in amphetamine, more
23			than 14 grams, less than 28
24			grams.
25	893.135		
26	(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4
27			grams or more, less than 14
28			grams.
29	893.135		
30	(1)(h)1.a.	1st	Trafficking in
31			gamma-hydroxybutyric acid (GHB),

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- 1 1 kilogram or more, less than 5
- 2 kilograms.
- 3 893.135
- 4 (1)(i)1.a. 1st Trafficking in 1,4-Butanediol, 1
- 5 kilogram or more, less than 5
- 6 kilograms.
- 7 893.135
- 8 (1)(j)2.a. 1st Trafficking in Phenethylamines,
- 9 10 grams or more, less than 200
- 10 grams.
- 11 896.101(5)(a) 3rd Money laundering, financial
- 12 transactions exceeding \$300 but
- 13 less than \$20,000.
- 14 896.104(4)(a)1. 3rd Structuring transactions to evade
- 15 reporting or registration
- 16 requirements, financial
- 17 transactions exceeding \$300 but
- 18 less than \$20,000.

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

22 And the title is amended as follows:

23 On page 1, line 2,

24 remove from the title of the bill: the entire title

25

26 and insert in lieu thereof: An act relating to security of

27 medical facilities and supplies; amending s. 784.07, F.S.;

28 redefining the term "emergency medical care provider" for

29 purposes of enhanced penalties for assaults on such persons;

30 amending s. 812.014, F.S.; providing second-degree felony

31 penalties for theft of certain emergency medical equipment;

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1 amending s. 921.0022, F.S., relating to the Criminal
 2 Punishment Code; including the offense of theft of emergency
 3 medical equipment on the offense severity ranking chart;
 4 providing an effective date.

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