

By Senator Crist

12-652-04

1 A bill to be entitled
 2 An act relating to fraudulent practices;
 3 amending s. 817.481, F.S.; prohibiting the
 4 knowing use of a false or counterfeit hotel key
 5 card to obtain or attempt to obtain credit or
 6 to purchase or attempt to purchase any goods,
 7 property, or service; providing penalties;
 8 amending s. 817.568, F.S.; redefining the term
 9 "access device" to include a hotel key card;
 10 providing criminal penalties for the unlawful
 11 use of a hotel key card; amending s. 817.625,
 12 F.S.; redefining the term "payment card" to
 13 include a hotel key card; providing criminal
 14 penalties for the unlawful use of a hotel key
 15 card as a payment card; reenacting s.
 16 921.0022(3)(b), (d), (e), (h), and (i), F.S.,
 17 relating to the offense severity ranking chart
 18 of the Criminal Punishment Code, to incorporate
 19 the amendments to ss. 817.481, 817.568, and
 20 817.625, F.S., in references thereto;
 21 providing an effective date.

22
 23 Be It Enacted by the Legislature of the State of Florida:

24
 25 Section 1. Section 817.481, Florida Statutes, is
 26 amended to read:
 27 817.481 Credit cards; obtaining goods by use of false,
 28 expired, etc.; penalty.--
 29 (1) It shall be unlawful for any person knowingly to
 30 obtain or attempt to obtain credit, or to purchase or attempt
 31 to purchase any goods, property, or service, by the use of any

1 false, fictitious, counterfeit, or expired credit card,
2 telephone number, credit number, hotel key card, or other
3 credit device, or by the use of any credit card, telephone
4 number, credit number, hotel key card, or other credit device
5 of another without the authority of the person to whom the
6 ~~such~~ card, number, or device was issued, or by the use of any
7 credit card, telephone number, credit number, hotel key card,
8 or other credit device in any case where the ~~such~~ card,
9 number, or device has been revoked and notice of revocation
10 has been given to the person to whom issued.

11 (2) It shall be unlawful for any person to avoid or
12 attempt to avoid or to cause another to avoid payment of the
13 lawful charges, in whole or in part, for any telephone or
14 telegraph service or for the transmission of a message,
15 signal, or other communication by telephone or telegraph or
16 over telephone or telegraph facilities by the use of any
17 fraudulent scheme, means, or method, or any mechanical,
18 electric, or electronic device.

19 (3)(a) If the value of the property, goods, or
20 services obtained or which are sought to be obtained in
21 violation of this section is \$300 or more, the offender
22 commits ~~shall be guilty of~~ grand larceny.

23 (b) If the value of the property, goods, or services
24 obtained or which are sought to be obtained in violation of
25 this section is less than \$300, the offender commits ~~shall be~~
26 ~~guilty of~~ petit larceny.

27 Section 2. Section 817.568, Florida Statutes, is
28 amended to read:

29 817.568 Criminal use of personal identification
30 information.--

31 (1) As used in this section, the term:

1 (a) "Access device" means any card, plate, code,
2 account number, electronic serial number, mobile
3 identification number, personal identification number, or
4 other telecommunications service, equipment, or instrument
5 identifier, or other means of account access, including a
6 hotel key card, which ~~that~~ can be used, alone or in
7 conjunction with another access device, to obtain money,
8 goods, services, or any other thing of value, or which ~~that~~
9 can be used to initiate a transfer of funds, other than a
10 transfer originated solely by paper instrument.

11 (b) "Authorization" means empowerment, permission, or
12 competence to act.

13 (c) "Harass" means to engage in conduct directed at a
14 specific person that is intended to cause substantial
15 emotional distress to the ~~such~~ person and serves no legitimate
16 purpose. "Harass" does not mean to use personal identification
17 information for accepted commercial purposes. The term does
18 not include constitutionally protected conduct such as
19 organized protests or the use of personal identification
20 information for accepted commercial purposes.

21 (d) "Individual" means a single human being and does
22 not mean a firm, association of individuals, corporation,
23 partnership, joint venture, sole proprietorship, or any other
24 entity.

25 (e) "Person" means a "person" as defined in s.
26 1.01(3).

27 (f) "Personal identification information" means any
28 name or number that may be used, alone or in conjunction with
29 any other information, to identify a specific individual,
30 including any:

31

1 1. Name, social security number, date of birth,
2 official state-issued or United States-issued driver's license
3 or identification number, alien registration number,
4 government passport number, employer or taxpayer
5 identification number, Medicaid or food stamp account number,
6 or bank account or credit card number;

7 2. Unique biometric data, such as fingerprint, voice
8 print, retina or iris image, or other unique physical
9 representation;

10 3. Unique electronic identification number, address,
11 or routing code;~~or~~

12 4. Telecommunication identifying information;or

13 5. Access device.

14 (2)(a) Any person who willfully and without
15 authorization fraudulently uses, or possesses with intent to
16 fraudulently use, personal identification information
17 concerning an individual without first obtaining that
18 individual's consent, commits the offense of fraudulent use of
19 personal identification information, which is a felony of the
20 third degree, punishable as provided in s. 775.082, s.
21 775.083, or s. 775.084.

22 (b) Any person who willfully and without authorization
23 fraudulently uses personal identification information
24 concerning an individual without first obtaining that
25 individual's consent commits a felony of the second degree,
26 punishable as provided in s. 775.082, s. 775.083, or s.
27 775.084, if the pecuniary benefit, the value of the services
28 received, the payment sought to be avoided, or the amount of
29 the injury or fraud perpetrated is \$5,000 or more or if the
30 person fraudulently uses the personal identification
31 information of 10 or more individuals without their consent.

1 Notwithstanding any other provision of law, the court shall
2 sentence any person convicted of committing the offense
3 described in this paragraph to a mandatory minimum sentence of
4 3 years' imprisonment.

5 (c) Any person who willfully and without authorization
6 fraudulently uses personal identification information
7 concerning an individual without first obtaining that
8 individual's consent commits a felony of the first degree,
9 punishable as provided in s. 775.082, s. 775.083, or s.
10 775.084, if the pecuniary benefit, the value of the services
11 received, the payment sought to be avoided, or the amount of
12 the injury or fraud perpetrated is \$50,000 or more or if the
13 person fraudulently uses the personal identification
14 information of 20 or more individuals without their consent.
15 Notwithstanding any other provision of law, the court shall
16 sentence any person convicted of committing the offense
17 described in this paragraph:

18 1. To a mandatory minimum sentence of 5 years'
19 imprisonment.

20 2. To a mandatory minimum sentence of 10 years'
21 imprisonment, if the pecuniary benefit, the value of the
22 services received, the payment sought to be avoided, or the
23 amount of the injury or fraud perpetrated is \$100,000 or more
24 or if the person fraudulently uses the personal identification
25 information of 30 or more individuals without their consent.

26 (3) Neither paragraph (2)(b) nor paragraph (2)(c)
27 prevents a court from imposing a greater sentence of
28 incarceration as authorized by law. If the minimum mandatory
29 terms of imprisonment imposed under paragraph (2)(b) or
30 paragraph (2)(c) exceed the maximum sentences authorized under
31 s. 775.082, s. 775.084, or the Criminal Punishment Code under

1 chapter 921, the mandatory minimum sentence must be imposed.
2 If the mandatory minimum terms of imprisonment under paragraph
3 (2)(b) or paragraph (2)(c) are less than the sentence that
4 could be imposed under s. 775.082, s. 775.084, or the Criminal
5 Punishment Code under chapter 921, the sentence imposed by the
6 court must include the mandatory minimum term of imprisonment
7 as required by paragraph (2)(b) or paragraph (2)(c).

8 (4) Any person who willfully and without authorization
9 possesses, uses, or attempts to use personal identification
10 information concerning an individual without first obtaining
11 that individual's consent, and who does so for the purpose of
12 harassing that individual, commits the offense of harassment
13 by use of personal identification information, which is a
14 misdemeanor of the first degree, punishable as provided in s.
15 775.082 or s. 775.083.

16 (5) If an offense prohibited under this section was
17 facilitated or furthered by the use of a public record, as
18 defined in s. 119.011, the offense is reclassified to the next
19 higher degree as follows:

20 (a) A misdemeanor of the first degree is reclassified
21 as a felony of the third degree.

22 (b) A felony of the third degree is reclassified as a
23 felony of the second degree.

24 (c) A felony of the second degree is reclassified as a
25 felony of the first degree.

26
27 For purposes of sentencing under chapter 921 and incentive
28 gain-time eligibility under chapter 944, a felony offense that
29 is reclassified under this subsection is ranked one level
30 above the ranking under s. 921.0022 of the felony offense
31 committed, and a misdemeanor offense that is reclassified

1 under this subsection is ranked in level 2 of the offense
2 severity ranking chart in s. 921.0022.

3 (6) Any person who willfully and without authorization
4 fraudulently uses personal identification information
5 concerning an individual who is less than 18 years of age
6 without first obtaining the consent of that individual or of
7 his or her legal guardian commits a felony of the second
8 degree, punishable as provided in s. 775.082, s. 775.083, or
9 s. 775.084.

10 (7) Any person who is in the relationship of parent or
11 legal guardian, or who otherwise exercises custodial authority
12 over an individual who is less than 18 years of age, who
13 willfully and fraudulently uses personal identification
14 information of that individual commits a felony of the second
15 degree, punishable as provided in s. 775.082, s. 775.083, or
16 s. 775.084.

17 (8) This section does not prohibit any lawfully
18 authorized investigative, protective, or intelligence activity
19 of a law enforcement agency of this state or any of its
20 political subdivisions, of any other state or its political
21 subdivisions, or of the Federal Government or its political
22 subdivisions.

23 (9)(a) In sentencing a defendant convicted of an
24 offense under this section, the court may order that the
25 defendant make restitution under ~~pursuant to~~ s. 775.089 to any
26 victim of the offense. In addition to the victim's
27 out-of-pocket costs, ~~such~~ restitution may include payment of
28 any other costs, including attorney's fees incurred by the
29 victim in clearing the victim's credit history or credit
30 rating, or any costs incurred in connection with any civil or
31 administrative proceeding to satisfy any debt, lien, or other

1 obligation of the victim arising as the result of the actions
2 of the defendant.

3 (b) The sentencing court may issue such orders as are
4 necessary to correct any public record that contains false
5 information given in violation of this section.

6 (10) Prosecutions for violations of this section may
7 be brought on behalf of the state by any state attorney or by
8 the statewide prosecutor.

9 (11) The Legislature finds that, in the absence of
10 evidence to the contrary, the location where a victim gives or
11 fails to give consent to the use of personal identification
12 information is the county where the victim generally resides.

13 (12) Notwithstanding any other provision of law, venue
14 for the prosecution and trial of violations of this section
15 may be commenced and maintained in any county in which an
16 element of the offense occurred, including the county where
17 the victim generally resides.

18 (13) A prosecution of an offense prohibited under
19 subsection (2), subsection (6), or subsection (7) must be
20 commenced within 3 years after the offense occurred. However,
21 a prosecution may be commenced within 1 year after discovery
22 of the offense by an aggrieved party, or by a person who has a
23 legal duty to represent the aggrieved party and who is not a
24 party to the offense, if such prosecution is commenced within
25 5 years after the violation occurred.

26 Section 3. Section 817.625, Florida Statutes, is
27 amended to read:

28 817.625 Use of scanning device or reencoder to
29 defraud; penalties.--

30 (1) As used in this section, the term:

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1 (a) "Scanning device" means a scanner, reader, or any
2 other electronic device that is used to access, read, scan,
3 obtain, memorize, or store, temporarily or permanently,
4 information encoded on the magnetic strip or stripe of a
5 payment card.

6 (b) "Reencoder" means an electronic device that places
7 encoded information from the magnetic strip or stripe of a
8 payment card onto the magnetic strip or stripe of a different
9 payment card.

10 (c) "Payment card" means a credit card, charge card,
11 debit card, hotel key card, or any other card that is issued
12 to an authorized card user and that allows the user to obtain,
13 purchase, or receive goods, services, money, or anything else
14 of value from a merchant.

15 (d) "Merchant" means a person who receives from an
16 authorized user of a payment card, or someone the person
17 believes to be an authorized user, a payment card or
18 information from a payment card, or what the person believes
19 to be a payment card or information from a payment card, as
20 the instrument for obtaining, purchasing, or receiving goods,
21 services, money, or anything else of value from the person.

22 (2)(a) It is a felony of the third degree, punishable
23 as provided in s. 775.082, s. 775.083, or s. 775.084, for a
24 person to use:

25 1. A scanning device to access, read, obtain,
26 memorize, or store, temporarily or permanently, information
27 encoded on the magnetic strip or stripe of a payment card
28 without the permission of the authorized user of the payment
29 card and with the intent to defraud the authorized user, the
30 issuer of the authorized user's payment card, or a merchant.

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1 2. A reencoder to place information encoded on the
2 magnetic strip or stripe of a payment card onto the magnetic
3 strip or stripe of a different card without the permission of
4 the authorized user of the card from which the information is
5 being reencoded and with the intent to defraud the authorized
6 user, the issuer of the authorized user's payment card, or a
7 merchant.

8 (b) Any person who violates subparagraph (a)1. or
9 subparagraph (a)2. a second or subsequent time commits a
10 felony of the second degree, punishable as provided in s.
11 775.082, s. 775.083, or s. 775.084.

12 (c) Any person who violates subparagraph (a)1. or
13 subparagraph (a)2. shall also be subject to the provisions of
14 ss. 932.701-932.707.

15 Section 4. For the purpose of incorporating the
16 amendment made by this act to sections 817.481, 817.568, and
17 817.625, Florida Statutes, in references thereto, paragraphs
18 (b), (d), (e), (h), and (i) of subsection (3) of section
19 921.0022, Florida Statutes, are reenacted to read:

20 921.0022 Criminal Punishment Code; offense severity
21 ranking chart.--

22 (3) OFFENSE SEVERITY RANKING CHART

23

| 24 Florida | Felony | |
|------------|--------|-------------|
| 25 Statute | Degree | Description |

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| 28 | | (b) LEVEL 2 |
| 29 370.12(1)(e)3. | 3rd | Possession of 11 or fewer marine |
| 30 | | turtle eggs in violation of the |
| 31 | | Marine Turtle Protection Act. |

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|----|-----------------|-----|-----------------------------------|
| 1 | 370.12(1)(e)4. | 3rd | Possession of more than 11 marine |
| 2 | | | turtle eggs in violation of the |
| 3 | | | Marine Turtle Protection Act. |
| 4 | 403.413(5)(c) | 3rd | Dumps waste litter exceeding 500 |
| 5 | | | lbs. in weight or 100 cubic feet |
| 6 | | | in volume or any quantity for |
| 7 | | | commercial purposes, or hazardous |
| 8 | | | waste. |
| 9 | 517.07 | 3rd | Registration of securities and |
| 10 | | | furnishing of prospectus |
| 11 | | | required. |
| 12 | 590.28(1) | 3rd | Willful, malicious, or |
| 13 | | | intentional burning. |
| 14 | 784.05(3) | 3rd | Storing or leaving a loaded |
| 15 | | | firearm within reach of minor who |
| 16 | | | uses it to inflict injury or |
| 17 | | | death. |
| 18 | 787.04(1) | 3rd | In violation of court order, |
| 19 | | | take, entice, etc., minor beyond |
| 20 | | | state limits. |
| 21 | 806.13(1)(b)3. | 3rd | Criminal mischief; damage \$1,000 |
| 22 | | | or more to public communication |
| 23 | | | or any other public service. |
| 24 | 810.061(2) | 3rd | Impairing or impeding telephone |
| 25 | | | or power to a dwelling; |
| 26 | | | facilitating or furthering |
| 27 | | | burglary. |
| 28 | 810.09(2)(e) | 3rd | Trespassing on posted commercial |
| 29 | | | horticulture property. |
| 30 | 812.014(2)(c)1. | 3rd | Grand theft, 3rd degree; \$300 or |
| 31 | | | more but less than \$5,000. |

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| 1 | 812.014(2)(d) | 3rd | Grand theft, 3rd degree; \$100 or |
| 2 | | | more but less than \$300, taken |
| 3 | | | from unenclosed curtilage of |
| 4 | | | dwelling. |
| 5 | 812.015(7) | 3rd | Possession, use, or attempted use |
| 6 | | | of an antishoplifting or |
| 7 | | | inventory control device |
| 8 | | | countermeasure. |
| 9 | 817.234(1)(a)2. | 3rd | False statement in support of |
| 10 | | | insurance claim. |
| 11 | 817.481(3)(a) | 3rd | Obtain credit or purchase with |
| 12 | | | false, expired, counterfeit, |
| 13 | | | etc., credit card, value over |
| 14 | | | \$300. |
| 15 | 817.52(3) | 3rd | Failure to redeliver hired |
| 16 | | | vehicle. |
| 17 | 817.54 | 3rd | With intent to defraud, obtain |
| 18 | | | mortgage note, etc., by false |
| 19 | | | representation. |
| 20 | 817.60(5) | 3rd | Dealing in credit cards of |
| 21 | | | another. |
| 22 | 817.60(6)(a) | 3rd | Forgery; purchase goods, services |
| 23 | | | with false card. |
| 24 | 817.61 | 3rd | Fraudulent use of credit cards |
| 25 | | | over \$100 or more within 6 |
| 26 | | | months. |
| 27 | 826.04 | 3rd | Knowingly marries or has sexual |
| 28 | | | intercourse with person to whom |
| 29 | | | related. |
| 30 | 831.01 | 3rd | Forgery. |
| 31 | | | |

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|----|----------------|-----|-----------------------------------|
| 1 | 831.02 | 3rd | Uttering forged instrument; |
| 2 | | | utters or publishes alteration |
| 3 | | | with intent to defraud. |
| 4 | 831.07 | 3rd | Forging bank bills, checks, |
| 5 | | | drafts, or promissory notes. |
| 6 | 831.08 | 3rd | Possessing 10 or more forged |
| 7 | | | notes, bills, checks, or drafts. |
| 8 | 831.09 | 3rd | Uttering forged notes, bills, |
| 9 | | | checks, drafts, or promissory |
| 10 | | | notes. |
| 11 | 831.11 | 3rd | Bringing into the state forged |
| 12 | | | bank bills, checks, drafts, or |
| 13 | | | notes. |
| 14 | 832.05(3)(a) | 3rd | Cashing or depositing item with |
| 15 | | | intent to defraud. |
| 16 | 843.08 | 3rd | Falsely impersonating an officer. |
| 17 | 893.13(2)(a)2. | 3rd | Purchase of any s. 893.03(1)(c), |
| 18 | | | (2)(c)1., (2)(c)2., (2)(c)3., |
| 19 | | | (2)(c)5., (2)(c)6., (2)(c)7., |
| 20 | | | (2)(c)8., (2)(c)9., (3), or (4) |
| 21 | | | drugs other than cannabis. |
| 22 | 893.147(2) | 3rd | Manufacture or delivery of drug |
| 23 | | | paraphernalia. |
| 24 | | | (d) LEVEL 4 |
| 25 | 316.1935(3) | 2nd | Driving at high speed or with |
| 26 | | | wanton disregard for safety while |
| 27 | | | fleeing or attempting to elude |
| 28 | | | law enforcement officer who is in |
| 29 | | | a marked patrol vehicle with |
| 30 | | | siren and lights activated. |
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| 1 | 499.0051(1) | 3rd | Failure to maintain or deliver |
| 2 | | | pedigree papers. |
| 3 | 499.0051(2) | 3rd | Failure to authenticate pedigree |
| 4 | | | papers. |
| 5 | 499.0051(6) | 2nd | Sale or delivery, or possession |
| 6 | | | with intent to sell, contraband |
| 7 | | | legend drugs. |
| 8 | 784.07(2)(b) | 3rd | Battery of law enforcement |
| 9 | | | officer, firefighter, intake |
| 10 | | | officer, etc. |
| 11 | 784.074(1)(c) | 3rd | Battery of sexually violent |
| 12 | | | predators facility staff. |
| 13 | 784.075 | 3rd | Battery on detention or |
| 14 | | | commitment facility staff. |
| 15 | 784.078 | 3rd | Battery of facility employee by |
| 16 | | | throwing, tossing, or expelling |
| 17 | | | certain fluids or materials. |
| 18 | 784.08(2)(c) | 3rd | Battery on a person 65 years of |
| 19 | | | age or older. |
| 20 | 784.081(3) | 3rd | Battery on specified official or |
| 21 | | | employee. |
| 22 | 784.082(3) | 3rd | Battery by detained person on |
| 23 | | | visitor or other detainee. |
| 24 | 784.083(3) | 3rd | Battery on code inspector. |
| 25 | 784.085 | 3rd | Battery of child by throwing, |
| 26 | | | tossing, projecting, or expelling |
| 27 | | | certain fluids or materials. |
| 28 | 787.03(1) | 3rd | Interference with custody; |
| 29 | | | wrongly takes child from |
| 30 | | | appointed guardian. |
| 31 | | | |

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|----|-----------------|-----|-----------------------------------|
| 1 | 787.04(2) | 3rd | Take, entice, or remove child |
| 2 | | | beyond state limits with criminal |
| 3 | | | intent pending custody |
| 4 | | | proceedings. |
| 5 | 787.04(3) | 3rd | Carrying child beyond state lines |
| 6 | | | with criminal intent to avoid |
| 7 | | | producing child at custody |
| 8 | | | hearing or delivering to |
| 9 | | | designated person. |
| 10 | 790.115(1) | 3rd | Exhibiting firearm or weapon |
| 11 | | | within 1,000 feet of a school. |
| 12 | 790.115(2)(b) | 3rd | Possessing electric weapon or |
| 13 | | | device, destructive device, or |
| 14 | | | other weapon on school property. |
| 15 | 790.115(2)(c) | 3rd | Possessing firearm on school |
| 16 | | | property. |
| 17 | 800.04(7)(d) | 3rd | Lewd or lascivious exhibition; |
| 18 | | | offender less than 18 years. |
| 19 | 810.02(4)(a) | 3rd | Burglary, or attempted burglary, |
| 20 | | | of an unoccupied structure; |
| 21 | | | unarmed; no assault or battery. |
| 22 | 810.02(4)(b) | 3rd | Burglary, or attempted burglary, |
| 23 | | | of an unoccupied conveyance; |
| 24 | | | unarmed; no assault or battery. |
| 25 | 810.06 | 3rd | Burglary; possession of tools. |
| 26 | 810.08(2)(c) | 3rd | Trespass on property, armed with |
| 27 | | | firearm or dangerous weapon. |
| 28 | 812.014(2)(c)3. | 3rd | Grand theft, 3rd degree \$10,000 |
| 29 | | | or more but less than \$20,000. |
| 30 | | | |
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| 1 | 812.014 | | |
| 2 | (2)(c)4.-10. | 3rd | Grand theft, 3rd degree, a will, |
| 3 | | | firearm, motor vehicle, |
| 4 | | | livestock, etc. |
| 5 | 812.0195(2) | 3rd | Dealing in stolen property by use |
| 6 | | | of the Internet; property stolen |
| 7 | | | \$300 or more. |
| 8 | 817.563(1) | 3rd | Sell or deliver substance other |
| 9 | | | than controlled substance agreed |
| 10 | | | upon, excluding s. 893.03(5) |
| 11 | | | drugs. |
| 12 | 817.568(2)(a) | 3rd | Fraudulent use of personal |
| 13 | | | identification information. |
| 14 | 817.625(2)(a) | 3rd | Fraudulent use of scanning device |
| 15 | | | or reencoder. |
| 16 | 828.125(1) | 2nd | Kill, maim, or cause great bodily |
| 17 | | | harm or permanent breeding |
| 18 | | | disability to any registered |
| 19 | | | horse or cattle. |
| 20 | 837.02(1) | 3rd | Perjury in official proceedings. |
| 21 | 837.021(1) | 3rd | Make contradictory statements in |
| 22 | | | official proceedings. |
| 23 | 838.022 | 3rd | Official misconduct. |
| 24 | 839.13(2)(a) | 3rd | Falsifying records of an |
| 25 | | | individual in the care and |
| 26 | | | custody of a state agency. |
| 27 | 839.13(2)(c) | 3rd | Falsifying records of the |
| 28 | | | Department of Children and Family |
| 29 | | | Services. |
| 30 | | | |
| 31 | | | |

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|----|----------------|-----|-----------------------------------|
| 1 | 843.021 | 3rd | Possession of a concealed |
| 2 | | | handcuff key by a person in |
| 3 | | | custody. |
| 4 | 843.025 | 3rd | Deprive law enforcement, |
| 5 | | | correctional, or correctional |
| 6 | | | probation officer of means of |
| 7 | | | protection or communication. |
| 8 | 843.15(1)(a) | 3rd | Failure to appear while on bail |
| 9 | | | for felony (bond estreature or |
| 10 | | | bond jumping). |
| 11 | 874.05(1) | 3rd | Encouraging or recruiting another |
| 12 | | | to join a criminal street gang. |
| 13 | 893.13(2)(a)1. | 2nd | Purchase of cocaine (or other s. |
| 14 | | | 893.03(1)(a), (b), or (d), |
| 15 | | | (2)(a), (2)(b), or (2)(c)4. |
| 16 | | | drugs). |
| 17 | 914.14(2) | 3rd | Witnesses accepting bribes. |
| 18 | 914.22(1) | 3rd | Force, threaten, etc., witness, |
| 19 | | | victim, or informant. |
| 20 | 914.23(2) | 3rd | Retaliation against a witness, |
| 21 | | | victim, or informant, no bodily |
| 22 | | | injury. |
| 23 | 918.12 | 3rd | Tampering with jurors. |
| 24 | 934.215 | 3rd | Use of two-way communications |
| 25 | | | device to facilitate commission |
| 26 | | | of a crime. |
| 27 | | | (e) LEVEL 5 |
| 28 | 316.027(1)(a) | 3rd | Accidents involving personal |
| 29 | | | injuries, failure to stop; |
| 30 | | | leaving scene. |
| 31 | 316.1935(4) | 2nd | Aggravated fleeing or eluding. |

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|----|-----------------|-----|-----------------------------------|
| 1 | 322.34(6) | 3rd | Careless operation of motor |
| 2 | | | vehicle with suspended license, |
| 3 | | | resulting in death or serious |
| 4 | | | bodily injury. |
| 5 | 327.30(5) | 3rd | Vessel accidents involving |
| 6 | | | personal injury; leaving scene. |
| 7 | 381.0041 | | |
| 8 | (11)(b) | 3rd | Donate blood, plasma, or organs |
| 9 | | | knowing HIV positive. |
| 10 | 440.10(1)(g) | 2nd | Failure to obtain workers' |
| 11 | | | compensation coverage. |
| 12 | 440.105(5) | 2nd | Unlawful solicitation for the |
| 13 | | | purpose of making workers' |
| 14 | | | compensation claims. |
| 15 | 440.381(2) | 2nd | Submission of false, misleading, |
| 16 | | | or incomplete information with |
| 17 | | | the purpose of avoiding or |
| 18 | | | reducing workers' compensation |
| 19 | | | premiums. |
| 20 | 624.401(4)(b)2. | 2nd | Transacting insurance without a |
| 21 | | | certificate or authority; premium |
| 22 | | | collected \$20,000 or more but |
| 23 | | | less than \$100,000. |
| 24 | 626.902(1)(c) | 2nd | Representing an unauthorized |
| 25 | | | insurer; repeat offender. |
| 26 | 790.01(2) | 3rd | Carrying a concealed firearm. |
| 27 | 790.162 | 2nd | Threat to throw or discharge |
| 28 | | | destructive device. |
| 29 | 790.163(1) | 2nd | False report of deadly explosive |
| 30 | | | or weapon of mass destruction. |
| 31 | | | |

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|----|-----------------|-----|------------------------------------|
| 1 | 790.221(1) | 2nd | Possession of short-barreled |
| 2 | | | shotgun or machine gun. |
| 3 | 790.23 | 2nd | Felons in possession of firearms |
| 4 | | | or electronic weapons or devices. |
| 5 | 800.04(6)(c) | 3rd | Lewd or lascivious conduct; |
| 6 | | | offender less than 18 years. |
| 7 | 800.04(7)(c) | 2nd | Lewd or lascivious exhibition; |
| 8 | | | offender 18 years or older. |
| 9 | 806.111(1) | 3rd | Possess, manufacture, or dispense |
| 10 | | | fire bomb with intent to damage |
| 11 | | | any structure or property. |
| 12 | 812.0145(2)(b) | 2nd | Theft from person 65 years of age |
| 13 | | | or older; \$10,000 or more but |
| 14 | | | less than \$50,000. |
| 15 | 812.015(8) | 3rd | Retail theft; property stolen is |
| 16 | | | valued at \$300 or more and one or |
| 17 | | | more specified acts. |
| 18 | 812.019(1) | 2nd | Stolen property; dealing in or |
| 19 | | | trafficking in. |
| 20 | 812.131(2)(b) | 3rd | Robbery by sudden snatching. |
| 21 | 812.16(2) | 3rd | Owning, operating, or conducting |
| 22 | | | a chop shop. |
| 23 | 817.034(4)(a)2. | 2nd | Communications fraud, value |
| 24 | | | \$20,000 to \$50,000. |
| 25 | 817.234(11)(b) | 2nd | Insurance fraud; property value |
| 26 | | | \$20,000 or more but less than |
| 27 | | | \$100,000. |
| 28 | | | |
| 29 | | | |
| 30 | | | |
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|----|---------------|-----|-----------------------------------|
| 1 | 817.2341(1), | | |
| 2 | (2)(a)&(3)(a) | 3rd | Filing false financial |
| 3 | | | statements, making false entries |
| 4 | | | of material fact or false |
| 5 | | | statements regarding property |
| 6 | | | values relating to the solvency |
| 7 | | | of an insuring entity. |
| 8 | 817.568(2)(b) | 2nd | Fraudulent use of personal |
| 9 | | | identification information; value |
| 10 | | | of benefit, services received, |
| 11 | | | payment avoided, or amount of |
| 12 | | | injury or fraud, \$5,000 or more |
| 13 | | | or use of personal identification |
| 14 | | | information of 10 or more |
| 15 | | | individuals. |
| 16 | 817.625(2)(b) | 2nd | Second or subsequent fraudulent |
| 17 | | | use of scanning device or |
| 18 | | | reencoder. |
| 19 | 825.1025(4) | 3rd | Lewd or lascivious exhibition in |
| 20 | | | the presence of an elderly person |
| 21 | | | or disabled adult. |
| 22 | 827.071(4) | 2nd | Possess with intent to promote |
| 23 | | | any photographic material, motion |
| 24 | | | picture, etc., which includes |
| 25 | | | sexual conduct by a child. |
| 26 | 839.13(2)(b) | 2nd | Falsifying records of an |
| 27 | | | individual in the care and |
| 28 | | | custody of a state agency |
| 29 | | | involving great bodily harm or |
| 30 | | | death. |
| 31 | | | |

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|----|----------------|-----|-----------------------------------|
| 1 | 843.01 | 3rd | Resist officer with violence to |
| 2 | | | person; resist arrest with |
| 3 | | | violence. |
| 4 | 874.05(2) | 2nd | Encouraging or recruiting another |
| 5 | | | to join a criminal street gang; |
| 6 | | | second or subsequent offense. |
| 7 | 893.13(1)(a)1. | 2nd | Sell, manufacture, or deliver |
| 8 | | | cocaine (or other s. |
| 9 | | | 893.03(1)(a), (1)(b), (1)(d), |
| 10 | | | (2)(a), (2)(b), or (2)(c)4. |
| 11 | | | drugs). |
| 12 | 893.13(1)(c)2. | 2nd | Sell, manufacture, or deliver |
| 13 | | | cannabis (or other s. |
| 14 | | | 893.03(1)(c), (2)(c)1., (2)(c)2., |
| 15 | | | (2)(c)3., (2)(c)5., (2)(c)6., |
| 16 | | | (2)(c)7., (2)(c)8., (2)(c)9., |
| 17 | | | (3), or (4) drugs) within 1,000 |
| 18 | | | feet of a child care facility, |
| 19 | | | school, or state, county, or |
| 20 | | | municipal park or publicly owned |
| 21 | | | recreational facility or |
| 22 | | | community center. |
| 23 | 893.13(1)(d)1. | 1st | Sell, manufacture, or deliver |
| 24 | | | cocaine (or other s. |
| 25 | | | 893.03(1)(a), (1)(b), (1)(d), |
| 26 | | | (2)(a), (2)(b), or (2)(c)4. |
| 27 | | | drugs) within 1,000 feet of |
| 28 | | | university. |
| 29 | | | |
| 30 | | | |
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|----|----------------|-----|-----------------------------------|
| 1 | 893.13(1)(e)2. | 2nd | Sell, manufacture, or deliver |
| 2 | | | cannabis or other drug prohibited |
| 3 | | | under s. 893.03(1)(c), (2)(c)1., |
| 4 | | | (2)(c)2., (2)(c)3., (2)(c)5., |
| 5 | | | (2)(c)6., (2)(c)7., (2)(c)8., |
| 6 | | | (2)(c)9., (3), or (4) within |
| 7 | | | 1,000 feet of property used for |
| 8 | | | religious services or a specified |
| 9 | | | business site. |
| 10 | 893.13(1)(f)1. | 1st | Sell, manufacture, or deliver |
| 11 | | | cocaine (or other s. |
| 12 | | | 893.03(1)(a), (1)(b), (1)(d), or |
| 13 | | | (2)(a), (2)(b), or (2)(c)4. |
| 14 | | | drugs) within 1,000 feet of |
| 15 | | | public housing facility. |
| 16 | 893.13(4)(b) | 2nd | Deliver to minor cannabis (or |
| 17 | | | other s. 893.03(1)(c), (2)(c)1., |
| 18 | | | (2)(c)2., (2)(c)3., (2)(c)5., |
| 19 | | | (2)(c)6., (2)(c)7., (2)(c)8., |
| 20 | | | (2)(c)9., (3), or (4) drugs). |
| 21 | | | (h) LEVEL 8 |
| 22 | 316.193 | | |
| 23 | (3)(c)3.a. | 2nd | DUI manslaughter. |
| 24 | 327.35(3)(c)3. | 2nd | Vessel BUI manslaughter. |
| 25 | 499.0051(7) | 1st | Forgery of prescription or legend |
| 26 | | | drug labels. |
| 27 | 499.0052 | 1st | Trafficking in contraband legend |
| 28 | | | drugs. |
| 29 | | | |
| 30 | | | |
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|----|-----------------|-----|-----------------------------------|
| 1 | 560.123(8)(b)2. | 2nd | Failure to report currency or |
| 2 | | | payment instruments totaling or |
| 3 | | | exceeding \$20,000, but less than |
| 4 | | | \$100,000 by money transmitter. |
| 5 | 560.125(5)(b) | 2nd | Money transmitter business by |
| 6 | | | unauthorized person, currency or |
| 7 | | | payment instruments totaling or |
| 8 | | | exceeding \$20,000, but less than |
| 9 | | | \$100,000. |
| 10 | 655.50(10)(b)2. | 2nd | Failure to report financial |
| 11 | | | transactions totaling or |
| 12 | | | exceeding \$20,000, but less than |
| 13 | | | \$100,000 by financial |
| 14 | | | institutions. |
| 15 | 777.03(2)(a) | 1st | Accessory after the fact, capital |
| 16 | | | felony. |
| 17 | 782.04(4) | 2nd | Killing of human without design |
| 18 | | | when engaged in act or attempt of |
| 19 | | | any felony other than arson, |
| 20 | | | sexual battery, robbery, |
| 21 | | | burglary, kidnapping, aircraft |
| 22 | | | piracy, or unlawfully discharging |
| 23 | | | bomb. |
| 24 | 782.051(2) | 1st | Attempted felony murder while |
| 25 | | | perpetrating or attempting to |
| 26 | | | perpetrate a felony not |
| 27 | | | enumerated in s. 782.04(3). |
| 28 | 782.071(1)(b) | 1st | Committing vehicular homicide and |
| 29 | | | failing to render aid or give |
| 30 | | | information. |
| 31 | | | |

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|----|--------------|---------|------------------------------------|
| 1 | 782.072(2) | 1st | Committing vessel homicide and |
| 2 | | | failing to render aid or give |
| 3 | | | information. |
| 4 | 790.161(3) | 1st | Discharging a destructive device |
| 5 | | | which results in bodily harm or |
| 6 | | | property damage. |
| 7 | 794.011(5) | 2nd | Sexual battery, victim 12 years |
| 8 | | | or over, offender does not use |
| 9 | | | physical force likely to cause |
| 10 | | | serious injury. |
| 11 | 800.04(4) | 2nd | Lewd or lascivious battery. |
| 12 | 806.01(1) | 1st | Maliciously damage dwelling or |
| 13 | | | structure by fire or explosive, |
| 14 | | | believing person in structure. |
| 15 | 810.02(2)(a) | 1st,PBL | Burglary with assault or battery. |
| 16 | 810.02(2)(b) | 1st,PBL | Burglary; armed with explosives |
| 17 | | | or dangerous weapon. |
| 18 | 810.02(2)(c) | 1st | Burglary of a dwelling or |
| 19 | | | structure causing structural |
| 20 | | | damage or \$1,000 or more property |
| 21 | | | damage. |
| 22 | 812.13(2)(b) | 1st | Robbery with a weapon. |
| 23 | 812.135(2) | 1st | Home-invasion robbery. |
| 24 | 817.568(6) | 2nd | Fraudulent use of personal |
| 25 | | | identification information of an |
| 26 | | | individual under the age of 18. |
| 27 | 825.102(2) | 2nd | Aggravated abuse of an elderly |
| 28 | | | person or disabled adult. |
| 29 | 825.1025(2) | 2nd | Lewd or lascivious battery upon |
| 30 | | | an elderly person or disabled |
| 31 | | | adult. |

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|----|-----------------|-----|-----------------------------------|
| 1 | 825.103(2)(a) | 1st | Exploiting an elderly person or |
| 2 | | | disabled adult and property is |
| 3 | | | valued at \$100,000 or more. |
| 4 | 837.02(2) | 2nd | Perjury in official proceedings |
| 5 | | | relating to prosecution of a |
| 6 | | | capital felony. |
| 7 | 837.021(2) | 2nd | Making contradictory statements |
| 8 | | | in official proceedings relating |
| 9 | | | to prosecution of a capital |
| 10 | | | felony. |
| 11 | 860.121(2)(c) | 1st | Shooting at or throwing any |
| 12 | | | object in path of railroad |
| 13 | | | vehicle resulting in great bodily |
| 14 | | | harm. |
| 15 | 860.16 | 1st | Aircraft piracy. |
| 16 | 893.13(1)(b) | 1st | Sell or deliver in excess of 10 |
| 17 | | | grams of any substance specified |
| 18 | | | in s. 893.03(1)(a) or (b). |
| 19 | 893.13(2)(b) | 1st | Purchase in excess of 10 grams of |
| 20 | | | any substance specified in s. |
| 21 | | | 893.03(1)(a) or (b). |
| 22 | 893.13(6)(c) | 1st | Possess in excess of 10 grams of |
| 23 | | | any substance specified in s. |
| 24 | | | 893.03(1)(a) or (b). |
| 25 | 893.135(1)(a)2. | 1st | Trafficking in cannabis, more |
| 26 | | | than 2,000 lbs., less than 10,000 |
| 27 | | | lbs. |
| 28 | 893.135 | | |
| 29 | (1)(b)1.b. | 1st | Trafficking in cocaine, more than |
| 30 | | | 200 grams, less than 400 grams. |
| 31 | | | |

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|----|------------|-----|-----------------------------------|
| 1 | 893.135 | | |
| 2 | (1)(c)1.b. | 1st | Trafficking in illegal drugs, |
| 3 | | | more than 14 grams, less than 28 |
| 4 | | | grams. |
| 5 | 893.135 | | |
| 6 | (1)(d)1.b. | 1st | Trafficking in phencyclidine, |
| 7 | | | more than 200 grams, less than |
| 8 | | | 400 grams. |
| 9 | 893.135 | | |
| 10 | (1)(e)1.b. | 1st | Trafficking in methaqualone, more |
| 11 | | | than 5 kilograms, less than 25 |
| 12 | | | kilograms. |
| 13 | 893.135 | | |
| 14 | (1)(f)1.b. | 1st | Trafficking in amphetamine, more |
| 15 | | | than 28 grams, less than 200 |
| 16 | | | grams. |
| 17 | 893.135 | | |
| 18 | (1)(g)1.b. | 1st | Trafficking in flunitrazepam, 14 |
| 19 | | | grams or more, less than 28 |
| 20 | | | grams. |
| 21 | 893.135 | | |
| 22 | (1)(h)1.b. | 1st | Trafficking in |
| 23 | | | gamma-hydroxybutyric acid (GHB), |
| 24 | | | 5 kilograms or more, less than 10 |
| 25 | | | kilograms. |
| 26 | 893.135 | | |
| 27 | (1)(j)1.b. | 1st | Trafficking in 1,4-Butanediol, 5 |
| 28 | | | kilograms or more, less than 10 |
| 29 | | | kilograms. |
| 30 | | | |
| 31 | | | |

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|----|------------------|-----|-----------------------------------|
| 1 | 893.135 | | |
| 2 | (1)(k)2.b. | 1st | Trafficking in Phenethylamines, |
| 3 | | | 200 grams or more, less than 400 |
| 4 | | | grams. |
| 5 | 895.03(1) | 1st | Use or invest proceeds derived |
| 6 | | | from pattern of racketeering |
| 7 | | | activity. |
| 8 | 895.03(2) | 1st | Acquire or maintain through |
| 9 | | | racketeering activity any |
| 10 | | | interest in or control of any |
| 11 | | | enterprise or real property. |
| 12 | 895.03(3) | 1st | Conduct or participate in any |
| 13 | | | enterprise through pattern of |
| 14 | | | racketeering activity. |
| 15 | 896.101(5)(b) | 2nd | Money laundering, financial |
| 16 | | | transactions totaling or |
| 17 | | | exceeding \$20,000, but less than |
| 18 | | | \$100,000. |
| 19 | 896.104(4)(a)2. | 2nd | Structuring transactions to evade |
| 20 | | | reporting or registration |
| 21 | | | requirements, financial |
| 22 | | | transactions totaling or |
| 23 | | | exceeding \$20,000 but less than |
| 24 | | | \$100,000. |
| 25 | | | (i) LEVEL 9 |
| 26 | 316.193 | | |
| 27 | (3)(c)3.b. | 1st | DUI manslaughter; failing to |
| 28 | | | render aid or give information. |
| 29 | 327.35(3)(c)3.b. | 1st | BUI manslaughter; failing to |
| 30 | | | render aid or give information. |
| 31 | | | |

| | | | |
|----|-----------------|---------|-----------------------------------|
| 1 | 499.0053 | 1st | Sale or purchase of contraband |
| 2 | | | legend drugs resulting in great |
| 3 | | | bodily harm. |
| 4 | 560.123(8)(b)3. | 1st | Failure to report currency or |
| 5 | | | payment instruments totaling or |
| 6 | | | exceeding \$100,000 by money |
| 7 | | | transmitter. |
| 8 | 560.125(5)(c) | 1st | Money transmitter business by |
| 9 | | | unauthorized person, currency, or |
| 10 | | | payment instruments totaling or |
| 11 | | | exceeding \$100,000. |
| 12 | 655.50(10)(b)3. | 1st | Failure to report financial |
| 13 | | | transactions totaling or |
| 14 | | | exceeding \$100,000 by financial |
| 15 | | | institution. |
| 16 | 775.0844 | 1st | Aggravated white collar crime. |
| 17 | 782.04(1) | 1st | Attempt, conspire, or solicit to |
| 18 | | | commit premeditated murder. |
| 19 | 782.04(3) | 1st,PBL | Accomplice to murder in |
| 20 | | | connection with arson, sexual |
| 21 | | | battery, robbery, burglary, and |
| 22 | | | other specified felonies. |
| 23 | 782.051(1) | 1st | Attempted felony murder while |
| 24 | | | perpetrating or attempting to |
| 25 | | | perpetrate a felony enumerated in |
| 26 | | | s. 782.04(3). |
| 27 | 782.07(2) | 1st | Aggravated manslaughter of an |
| 28 | | | elderly person or disabled adult. |
| 29 | 787.01(1)(a)1. | 1st,PBL | Kidnapping; hold for ransom or |
| 30 | | | reward or as a shield or hostage. |
| 31 | | | |

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|----|----------------|---------|-----------------------------------|
| 1 | 787.01(1)(a)2. | 1st,PBL | Kidnapping with intent to commit |
| 2 | | | or facilitate commission of any |
| 3 | | | felony. |
| 4 | 787.01(1)(a)4. | 1st,PBL | Kidnapping with intent to |
| 5 | | | interfere with performance of any |
| 6 | | | governmental or political |
| 7 | | | function. |
| 8 | 787.02(3)(a) | 1st | False imprisonment; child under |
| 9 | | | age 13; perpetrator also commits |
| 10 | | | aggravated child abuse, sexual |
| 11 | | | battery, or lewd or lascivious |
| 12 | | | battery, molestation, conduct, or |
| 13 | | | exhibition. |
| 14 | 790.161 | 1st | Attempted capital destructive |
| 15 | | | device offense. |
| 16 | 790.166(2) | 1st,PBL | Possessing, selling, using, or |
| 17 | | | attempting to use a weapon of |
| 18 | | | mass destruction. |
| 19 | 794.011(2) | 1st | Attempted sexual battery; victim |
| 20 | | | less than 12 years of age. |
| 21 | 794.011(2) | Life | Sexual battery; offender younger |
| 22 | | | than 18 years and commits sexual |
| 23 | | | battery on a person less than 12 |
| 24 | | | years. |
| 25 | 794.011(4) | 1st | Sexual battery; victim 12 years |
| 26 | | | or older, certain circumstances. |
| 27 | 794.011(8)(b) | 1st | Sexual battery; engage in sexual |
| 28 | | | conduct with minor 12 to 18 years |
| 29 | | | by person in familial or |
| 30 | | | custodial authority. |
| 31 | | | |

| | | | |
|----|-----------------|---------|-----------------------------------|
| 1 | 800.04(5)(b) | 1st | Lewd or lascivious molestation; |
| 2 | | | victim less than 12 years; |
| 3 | | | offender 18 years or older. |
| 4 | 812.13(2)(a) | 1st,PBL | Robbery with firearm or other |
| 5 | | | deadly weapon. |
| 6 | 812.133(2)(a) | 1st,PBL | Carjacking; firearm or other |
| 7 | | | deadly weapon. |
| 8 | 817.568(7) | 2nd,PBL | Fraudulent use of personal |
| 9 | | | identification information of an |
| 10 | | | individual under the age of 18 by |
| 11 | | | his or her parent, legal |
| 12 | | | guardian, or person exercising |
| 13 | | | custodial authority. |
| 14 | 827.03(2) | 1st | Aggravated child abuse. |
| 15 | 847.0145(1) | 1st | Selling, or otherwise |
| 16 | | | transferring custody or control, |
| 17 | | | of a minor. |
| 18 | 847.0145(2) | 1st | Purchasing, or otherwise |
| 19 | | | obtaining custody or control, of |
| 20 | | | a minor. |
| 21 | 859.01 | 1st | Poisoning or introducing |
| 22 | | | bacteria, radioactive materials, |
| 23 | | | viruses, or chemical compounds |
| 24 | | | into food, drink, medicine, or |
| 25 | | | water with intent to kill or |
| 26 | | | injure another person. |
| 27 | 893.135 | 1st | Attempted capital trafficking |
| 28 | | | offense. |
| 29 | 893.135(1)(a)3. | 1st | Trafficking in cannabis, more |
| 30 | | | than 10,000 lbs. |
| 31 | | | |

| | | | |
|----|---------------|-----|-----------------------------------|
| 1 | 893.135 | | |
| 2 | (1)(b)1.c. | 1st | Trafficking in cocaine, more than |
| 3 | | | 400 grams, less than 150 |
| 4 | | | kilograms. |
| 5 | 893.135 | | |
| 6 | (1)(c)1.c. | 1st | Trafficking in illegal drugs, |
| 7 | | | more than 28 grams, less than 30 |
| 8 | | | kilograms. |
| 9 | 893.135 | | |
| 10 | (1)(d)1.c. | 1st | Trafficking in phencyclidine, |
| 11 | | | more than 400 grams. |
| 12 | 893.135 | | |
| 13 | (1)(e)1.c. | 1st | Trafficking in methaqualone, more |
| 14 | | | than 25 kilograms. |
| 15 | 893.135 | | |
| 16 | (1)(f)1.c. | 1st | Trafficking in amphetamine, more |
| 17 | | | than 200 grams. |
| 18 | 893.135 | | |
| 19 | (1)(h)1.c. | 1st | Trafficking in |
| 20 | | | gamma-hydroxybutyric acid (GHB), |
| 21 | | | 10 kilograms or more. |
| 22 | 893.135 | | |
| 23 | (1)(j)1.c. | 1st | Trafficking in 1,4-Butanediol, 10 |
| 24 | | | kilograms or more. |
| 25 | 893.135 | | |
| 26 | (1)(k)2.c. | 1st | Trafficking in Phenethylamines, |
| 27 | | | 400 grams or more. |
| 28 | 896.101(5)(c) | 1st | Money laundering, financial |
| 29 | | | instruments totaling or exceeding |
| 30 | | | \$100,000. |
| 31 | | | |

1 896.104(4)(a)3. 1st Structuring transactions to evade
2 reporting or registration
3 requirements, financial
4 transactions totaling or
5 exceeding \$100,000.

6 Section 5. This act shall take effect July 1, 2004.

7
8 *****

9 SENATE SUMMARY

10 Prohibits the use of a false or counterfeit hotel key
11 card to obtain or attempt to obtain credit or to purchase
12 or attempt to purchase any goods, property, or service.
13 Redefines the term "access device" to include a hotel key
14 card. Redefines the term "payment card" to include a
15 hotel key card. Provides criminal penalties. (See bill
16 for details.)
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