

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representatives Goodlette and Gelber offered the following:

Substitute Amendment for Amendment (746731) (with title amendment)

Remove line(s) 45-573, and insert:

Section 2. Section 838.014, Florida Statutes, is amended to read:

838.014 Definitions.--As used in ~~For the purposes of this chapter, the term unless a different meaning plainly is required:~~

(1) "Benefit" means gain or advantage, or anything regarded by the person to be benefited as a gain or advantage, including the doing of an act beneficial to any person in whose welfare he or she is interested, including any commission, gift, gratuity, property, commercial interest, or any other thing of economic value not authorized by law.

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27 (2) "Bid" includes a response to an "invitation to bid,"
28 "invitation to negotiate," "request for a quote," or "request
29 for proposals" as those terms are defined in s. 287.012.

30 (3) "Commodity" means any goods, merchandise, wares,
31 produce, chose in action, land, article of commerce, or other
32 tangible or intangible property, real, personal, or mixed, for
33 use, consumption, production, enjoyment, or resale.

34 (4) "Corruptly" or "with corrupt intent" means acting
35 knowingly and dishonestly for a wrongful purpose.

36 (5) "Harm" means pecuniary or other loss, disadvantage, or
37 injury to the person affected.

38 (6) "Public servant" means:

39 (a) Any officer or employee of a state, county, municipal,
40 or special district agency or entity;

41 (b) Any legislative or judicial officer or employee;

42 (c) Any person, except a witness, who acts as a master,
43 receiver, auditor, arbitrator, umpire, referee, consultant, or
44 hearing officer while performing a governmental function; or

45 (d) A candidate for election or appointment to any of the
46 positions listed in this subsection, or an individual who has
47 been elected to, but has yet to officially assume the
48 responsibilities of, public office.

49 (7) "Service" means any kind of activity performed in
50 whole or in part for economic benefit.

51 ~~(2) "Pecuniary benefit" is benefit in the form of any~~
52 ~~commission, gift, gratuity, property, commercial interest, or~~
53 ~~any other thing of economic value.~~

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54 ~~(3) "Harm" means loss, disadvantage, or injury to the~~
55 ~~person affected, including loss, disadvantage, or injury to any~~
56 ~~other person in whose welfare he or she is interested.~~

57 ~~(4) "Public servant" means any public officer, agent, or~~
58 ~~employee of government, whether elected or appointed, including,~~
59 ~~but not limited to, any executive, legislative, or judicial~~
60 ~~officer; any person who holds an office or position in a~~
61 ~~political party or political party committee, whether elected or~~
62 ~~appointed; and any person participating as a special master,~~
63 ~~receiver, auditor, juror, arbitrator, umpire, referee,~~
64 ~~consultant, administrative law judge, hearing officer, or~~
65 ~~hearing examiner, or person acting on behalf of any of these, in~~
66 ~~performing a governmental function; but the term does not~~
67 ~~include witnesses. Such term shall include a candidate for~~
68 ~~election or appointment to any such office, including any~~
69 ~~individual who seeks or intends to occupy any such office. It~~
70 ~~shall include any person appointed to any of the foregoing~~
71 ~~offices or employments before and after he or she qualifies.~~

72 ~~(5) "Government" includes the state government and any~~
73 ~~city or county government or any branch, political subdivision,~~
74 ~~or agency of the state, county, or city government.~~

75 ~~(6) "Corruptly" means done with a wrongful intent and for~~
76 ~~the purpose of obtaining or compensating or receiving~~
77 ~~compensation for any benefit resulting from some act or omission~~
78 ~~of a public servant which is inconsistent with the proper~~
79 ~~performance of his or her public duties.~~

80 Section 3. Subsections (1) and (3) of section 838.015,
81 Florida Statutes, are amended to read:

82 838.015 Bribery.--

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83 (1) "Bribery" means corruptly to give, offer, or promise
84 to any public servant, or, if a public servant, corruptly to
85 request, solicit, accept, or agree to accept for himself or
86 herself or another, any pecuniary or other benefit not
87 authorized by law with an intent or purpose to influence the
88 performance of any act or omission which the person believes to
89 be, or the public servant represents as being, within the
90 official discretion of a public servant, in violation of a
91 public duty, or in performance of a public duty.

92 (3) Any person who commits bribery commits ~~is guilty of~~ a
93 felony of the second ~~third~~ degree, punishable as provided in s.
94 775.082, s. 775.083, or s. 775.084.

95 Section 4. Subsection (4) of section 838.016, Florida
96 Statutes, is amended to read:

97 838.016 Unlawful compensation or reward for official
98 behavior.--

99 (4) Whoever violates the provisions of this section
100 commits ~~shall be guilty of~~ a felony of the second ~~third~~ degree,
101 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

102 Section 5. Sections 838.022, 838.21, and 838.22, Florida
103 Statutes, are created to read:

104 838.022 Official misconduct.--

105 (1) It is unlawful for a public servant, with corrupt
106 intent to obtain a benefit for any person or to cause harm to
107 another, to:

108 (a) Falsify, or cause another person to falsify, any
109 official record or official document;

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110 (b) Conceal, cover up, destroy, mutilate, or alter any
111 official record or official document or cause another person to
112 perform such an act; or

113 (c) Obstruct, delay, or prevent the communication of
114 information relating to the commission of a felony that directly
115 involves or affects the public agency or public entity served by
116 the public servant.

117 (2) For the purposes of this section:

118 (a) The term "public servant" does not include a candidate
119 who does not otherwise qualify as a public servant.

120 (b) An official record or official document includes only
121 public records.

122 (3) Any person who violates this section commits a felony
123 of the third degree, punishable as provided in s. 775.082, s.
124 775.083, or s. 775.084.

125 838.21 Disclosure or use of confidential criminal justice
126 information.--It is unlawful for a public servant, with intent
127 to obstruct, impede, or prevent a criminal investigation or a
128 criminal prosecution, to disclose active criminal investigative
129 or intelligence information as defined in chapter 119 or to
130 disclose or use information regarding either the efforts to
131 secure or the issuance of a warrant, subpoena, or other court
132 process or court order relating to a criminal investigation or
133 criminal prosecution when such information is not available to
134 the general public and is gained by reason of the public
135 servant's official position. Any person who violates this
136 section commits a felony of the third degree, punishable as
137 provided in s. 775.082, s. 775.083, or s. 775.084.

138 838.22 Bid tampering.--

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139 (1) It is unlawful for a public servant, with corrupt
140 intent to influence or attempt to influence the competitive
141 bidding process undertaken by any state, county, municipal, or
142 special district agency, or any other public entity, for the
143 procurement of commodities or services, to:

144 (a) Disclose material information concerning a bid or
145 other aspects of the competitive bidding process when such
146 information is not publicly disclosed.

147 (b) Alter or amend a submitted bid, documents or other
148 materials supporting a submitted bid, or bid results for the
149 purpose of intentionally providing a competitive advantage to
150 any person who submits a bid.

151 (2) It is unlawful for a public servant, with corrupt
152 intent to obtain a benefit for any person or to cause unlawful
153 harm to another, to circumvent a competitive bidding process
154 required by law or rule by using a sole-source contract for
155 commodities or services.

156 (3) It is unlawful for any person to knowingly agree,
157 conspire, combine, or confederate, directly or indirectly, with
158 a public servant to violate subsection (1) or subsection (2).

159 (4) It is unlawful for any person to knowingly enter into
160 a contract for commodities or services which was secured by a
161 public servant acting in violation of subsection (1) or
162 subsection (2).

163 (5) Any person who violates this section commits a felony
164 of the second degree, punishable as provided in s. 775.082, s.
165 775.083, or s. 775.084.

166 Section 6. Paragraphs (a), (d), and (g) of subsection (3)
167 of section 921.0022, Florida Statutes, are amended to read:

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168 921.0022 Criminal Punishment Code; offense severity
 169 ranking chart.--
 170 (3) OFFENSE SEVERITY RANKING CHART

| Florida Statute | Felony Degree | Description |
|-----------------------|---------------|---|
| | | (a) LEVEL 1 |
| 24.118(3)(a) | 3rd | Counterfeit or altered state lottery ticket. |
| 212.054(2)(b) | 3rd | Discretionary sales surtax; limitations, administration, and collection. |
| 212.15(2)(b) | 3rd | Failure to remit sales taxes, amount greater than \$300 but less than \$20,000. |
| 319.30(5) | 3rd | Sell, exchange, give away certificate of title or identification number plate. |
| 319.35(1)(a) | 3rd | Tamper, adjust, change, etc., an odometer. |
| 320.26(1)(a) | 3rd | Counterfeit, manufacture, or sell registration license plates or validation stickers. |
| 322.212(1)(a)- (c) | 3rd | Possession of forged, stolen, counterfeit, or unlawfully issued driver's license; possession of simulated identification. |
| 322.212(4) | 3rd | Supply or aid in supplying unauthorized driver's license or identification card. |
| 322.212(5)(a) | 3rd | False application for driver's license or identification card. |
| 370.13(3)(a) | 3rd | Molest any stone crab trap, line, or buoy which is property of licenseholder. |

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| 370.135(1) | 3rd | Molest any blue crab trap, line, or buoy which is property of licenseholder. |
| 372.663(1) | 3rd | Poach any alligator or crocodilia. |
| 414.39(2) | 3rd | Unauthorized use, possession, forgery, or alteration of food stamps, Medicaid ID, value greater than \$200. |
| 414.39(3)(a) | 3rd | Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200. |
| 443.071(1) | 3rd | False statement or representation to obtain or increase unemployment compensation benefits. |
| 509.151(1) | 3rd | Defraud an innkeeper, food or lodging value greater than \$300. |
| 517.302(1) | 3rd | Violation of the Florida Securities and Investor Protection Act. |
| 562.27(1) | 3rd | Possess still or still apparatus. |
| 713.69 | 3rd | Tenant removes property upon which lien has accrued, value more than \$50. |
| 812.014(3)(c) | 3rd | Petit theft (3rd conviction); theft of any property not specified in subsection (2). |
| 812.081(2) | 3rd | Unlawfully makes or causes to be made a reproduction of a trade secret. |
| 815.04(4)(a) | 3rd | Offense against intellectual property (i.e., computer programs, data). |
| 817.52(2) | 3rd | Hiring with intent to defraud, motor vehicle services. |
| 817.569(2) | 3rd | Use of public record or public records |

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| | | information to facilitate commission of a felony. |
| 826.01 | 3rd | Bigamy. |
| 828.122(3) | 3rd | Fighting or baiting animals. |
| 831.04(1) | 3rd | Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28. |
| 831.31(1)(a) | 3rd | Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs. |
| 832.041(1) | 3rd | Stopping payment with intent to defraud \$150 or more. |
| 832.05(2)(b)&(4)(c) | 3rd | Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more. |
| 838.015(3) | 3rd | Bribery. |
| 838.016(1) | 3rd | Public servant receiving unlawful compensation. |
| 838.15(2) | 3rd | Commercial bribe receiving. |
| 838.16 | 3rd | Commercial bribery. |
| 843.18 | 3rd | Fleeing by boat to elude a law enforcement officer. |
| 847.011(1)(a) | 3rd | Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction). |
| 849.01 | 3rd | Keeping gambling house. |
| 849.09(1)(a)-(d) | 3rd | Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of |

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| | | property or money by means of lottery. |
| 849.23 | 3rd | Gambling-related machines; "common offender" as to property rights. |
| 849.25(2) | 3rd | Engaging in bookmaking. |
| 860.08 | 3rd | Interfere with a railroad signal. |
| 860.13(1)(a) | 3rd | Operate aircraft while under the influence. |
| 893.13(2)(a)2. | 3rd | Purchase of cannabis. |
| 893.13(6)(a) | 3rd | Possession of cannabis (more than 20 grams). |
| 934.03(1)(a) | 3rd | Intercepts, or procures any other person to intercept, any wire or oral communication. |
| | | (d) LEVEL 4 |
| 316.1935(3) | 2nd | Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a marked patrol vehicle with siren and lights activated. |
| 784.07(2)(b) | 3rd | Battery of law enforcement officer, firefighter, intake officer, etc. |
| 784.074(1)(c) | 3rd | Battery of sexually violent predators facility staff. |
| 784.075 | 3rd | Battery on detention or commitment facility staff. |
| 784.078 | 3rd | Battery of facility employee by throwing, tossing, or expelling certain fluids or materials. |
| 784.08(2)(c) | 3rd | Battery on a person 65 years of age or |

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| | | older. |
| 784.081(3) | 3rd | Battery on specified official or employee. |
| 784.082(3) | 3rd | Battery by detained person on visitor or other detainee. |
| 784.083(3) | 3rd | Battery on code inspector. |
| 784.085 | 3rd | Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials. |
| 787.03(1) | 3rd | Interference with custody; wrongly takes child from appointed guardian. |
| 787.04(2) | 3rd | Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings. |
| 787.04(3) | 3rd | Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person. |
| 790.115(1) | 3rd | Exhibiting firearm or weapon within 1,000 feet of a school. |
| 790.115(2)(b) | 3rd | Possessing electric weapon or device, destructive device, or other weapon on school property. |
| 790.115(2)(c) | 3rd | Possessing firearm on school property. |
| 800.04(7)(d) | 3rd | Lewd or lascivious exhibition; offender less than 18 years. |
| 810.02(4)(a) | 3rd | Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery. |

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| 810.02(4)(b) | 3rd | Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery. |
| 810.06 | 3rd | Burglary; possession of tools. |
| 810.08(2)(c) | 3rd | Trespass on property, armed with firearm or dangerous weapon. |
| 812.014(2)(c)3 | 3rd | Grand theft, 3rd degree \$10,000 or more but less than \$20,000. |
| 812.014(2)(c)4 | 3rd | Grand theft, 3rd degree, a will, .-10. firearm, motor vehicle, livestock, etc. |
| 812.0195(2) | 3rd | Dealing in stolen property by use of the Internet; property stolen \$300 or more. |
| 817.563(1) | 3rd | Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs. |
| 817.568(2)(a) | 3rd | Fraudulent use of personal identification information. |
| 817.625(2)(a) | 3rd | Fraudulent use of scanning device or reencoder. |
| 828.125(1) | 2nd | Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle. |
| 837.02(1) | 3rd | Perjury in official proceedings. |
| 837.021(1) | 3rd | Make contradictory statements in official proceedings. |
| <u>838.022</u> | <u>3rd</u> | <u>Official misconduct.</u> |
| 839.13(2)(a) | 3rd | Falsifying records of an individual in the care and custody of a state agency. |
| 839.13(2)(c) | 3rd | Falsifying records of the Department of |

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| | | Children and Family Services. |
| 843.021 | 3rd | Possession of a concealed handcuff key by a person in custody. |
| 843.025 | 3rd | Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication. |
| 843.15(1)(a) | 3rd | Failure to appear while on bail for felony (bond estreature or bond jumping). |
| 874.05(1) | 3rd | Encouraging or recruiting another to join a criminal street gang. |
| 893.13(2)(a)1. | 2nd | Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)4. drugs). |
| 914.14(2) | 3rd | Witnesses accepting bribes. |
| 914.22(1) | 3rd | Force, threaten, etc., witness, victim, or informant. |
| 914.23(2) | 3rd | Retaliation against a witness, victim, or informant, no bodily injury. |
| 918.12 | 3rd | Tampering with jurors. |
| 934.215 | 3rd | Use of two-way communications device to facilitate commission of a crime. (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 |

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| | | 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. |
| 459.013(1) | 3rd | Practicing osteopathic medicine without a license. |
| 460.411(1) | 3rd | Practicing chiropractic medicine without a license. |
| 461.012(1) | 3rd | Practicing podiatric medicine without a license. |
| 462.17 | 3rd | Practicing naturopathy without a license. |
| 463.015(1) | 3rd | Practicing optometry without a license. |
| 464.016(1) | 3rd | Practicing nursing without a license. |
| 465.015(2) | 3rd | Practicing pharmacy without a license. |
| 466.026(1) | 3rd | Practicing dentistry or dental hygiene without a license. |
| 467.201 | 3rd | Practicing midwifery without a license. |
| 468.366 | 3rd | Delivering respiratory care services without a license. |
| 483.828(1) | 3rd | Practicing as clinical laboratory personnel without a license. |
| 483.901(9) | 3rd | Practicing medical physics without a license. |

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| 484.013(1)(c) | 3rd | Preparing or dispensing optical devices without a prescription. |
| 484.053 | 3rd | Dispensing hearing aids without a license. |
| 494.0018(2) | 1st | Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims. |
| 560.123(8)(b)1 | 3rd | Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by money transmitter. |
| 560.125(5)(a) | 3rd | Money transmitter business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000. |
| 655.50(10)(b)1 | 3rd | Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution. |
| 782.051(3) | 2nd | Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony. |
| 782.07(1) | 2nd | Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter). |
| 782.071 | 2nd | Killing of human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide). |
| 782.072 | 2nd | Killing of a human being by the |

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| | | operation of a vessel in a reckless manner (vessel homicide). |
| 784.045(1)(a)1 | 2nd | Aggravated battery; intentionally causing great bodily harm or disfigurement. |
| 784.045(1)(a)2 | 2nd | Aggravated battery; using deadly weapon. |
| 784.045(1)(b) | 2nd | Aggravated battery; perpetrator aware victim pregnant. |
| 784.048(4) | 3rd | Aggravated stalking; violation of injunction or court order. |
| 784.07(2)(d) | 1st | Aggravated battery on law enforcement officer. |
| 784.074(1)(a) | 1st | Aggravated battery on sexually violent predators facility staff. |
| 784.08(2)(a) | 1st | Aggravated battery on a person 65 years of age or older. |
| 784.081(1) | 1st | Aggravated battery on specified official or employee. |
| 784.082(1) | 1st | Aggravated battery by detained person on visitor or other detainee. |
| 784.083(1) | 1st | Aggravated battery on code inspector. |
| 790.07(4) | 1st | Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2). |
| 790.16(1) | 1st | Discharge of a machine gun under specified circumstances. |
| 790.165(2) | 2nd | Manufacture, sell, possess, or deliver hoax bomb. |

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| 790.165(3) | 2nd | Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony. |
| 790.166(3) | 2nd | Possessing, selling, using, or attempting to use a hoax weapon of mass destruction. |
| 790.166(4) | 2nd | Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony. |
| 796.03 | 2nd | Procuring any person under 16 years for prostitution. |
| 800.04(5)(c)1. | 2nd | Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years. |
| 800.04(5)(c)2. | 2nd | Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender 18 years or older. |
| 806.01(2) | 2nd | Maliciously damage structure by fire or explosive. |
| 810.02(3)(a) | 2nd | Burglary of occupied dwelling; unarmed; no assault or battery. |
| 810.02(3)(b) | 2nd | Burglary of unoccupied dwelling; unarmed; no assault or battery. |
| 810.02(3)(d) | 2nd | Burglary of occupied conveyance; unarmed; no assault or battery. |
| 812.014(2)(a) | 1st | Property stolen, valued at \$100,000 or more; cargo stolen valued at \$50,000 or more; property stolen while causing |

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| | | other property damage; 1st degree grand theft. |
| 812.014(2)(b)3 | 2nd | Property stolen, emergency medical equipment; 2nd degree grand theft. |
| 812.0145(2)(a) | 1st | Theft from person 65 years of age or older; \$50,000 or more. |
| 812.019(2) | 1st | Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property. |
| 812.131(2)(a) | 2nd | Robbery by sudden snatching. |
| 812.133(2)(b) | 1st | Carjacking; no firearm, deadly weapon, or other weapon. |
| 817.234(11)(c) | 1st | Insurance fraud; property value \$100,000 or more. |
| 825.102(3)(b) | 2nd | Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement. |
| 825.103(2)(b) | 2nd | Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000. |
| 827.03(3)(b) | 2nd | Neglect of a child causing great bodily harm, disability, or disfigurement. |
| 827.04(3) | 3rd | Impregnation of a child under 16 years of age by person 21 years of age or older. |
| 837.05(2) | 3rd | Giving false information about alleged capital felony to a law enforcement officer. |
| <u>838.015</u> | <u>2nd</u> | <u>Bribery.</u> |

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| <u>838.016</u> | <u>2nd</u> | <u>Unlawful compensation or reward for official behavior.</u> |
| <u>838.021(3)(a)</u> | <u>2nd</u> | <u>Unlawful harm to a public servant.</u> |
| <u>838.22</u> | <u>2nd</u> | <u>Bid tampering.</u> |
| 872.06 | 2nd | Abuse of a dead human body. |
| 893.13(1)(c)1. | 1st | Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility or school. |
| 893.13(1)(e)1. | 1st | Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site. |
| 893.13(4)(a) | 1st | Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs). |
| 893.135(1)(a)1 | 1st | Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs. |
| 893.135(1)(b)1 | 1st | Trafficking in cocaine, more than 28 grams, less than 200 grams. |
| 893.135(1)(c)1 | 1st | Trafficking in illegal drugs, more than 4 grams, less than 14 grams. |
| 893.135(1)(d)1 | 1st | Trafficking in phencyclidine, more than 28 grams, less than 200 grams. |
| 893.135(1)(e)1 | 1st | Trafficking in methaqualone, more than 200 grams, less than 5 kilograms. |

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893.135(1)(f)1 1st Trafficking in amphetamine, more than 14
 . grams, less than 28 grams.
 893.135(1)(g)1 1st Trafficking in flunitrazepam, 4 grams or
 .a. more, less than 14 grams.
 893.135(1)(h)1 1st Trafficking in gamma-hydroxybutyric acid
 .a. (GHB), 1 kilogram or more, less than 5
 kilograms.
 893.135(1)(j)1 1st Trafficking in 1,4-Butanediol, 1
 .a. kilogram or more, less than 5 kilograms.
 893.135(1)(k)2 1st Trafficking in Phenethylamines, 10 grams
 .a. or more, less than 200 grams.
 896.101(5)(a) 3rd Money laundering, financial transactions
 exceeding \$300 but less than \$20,000.
 896.104(4)(a)1 3rd Structuring transactions to evade
 . reporting or registration requirements,
 financial transactions exceeding \$300
 but less than \$20,000.

171

172 Section 7. Section 839.25, Florida Statutes, is repealed.

173 Section 8. Subsection (2) of section 112.534, Florida
 174 Statutes, is amended to read:

175 112.534 Failure to comply; official misconduct.--

176 (2) All the provisions of s. 838.022 ~~839.25~~ shall apply to
 177 this part.

178 Section 9. Paragraph (d) of subsection (4) of section
 179 117.01, Florida Statutes, is amended to read:

180 117.01 Appointment, application, suspension, revocation,
 181 application fee, bond, and oath.--

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182 (4) The Governor may suspend a notary public for any of
183 the grounds provided in s. 7, Art. IV of the State Constitution.
184 Grounds constituting malfeasance, misfeasance, or neglect of
185 duty include, but are not limited to, the following:

186 (d) Official misconduct as defined in s. 838.022 ~~839.25~~.

187
188 ===== T I T L E A M E N D M E N T =====

189 Remove line(s) 12-38, and insert:
190 government; providing a popular name; amending s. 838.014, F.S.;
191 revising, providing, and deleting definitions; amending s.
192 838.015, F.S.; revising the definition of "bribery" and
193 increasing the penalty therefor; amending s. 838.016, F.S.;
194 increasing the penalty for unlawful compensation for official
195 behavior; creating ss. 838.022, 838.21, and 838.22, F.S.;
196 providing criminal penalties for official misconduct, disclosure
197 or use of confidential criminal justice information, and bid
198 tampering; providing definitions; providing status of
199 confidential informants and confidential sources; amending s.
200 921.0022, F.S.; deleting specified felonies from and adding
201 specified felonies to the Criminal Punishment Code offense
202 severity ranking chart; repealing s. 839.25, F.S., relating to
203 official misconduct; amending ss. 112.534 and 117.01, F.S.;
204 conforming cross references to changes made by the act;

205
206