

1                                   A bill to be entitled  
2           An act relating to the protection of marine  
3           turtles; amending s. 370.12, F.S.; providing  
4           penalties for violating the Marine Turtle  
5           Protection Act; providing first-degree  
6           misdemeanor and third-degree felony penalties  
7           for knowingly possessing a specified number or  
8           more of marine turtle eggs; providing an  
9           additional penalty for each egg involved in  
10          such a violation; providing that it is a  
11          third-degree felony to knowingly take, disturb,  
12          mutilate, destroy, cause to be destroyed,  
13          transfer, sell, offer to sell, molest, or  
14          harass a marine turtle or its nest, hatchings,  
15          eggs, or parts thereof; providing that it is a  
16          third-degree felony to solicit or conspire to  
17          violate the Marine Turtle Protection Act;  
18          amending s. 777.04, F.S.; relating to the  
19          offense of criminal attempt, criminal  
20          solicitation, or criminal conspiracy; providing  
21          that a violation of the Marine Turtle  
22          Protection Act is exempt from certain  
23          sentencing requirements for an offense of  
24          solicitation or conspiracy; amending s.  
25          921.0022, F.S.; relating to the offense  
26          severity ranking chart of the Criminal  
27          Punishment Code; conforming provisions of the  
28          Act to the Code; providing an effective date.

29  
30 Be It Enacted by the Legislature of the State of Florida:  
31

1 Section 1. Subsection (1) of section 370.12, Florida  
2 Statutes, is amended to read:

3 370.12 Marine animals; regulation.--

4 (1) PROTECTION OF MARINE TURTLES.--

5 (a) This subsection may be cited as the "Marine Turtle  
6 Protection Act."

7 (b) The Legislature intends, pursuant to the  
8 provisions of this subsection, to ensure that the Fish and  
9 Wildlife Conservation Commission has the appropriate authority  
10 and resources to implement its responsibilities under the  
11 recovery plans of the United States Fish and Wildlife Service  
12 for the following species of marine turtle:

13 1. Atlantic loggerhead turtle (*Caretta caretta*  
14 ~~*caretta*~~).

15 2. Atlantic green turtle(*Chelonia mydas*)(~~*Chelonia*~~  
16 ~~*mydas mydas*~~).

17 3. Leatherback turtle (*Dermochelys coriacea*).

18 4. Atlantic hawksbill turtle (*Eretmochelys imbricata*  
19 ~~*imbricata*~~).

20 5. Atlantic ridley turtle (*Lepidochelys kempfi*).

21 (c) As used in this subsection, the following phrases  
22 have the following meanings:

23 1. A "properly accredited person" is:

24 a. Students of colleges or universities whose studies  
25 with saltwater animals are under the direction of their  
26 teacher or professor; or

27 b. Scientific or technical faculty of public or  
28 private colleges or universities; or

29 c. Scientific or technical employees of private  
30 research institutions and consulting firms; or

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1 d. Scientific or technical employees of city, county,  
2 state, or federal research or regulatory agencies; or

3 e. Members in good standing or recognized and properly  
4 chartered conservation organizations, the Audubon Society, or  
5 the Sierra Club; or

6 f. Persons affiliated with aquarium facilities or  
7 museums, or contracted as an agent therefor, which are open to  
8 the public with or without an admission fee; or

9 g. Persons without specific affiliations listed above,  
10 but who are recognized by the commission for their  
11 contributions to marine conservation such as scientific or  
12 technical publications, or through a history of cooperation  
13 with the commission in conservation programs such as turtle  
14 nesting surveys, or through advanced educational programs such  
15 as high school marine science centers.

16 2. "Take" means an act that actually kills or injures  
17 marine turtles, and includes significant habitat modification  
18 or degradation that kills or injures marine turtles by  
19 significantly impairing essential behavioral patterns, such as  
20 breeding, feeding, or sheltering.

21 (d) Except as authorized in this paragraph, or unless  
22 otherwise provided by the Federal Endangered Species Act or  
23 its implementing regulations, a person, firm, or corporation  
24 may not:

25 1. Knowingly possess the eggs of any marine turtle  
26 species described in this subsection.

27 2. Knowingly take, disturb, mutilate, destroy, cause  
28 to be destroyed, transfer, sell, offer to sell, molest, or  
29 harass any marine turtles or the eggs or nest of any marine  
30 turtles described in this subsection.

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1           3. The commission may issue a special permit or loan  
2 agreement to any person, firm, or corporation, to enable the  
3 holder to possess a marine turtle or parts thereof, including  
4 nests, eggs, or hatchlings, for scientific, education, or  
5 exhibition purposes, or for conservation activities such as  
6 the relocation of nests, eggs, or marine turtles away from  
7 construction sites. Notwithstanding other provisions of law,  
8 the commission may issue such special permit or loan agreement  
9 to any properly accredited person as defined in paragraph (c)  
10 for the purposes of marine turtle conservation.

11           4. The commission shall have the authority to adopt  
12 rules pursuant to chapter 120 to prescribe terms, conditions,  
13 and restrictions for marine turtle conservation, and to permit  
14 the possession of marine turtles or parts thereof.

15           (e)1. Any person, firm, or corporation that commits  
16 any act prohibited in paragraph (d) involving any egg of any  
17 marine turtle species described in this subsection shall pay a  
18 penalty of \$100 per egg in addition to other penalties  
19 provided in this paragraph.

20           2. Any person, firm, or corporation that illegally  
21 possesses 11 or fewer of any eggs of any marine turtle species  
22 described in this subsection commits a first degree  
23 misdemeanor, punishable as provided in s. 775.082 and s.  
24 775.083.

25           3. For a second or subsequent violation of  
26 sub-paragraph 2, any person, firm, or corporation that  
27 illegally possesses 11 or fewer of any eggs of any marine  
28 turtle species described in this subsection commits a third  
29 degree felony, punishable as provided in s. 775.082, s.  
30 775.083, or s. 775.084.

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1           4. Any person, firm, or corporation that illegally  
2 possesses more than 11 of any eggs of any marine turtle  
3 species described in this subsection commits a third degree  
4 felony, punishable as provided in s. 775.082, s. 775.083, or  
5 s. 775.084.

6           5. Any person, firm, or corporation who illegally  
7 takes, disturbs, mutilates, destroys, causes to be destroyed,  
8 transfers, sells, offers to sell, molests, or harasses any  
9 marine turtle species, or the eggs or nest of any marine  
10 turtle species as described in this subsection, commits a  
11 third degree felony, punishable as provided in s. 775.082, s.  
12 775.083, or s. 775.084.

13           6. Notwithstanding s. 777.04, any person, firm, or  
14 corporation who solicits or conspires with another person,  
15 firm, or corporation, to commit an act prohibited by this  
16 subsection commits a felony of the third degree, punishable as  
17 provided in s. 775.082, s. 775.083, or s. 775.084.

18           7. The proceeds from the penalties assessed pursuant  
19 to this paragraph shall be deposited into the Marine Resources  
20 Conservation Trust Fund.

21           ~~(c)1. Unless otherwise provided by the federal~~  
22 ~~Endangered Species Act or its implementing regulations, no~~  
23 ~~person may take, possess, disturb, mutilate, destroy, cause to~~  
24 ~~be destroyed, sell, offer for sale, transfer, molest, or~~  
25 ~~harass any marine turtle or its nest or eggs at any time. For~~  
26 ~~purposes of this subsection, "take" means an act which~~  
27 ~~actually kills or injures marine turtles, and includes~~  
28 ~~significant habitat modification or degradation that kills or~~  
29 ~~injures marine turtles by significantly impairing essential~~  
30 ~~behavioral patterns, such as breeding, feeding, or sheltering.~~  
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1           ~~2. Unless otherwise provided by the federal Endangered~~  
2 ~~Species Act or its implementing regulations, no person, firm,~~  
3 ~~or corporation may take, kill, disturb, mutilate, molest,~~  
4 ~~harass, or destroy any marine turtle.~~

5           ~~3. No person, firm, or corporation may possess any~~  
6 ~~marine turtle, their nests, eggs, hatchlings, or parts thereof~~  
7 ~~unless it is in possession of a special permit or loan~~  
8 ~~agreement from the commission enabling the holder to possess a~~  
9 ~~marine turtle or parts thereof for scientific, educational, or~~  
10 ~~exhibitional purposes, or for conservation activities such as~~  
11 ~~relocating nests, eggs, or animals away from construction~~  
12 ~~sites. Notwithstanding any other provisions of general or~~  
13 ~~special law to the contrary, the commission may issue such~~  
14 ~~authorization to any properly accredited person for the~~  
15 ~~purpose of marine turtle conservation upon such terms,~~  
16 ~~conditions, and restrictions as it may prescribe by rule~~  
17 ~~adopted pursuant to chapter 120. The commission shall have the~~  
18 ~~authority to adopt rules pursuant to chapter 120 to permit the~~  
19 ~~possession of marine turtles pursuant to this paragraph. For~~  
20 ~~the purposes of this subsection, a "properly accredited~~  
21 ~~person" is defined as:~~

22           ~~a. Students of colleges or universities whose studies~~  
23 ~~with saltwater animals are under the direction of their~~  
24 ~~teacher or professor;~~

25           ~~b. Scientific or technical faculty of public or~~  
26 ~~private colleges or universities;~~

27           ~~c. Scientific or technical employees of private~~  
28 ~~research institutions and consulting firms;~~

29           ~~d. Scientific or technical employees of city, county,~~  
30 ~~state, or federal research or regulatory agencies;~~

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1 ~~e. Members in good standing or recognized and properly~~  
2 ~~chartered conservation organizations, the Audubon Society, or~~  
3 ~~the Sierra Club;~~

4 ~~f. Persons affiliated with aquarium facilities or~~  
5 ~~museums, or contracted as an agent therefor, which are open to~~  
6 ~~the public with or without an admission fee; or~~

7 ~~g. Persons without specific affiliations listed above,~~  
8 ~~but who are recognized by the commission for their~~  
9 ~~contributions to marine conservation such as scientific or~~  
10 ~~technical publications, or through a history of cooperation~~  
11 ~~with the commission in conservation programs such as turtle~~  
12 ~~nesting surveys, or through advanced educational programs such~~  
13 ~~as high school marine science centers.~~

14 (f)~~(d)~~ Any application for a Department of  
15 Environmental Protection permit or other type of approval for  
16 an activity that affects marine turtles or their nests or  
17 habitat shall be subject to conditions and requirements for  
18 marine turtle protection as part of the permitting or approval  
19 process.

20 (g)~~(e)~~ The Department of Environmental Protection may  
21 condition the nature, timing, and sequence of construction of  
22 permitted activities to provide protection to nesting marine  
23 turtles and hatchlings and their habitat pursuant to the  
24 provisions of s. 161.053(5). When the department is  
25 considering a permit for a beach restoration, beach  
26 renourishment, or inlet sand transfer project and the  
27 applicant has had an active marine turtle nest relocation  
28 program or the applicant has agreed to and has the ability to  
29 administer a program, the department must not restrict the  
30 timing of the project. Where appropriate, the department, in  
31 accordance with the applicable rules of the Fish and Wildlife

1 Conservation Commission, shall require as a condition of the  
2 permit that the applicant relocate and monitor all turtle  
3 nests that would be affected by the beach restoration, beach  
4 renourishment, or sand transfer activities. Such relocation  
5 and monitoring activities shall be conducted in a manner that  
6 ensures successful hatching. This limitation on the  
7 department's authority applies only on the Atlantic coast of  
8 Florida.

9 (h)~~(f)~~ The department shall recommend denial of a  
10 permit application if the activity would result in a "take" as  
11 defined in this subsection, unless, as provided for in the  
12 federal Endangered Species Act and its implementing  
13 regulations, such taking is incidental to, and not the purpose  
14 of, the carrying out of an otherwise lawful activity.

15 (i)~~(g)~~ The department shall give special consideration  
16 to beach preservation and beach nourishment projects that  
17 restore habitat of endangered marine turtle species. Nest  
18 relocation shall be considered for all such projects in  
19 urbanized areas. When an applicant for a beach restoration,  
20 beach renourishment, or inlet sand transfer project has had an  
21 active marine turtle nest relocation program or the applicant  
22 has agreed to have and has the ability to administer a  
23 program, the department in issuing a permit for a project must  
24 not restrict the timing of the project. Where appropriate,  
25 the department, in accordance with the applicable rules of the  
26 Fish and Wildlife Conservation Commission, shall require as a  
27 condition of the permit that the applicant relocate and  
28 monitor all turtle nests that would be affected by the beach  
29 restoration, beach renourishment, or sand transfer activities.  
30 Such relocation and monitoring activities shall be conducted  
31 in a manner that ensures successful hatching. This limitation



1 on the department's authority applies only on the Atlantic  
2 coast of Florida.

3 (j)~~(h)~~ The Fish and Wildlife Conservation Commission  
4 shall provide grants to coastal local governments, educational  
5 institutions, and Florida-based nonprofit organizations to  
6 conduct marine turtle research, conservation, and education  
7 activities within the state. The commission shall adopt by  
8 rule pursuant to chapter 120 procedures for submitting grant  
9 applications and criteria for allocating available funds. The  
10 criteria must include the scope of the proposed activity, the  
11 relevance of the proposed activity to the recovery plans for  
12 marine turtles, the demand and public support for the proposed  
13 activity, the duration of the proposed activity, the  
14 availability of alternative funding, and the estimated cost of  
15 the activity. The executive director of the commission shall  
16 appoint a committee of at least five members, including at  
17 least two nongovernmental representatives, to consider and  
18 choose grant recipients from proposals submitted by eligible  
19 entities. Committee members shall not receive any compensation  
20 from the commission.

21 Section 2. Paragraphs (a), (d), and (e) of subsection  
22 (4) of section 777.04, Florida Statutes, are amended to read:

23 777.04 Attempts, solicitation, and conspiracy.--  
24 (4)(a) Except as otherwise provided in ss. 104.091(2),  
25 370.12(1), 828.125(2), 849.25(4), 893.135(5), and 921.0022,  
26 the offense of criminal attempt, criminal solicitation, or  
27 criminal conspiracy is ranked for purposes of sentencing under  
28 chapter 921 and determining incentive gain-time eligibility  
29 under chapter 944 one level below the ranking under s.  
30 921.0022 or s. 921.0023 of the offense attempted, solicited,  
31 or conspired to. If the criminal attempt, criminal

1 solicitation, or criminal conspiracy is of an offense ranked  
2 in level 1 or level 2 under s. 921.0022 or s. 921.0023, such  
3 offense is a misdemeanor of the first degree, punishable as  
4 provided in s. 775.082 or s. 775.083.

5 (d) Except as otherwise provided in s. 104.091(2), s.  
6 370.12(1), s. 828.125(2), or s. 849.25(4), if the offense  
7 attempted, solicited, or conspired to is a:

- 8 1. Felony of the second degree;
- 9 2. Burglary that is a felony of the third degree; or
- 10 3. Felony of the third degree ranked in level 3, 4, 5,  
11 6, 7, 8, 9, or 10 under s. 921.0022 or s. 921.0023,

12  
13 the offense of criminal attempt, criminal solicitation, or  
14 criminal conspiracy is a felony of the third degree,  
15 punishable as provided in s. 775.082, s. 775.083, or s.  
16 775.084.

17 (e) Except as otherwise provided in s. 104.091(2), s.  
18 370.12(1), s. 849.25(4), or paragraph (d), if the offense  
19 attempted, solicited, or conspired to is a felony of the third  
20 degree, the offense of criminal attempt, criminal  
21 solicitation, or criminal conspiracy is a misdemeanor of the  
22 first degree, punishable as provided in s. 775.082 or s.  
23 775.083.

24 Section 3. Paragraphs (b) and (c) of subsection (3) of  
25 section 921.0022, Florida Statutes, are amended to read:

26 921.0022 Criminal Punishment Code; offense severity  
27 ranking chart.--

28 (3) OFFENSE SEVERITY RANKING CHART  
29  
30  
31

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31	Florida Statute	Felony Degree	Description
			(b) LEVEL 2
	<u>370.12(1)(e)3.</u>	<u>3rd</u>	<u>Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.</u>
	<u>370.12(1)(e)4.</u>	<u>3rd</u>	<u>Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.</u>
	403.413(5)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
	517.07	3rd	Registration of securities and furnishing of prospectus required.
	590.28(1)	3rd	Willful, malicious, or intentional burning.
	784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
	787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
	806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.

1	810.09(2)(e)	3rd	Trespassing on posted commercial
2			horticulture property.
3	812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$300 or
4			more but less than \$5,000.
5	812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or
6			more but less than \$300, taken
7			from unenclosed curtilage of
8			dwelling.
9	812.015(7)	3rd	Possession, use, or attempted use
10			of an antishoplifting or
11			inventory control device
12			countermeasure.
13	817.234(1)(a)2.	3rd	False statement in support of
14			insurance claim.
15	817.481(3)(a)	3rd	Obtain credit or purchase with
16			false, expired, counterfeit,
17			etc., credit card, value over
18			\$300.
19	817.52(3)	3rd	Failure to redeliver hired
20			vehicle.
21	817.54	3rd	With intent to defraud, obtain
22			mortgage note, etc., by false
23			representation.
24	817.60(5)	3rd	Dealing in credit cards of
25			another.
26	817.60(6)(a)	3rd	Forgery; purchase goods, services
27			with false card.
28	817.61	3rd	Fraudulent use of credit cards
29			over \$100 or more within 6
30			months.
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1	826.04	3rd	Knowingly marries or has sexual
2			intercourse with person to whom
3			related.
4	831.01	3rd	Forgery.
5	831.02	3rd	Uttering forged instrument;
6			utters or publishes alteration
7			with intent to defraud.
8	831.07	3rd	Forging bank bills, checks,
9			drafts, or promissory notes.
10	831.08	3rd	Possessing 10 or more forged
11			notes, bills, checks, or drafts.
12	831.09	3rd	Uttering forged notes, bills,
13			checks, drafts, or promissory
14			notes.
15	831.11	3rd	Bringing into the state forged
16			bank bills, checks, drafts, or
17			notes.
18	832.05(3)(a)	3rd	Cashing or depositing item with
19			intent to defraud.
20	843.08	3rd	Falsely impersonating an officer.
21	893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c),
22			(2)(c)1., (2)(c)2., (2)(c)3.,
23			(2)(c)5., (2)(c)6., (2)(c)7.,
24			(2)(c)8., (2)(c)9., (3), or (4)
25			drugs other than cannabis.
26	893.147(2)	3rd	Manufacture or delivery of drug
27			paraphernalia.
28			(c) LEVEL 3
29	316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
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31			

1	316.1935(2)	3rd	Fleeing or attempting to elude
2			law enforcement officer in marked
3			patrol vehicle with siren and
4			lights activated.
5	319.30(4)	3rd	Possession by junkyard of motor
6			vehicle with identification
7			number plate removed.
8	319.33(1)(a)	3rd	Alter or forge any certificate of
9			title to a motor vehicle or
10			mobile home.
11	319.33(1)(c)	3rd	Procure or pass title on stolen
12			vehicle.
13	319.33(4)	3rd	With intent to defraud, possess,
14			sell, etc., a blank, forged, or
15			unlawfully obtained title or
16			registration.
17	327.35(2)(b)	3rd	Felony BUI.
18	328.05(2)	3rd	Possess, sell, or counterfeit
19			fictitious, stolen, or fraudulent
20			titles or bills of sale of
21			vessels.
22	328.07(4)	3rd	Manufacture, exchange, or possess
23			vessel with counterfeit or wrong
24			ID number.
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1	<u>370.12(1)(e)5.</u>	<u>3rd</u>	<u>Taking, disturbing, mutilating,</u>
2			<u>destroying, causing to be</u>
3			<u>destroyed, transferring, selling,</u>
4			<u>offering to sell, molesting, or</u>
5			<u>harassing marine turtles, marine</u>
6			<u>turtle eggs, or marine turtle</u>
7			<u>nests in violation of the Marine</u>
8			<u>Turtle Protection Act.</u>
9	<u>370.12(1)(e)6.</u>	<u>3rd</u>	<u>Soliciting to commit or</u>
10			<u>conspiring to commit a violation</u>
11			<u>of the Marine Turtle Protection</u>
12			<u>Act.</u>
13	376.302(5)	3rd	Fraud related to reimbursement
14			for cleanup expenses under the
15			Inland Protection Trust Fund.
16	501.001(2)(b)	2nd	Tampers with a consumer product
17			or the container using materially
18			false/misleading information.
19	697.08	3rd	Equity skimming.
20	790.15(3)	3rd	Person directs another to
21			discharge firearm from a vehicle.
22	796.05(1)	3rd	Live on earnings of a prostitute.
23	806.10(1)	3rd	Maliciously injure, destroy, or
24			interfere with vehicles or
25			equipment used in firefighting.
26	806.10(2)	3rd	Interferes with or assaults
27			firefighter in performance of
28			duty.
29	810.09(2)(c)	3rd	Trespass on property other than
30			structure or conveyance armed
31			with firearm or dangerous weapon.

1	812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but
2			less than \$10,000.
3	812.0145(2)(c)	3rd	Theft from person 65 years of age
4			or older; \$300 or more but less
5			than \$10,000.
6	815.04(4)(b)	2nd	Computer offense devised to
7			defraud or obtain property.
8	817.034(4)(a)3.	3rd	Engages in scheme to defraud
9			(Florida Communications Fraud
10			Act), property valued at less
11			than \$20,000.
12	817.233	3rd	Burning to defraud insurer.
13	817.234(8)&(9)	3rd	Unlawful solicitation of persons
14			involved in motor vehicle
15			accidents.
16	817.234(11)(a)	3rd	Insurance fraud; property value
17			less than \$20,000.
18	817.505(4)	3rd	Patient brokering.
19	828.12(2)	3rd	Tortures any animal with intent
20			to inflict intense pain, serious
21			physical injury, or death.
22	831.28(2)(a)	3rd	Counterfeiting a payment
23			instrument with intent to defraud
24			or possessing a counterfeit
25			payment instrument.
26	831.29	2nd	Possession of instruments for
27			counterfeiting drivers' licenses
28			or identification cards.
29	838.021(3)(b)	3rd	Threatens unlawful harm to public
30			servant.
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1	843.19	3rd	Injure, disable, or kill police
2			dog or horse.
3	870.01(2)	3rd	Riot; inciting or encouraging.
4	893.13(1)(a)2.	3rd	Sell, manufacture, or deliver
5			cannabis (or other s.
6			893.03(1)(c), (2)(c)1., (2)(c)2.,
7			(2)(c)3., (2)(c)5., (2)(c)6.,
8			(2)(c)7., (2)(c)8., (2)(c)9.,
9			(3), or (4) drugs).
10	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s.
11			893.03(1)(c), (2)(c)1., (2)(c)2.,
12			(2)(c)3., (2)(c)5., (2)(c)6.,
13			(2)(c)7., (2)(c)8., (2)(c)9.,
14			(3), or (4) drugs within 200 feet
15			of university or public park.
16	893.13(1)(f)2.	2nd	Sell, manufacture, or deliver s.
17			893.03(1)(c), (2)(c)1., (2)(c)2.,
18			(2)(c)3., (2)(c)5., (2)(c)6.,
19			(2)(c)7., (2)(c)8., (2)(c)9.,
20			(3), or (4) drugs within 200 feet
21			of public housing facility.
22	893.13(6)(a)	3rd	Possession of any controlled
23			substance other than felony
24			possession of cannabis.
25	893.13(7)(a)8.	3rd	Withhold information from
26			practitioner regarding previous
27			receipt of or prescription for a
28			controlled substance.
29	893.13(7)(a)9.	3rd	Obtain or attempt to obtain
30			controlled substance by fraud,
31			forgery, misrepresentation, etc.

1	893.13(7)(a)10.	3rd	Affix false or forged label to
2			package of controlled substance.
3	893.13(7)(a)11.	3rd	Furnish false or fraudulent
4			material information on any
5			document or record required by
6			chapter 893.
7	893.13(8)(a)1.	3rd	Knowingly assist a patient, other
8			person, or owner of an animal in
9			obtaining a controlled substance
10			through deceptive, untrue, or
11			fraudulent representations in or
12			related to the practitioner's
13			practice.
14	893.13(8)(a)2.	3rd	Employ a trick or scheme in the
15			practitioner's practice to assist
16			a patient, other person, or owner
17			of an animal in obtaining a
18			controlled substance.
19	893.13(8)(a)3.	3rd	Knowingly write a prescription
20			for a controlled substance for a
21			fictitious person.
22	893.13(8)(a)4.	3rd	Write a prescription for a
23			controlled substance for a
24			patient, other person, or an
25			animal if the sole purpose of
26			writing the prescription is a
27			monetary benefit for the
28			practitioner.
29	918.13(1)(a)	3rd	Alter, destroy, or conceal
30			investigation evidence.
31			

1 944.47  
2 (1)(a)1.-2. 3rd Introduce contraband to  
3 correctional facility.  
4 944.47(1)(c) 2nd Possess contraband while upon the  
5 grounds of a correctional  
6 institution.  
7 985.3141 3rd Escapes from a juvenile facility  
8 (secure detention or residential  
9 commitment facility).  
10 Section 4. This act shall take effect July 1, 2003.

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