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1 A bill to be entitled

2 An act relating to specialty nursing; amending s. 464.003,
3 F.S.; defining the terms "clinical nurse specialist
4 practice" and "clinical nurse specialist"; creating s.
5 464.0115, F.S.; providing requirements for certification
6 of clinical nurse specialist practice; providing fees;
7 providing the Board of Nursing rulemaking authority to
8 implement such requirements; creating s. 464.0125, F.S.;
9 requiring advanced registered nurse practitioners to
10 register with the Board of Nursing to prescribe medicinal
11 drugs, including controlled substances; providing
12 requirements for registration and renewal of registration,
13 including continuing education; providing fees;
14 prohibiting prescription of controlled substances for
15 personal use or the use of immediate family members;
16 providing for disciplinary actions; providing rulemaking
17 authority to the board; amending s. 464.015, F.S.;
18 restricting the use of professional titles and
19 abbreviations relating to clinical nurse specialist
20 practice; providing penalties; amending s. 464.016, F.S.;
21 prohibiting clinical nurse specialist practice without an
22 active license or certificate; prohibiting the use of any
23 name or title stating or implying that a person is a
24 clinical nurse specialist unless the person is duly
25 licensed or certified; providing penalties; amending s.
26 893.02, F.S.; revising the definition of "practitioner"
27 under the "Florida Comprehensive Drug Abuse Prevention and
28 Control Act" to include certain advanced registered nurse
29 practitioners; amending ss. 458.348 and 464.012, F.S.;

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30 conforming cross references; reenacting s. 921.0022(3)(g),
 31 F.S., relating to the offense severity ranking chart of
 32 the Criminal Punishment Code, to incorporate the amendment
 33 to s. 464.016, F.S., in a reference thereto; providing an
 34 effective date.

35
 36 Be It Enacted by the Legislature of the State of Florida:

37
 38 Section 1. Section 464.003, Florida Statutes, is amended
 39 to read:

40 464.003 Definitions.--As used in this part, the term:

41 (1) "Department" means the Department of Health.

42 (2) "Board" means the Board of Nursing.

43 (3)(a) "Practice of professional nursing" means the
 44 performance of those acts requiring substantial specialized
 45 knowledge, judgment, and nursing skill based upon applied
 46 principles of psychological, biological, physical, and social
 47 sciences which shall include, but not be limited to:

48 1. The observation, assessment, nursing diagnosis,
 49 planning, intervention, and evaluation of care; health teaching
 50 and counseling of the ill, injured, or infirm; and the promotion
 51 of wellness, maintenance of health, and prevention of illness of
 52 others.

53 2. The administration of medications and treatments as
 54 prescribed or authorized by a duly licensed practitioner
 55 authorized by the laws of this state to prescribe such
 56 medications and treatments.

57 3. The supervision and teaching of other personnel in the
 58 theory and performance of any of the above acts.

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59 (b) "Practice of practical nursing" means the performance
 60 of selected acts, including the administration of treatments and
 61 medications, in the care of the ill, injured, or infirm and the
 62 promotion of wellness, maintenance of health, and prevention of
 63 illness of others under the direction of a registered nurse, a
 64 licensed physician, a licensed osteopathic physician, a licensed
 65 podiatric physician, or a licensed dentist.

66
 67 The professional nurse and the practical nurse shall be
 68 responsible and accountable for making decisions that are based
 69 upon the individual's educational preparation and experience in
 70 nursing.

71 (c) "Clinical nurse specialist practice" means the
 72 delivery and management of expert-level nursing care to
 73 individuals or groups, including the ability to:

74 1. Assess the health status of individuals and families
 75 using methods appropriate to the population and area of
 76 practice.

77 2. Diagnose human responses to actual or potential health
 78 problems.

79 3. Plan for health promotion, disease prevention, and
 80 therapeutic intervention in collaboration with the patient or
 81 client.

82 4. Implement therapeutic interventions based on the nurse
 83 specialist's area of expertise, including, but not limited to,
 84 direct nursing care, counseling, teaching, and collaboration
 85 with other licensed health care providers.

86 5. Coordinate health care as necessary and appropriate and
 87 evaluate with the patient or client the effectiveness of care.

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88 (d)~~(e)~~ "Advanced or specialized nursing practice" means,
89 in addition to the practice of professional nursing, the
90 performance of advanced-level nursing acts approved by the board
91 which, by virtue of postbasic specialized education, training,
92 and experience, are proper to be performed by an advanced
93 registered nurse practitioner. Within the context of advanced or
94 specialized nursing practice, the advanced registered nurse
95 practitioner may perform acts of nursing diagnosis and nursing
96 treatment of alterations of the health status. The advanced
97 registered nurse practitioner may also perform acts of medical
98 diagnosis and treatment, prescription, and operation which are
99 identified and approved by a joint committee composed of three
100 members appointed by the Board of Nursing, two of whom shall be
101 advanced registered nurse practitioners; three members appointed
102 by the Board of Medicine, two of whom shall have had work
103 experience with advanced registered nurse practitioners; and the
104 secretary of the department or the secretary's designee. Each
105 committee member appointed by a board shall be appointed to a
106 term of 4 years unless a shorter term is required to establish
107 or maintain staggered terms. The Board of Nursing shall adopt
108 rules authorizing the performance of any such acts approved by
109 the joint committee. Unless otherwise specified by the joint
110 committee, such acts shall be performed under the general
111 supervision of a practitioner licensed under chapter 458,
112 chapter 459, or chapter 466 within the framework of standing
113 protocols which identify the medical acts to be performed and
114 the conditions for their performance. The department may, by
115 rule, require that a copy of the protocol be filed with the
116 department along with the notice required by s. 458.348.

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117 ~~(e)~~(d) "Nursing diagnosis" means the observation and
 118 evaluation of physical or mental conditions, behaviors, signs
 119 and symptoms of illness, and reactions to treatment and the
 120 determination as to whether such conditions, signs, symptoms,
 121 and reactions represent a deviation from normal.

122 ~~(f)~~(e) "Nursing treatment" means the establishment and
 123 implementation of a nursing regimen for the care and comfort of
 124 individuals, the prevention of illness, and the education,
 125 restoration, and maintenance of health.

126 (4) "Registered nurse" means any person licensed in this
 127 state to practice professional nursing.

128 (5) "Licensed practical nurse" means any person licensed
 129 in this state to practice practical nursing.

130 (6) "Clinical nurse specialist" means any person licensed
 131 in this state to practice professional nursing and certified in
 132 clinical nurse specialist practice.

133 ~~(7)~~(6) "Advanced registered nurse practitioner" means any
 134 person licensed in this state to practice professional nursing
 135 and certified in advanced or specialized nursing practice.

136 ~~(8)~~(7) "Approved program" means a nursing program
 137 conducted in a school, college, or university which is approved
 138 by the board pursuant to s. 464.019 for the education of nurses.

139 Section 2. Section 464.0115, Florida Statutes, is created
 140 to read:

141 464.0115 Certification of clinical nurse specialists.--

142 (1) Any nurse desiring to be certified as a clinical nurse
 143 specialist shall apply to the department and submit proof that
 144 he or she holds a current license to practice professional
 145 nursing, a master's degree in a clinical nursing specialty, and

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146 current certification in a specialty area as a clinical nurse
 147 specialist from a nationally recognized certifying body as
 148 determined by the board.

149 (2) The board shall certify, and the department shall
 150 issue a certificate to, any nurse meeting the qualifications in
 151 this section. The board shall establish an application fee not
 152 to exceed \$25 and a biennial renewal fee not to exceed \$10.

153 (3) The board may adopt rules pursuant to ss. 120.536(1)
 154 and 120.54 necessary to implement the provisions of this
 155 section.

156 Section 3. Section 464.0125, Florida Statutes, is created
 157 to read:

158 464.0125 Registration of advanced registered nurse
 159 practitioners to prescribe medicinal drugs.--

160 (1) Any advanced registered nurse practitioner certified
 161 pursuant to s. 464.012 must register with the board in
 162 accordance with this section to prescribe medicinal drugs.

163 (2) To register to prescribe medicinal drugs that are not
 164 controlled substances, an advanced registered nurse practitioner
 165 must:

166 (a) Possess an active and unrestricted license and
 167 advanced registered nurse practitioner certification.

168 (b)1. Possess an active and current certification by an
 169 appropriate specialty board; or

170 2. Submit documentation to the board demonstrating that
 171 the advanced registered nurse practitioner has been prescribing
 172 medicinal drugs for a period of at least 12 months prior to
 173 registration as a prescribing practitioner.

174 (c)1. Submit documentation to the board demonstrating that

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175 the advanced registered nurse practitioner has completed at
176 least 16 contact hours of approved continuing education in
177 pharmacology during the past 2 years, in addition to the
178 continuing education required for licensure renewal; or

179 2. Submit documentation to the board demonstrating that
180 the advanced registered nurse practitioner has been prescribing
181 medicinal drugs for a period of at least 12 months prior to
182 registration as a prescribing practitioner.

183 (d) Submit a copy of the protocol between the advanced
184 registered nurse practitioner and supervising physician which
185 complies with board rules, identifies the categories of
186 medicinal drugs that the advanced registered nurse practitioner
187 is authorized to prescribe, and requires as an element of
188 general supervision that the advanced registered nurse
189 practitioner meet with the supervising physician at least once
190 every 3 months to review and discuss patient care, prescribed
191 treatments and medications, and care outcomes. The board may by
192 rule establish minimum requirements for this meeting. The
193 protocol must be filed with the initial application for
194 registration under this section, with the application for
195 renewal of license, and at any time there is a change in the
196 protocol or any party to the protocol. For purposes of this
197 section, the supervising physician must have a current and
198 unrestricted license to practice medicine pursuant to chapter
199 458 or osteopathic medicine pursuant to chapter 459, a primary
200 practice location in this state, and a current and unrestricted
201 federal Drug Enforcement Administration registration number.

202 (e) Agree to maintain adequate medical records pursuant to
203 board rule that include evidence of a patient history and

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204 physical examination and at a minimum the following information
 205 about each prescription for a medicinal drug:

- 206 1. Drug name and strength.
- 207 2. Dose.
- 208 3. Amount prescribed.
- 209 4. Directions for use.
- 210 5. Number of refills.
- 211 6. The signature of the prescribing practitioner.

212 (f) Submit a completed registration form and remit a fee
 213 set by the board not to exceed \$75.

214 (3) To register to prescribe controlled substances, an
 215 advanced registered nurse practitioner must comply with all
 216 requirements for registration to prescribe medicinal drugs that
 217 are not controlled substances under subsection (2) and must:

218 (a) Possess a valid mid-level practitioner registration
 219 issued by the federal Drug Enforcement Administration and 12
 220 months' experience in prescribing medicinal drugs.

221 (b) Submit documentation to the board demonstrating that
 222 the advanced registered nurse practitioner has completed an
 223 approved course in legal and clinical aspects of prescribing
 224 controlled substances of not less than 3 contact hours.

225 (c) Identify, as part of the protocol between the advanced
 226 registered nurse practitioner and supervising physician, the
 227 schedules of controlled substances that the advanced registered
 228 nurse practitioner is authorized to prescribe.

229 (d) Complete at least 2 contact hours of approved
 230 continuing education in the prescribing of controlled substances
 231 during each 2-year licensure period, in addition to the
 232 continuing education required for licensure renewal. This

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233 continuing education may be part of the 16 hours of continuing
 234 education required pursuant to subsection (4).

235 (4) To register or renew registration to prescribe
 236 medicinal drugs, an advanced registered nurse practitioner must
 237 complete at least 16 contact hours of approved continuing
 238 education in pharmacology during each 2-year licensure period,
 239 in addition to the continuing education required for licensure
 240 renewal.

241 (5) The board shall provide by rule for biennial renewal
 242 of registration and a renewal fee not to exceed \$25.

243 (6) Advanced registered nurse practitioners who are
 244 certified as certified registered nurse anesthetists pursuant to
 245 s. 464.012 are not required to register under this section to
 246 provide anesthesia care in accordance with s. 464.012(4)(a).

247 (7) An advanced registered nurse practitioner who
 248 registers to prescribe controlled substances may not prescribe
 249 controlled substances for personal use or use by any member of
 250 the advanced registered nurse practitioner's immediate family.

251 (8) The board may limit, suspend, or revoke an advanced
 252 registered nurse practitioner's registration to prescribe under
 253 this section in accordance with the provisions of s. 456.073.

254 (9) The board may adopt rules pursuant to ss. 120.536(1)
 255 and 120.54 to implement the provisions of this section.

256 Section 4. Section 464.015, Florida Statutes, is amended
 257 to read:

258 464.015 Titles and abbreviations; restrictions; penalty.--

259 (1) Only persons who hold licenses to practice
 260 professional nursing in this state or who are performing nursing
 261 services pursuant to the exception set forth in s. 464.022(8)

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262 shall have the right to use the title "Registered Nurse" and the
 263 abbreviation "R.N."

264 (2) Only persons who hold licenses to practice as licensed
 265 practical nurses in this state or who are performing practical
 266 nursing services pursuant to the exception set forth in s.
 267 464.022(8) shall have the right to use the title "Licensed
 268 Practical Nurse" and the abbreviation "L.P.N."

269 (3) Only persons who are graduates of approved programs or
 270 the equivalent may use the term "Graduate Nurse" and the
 271 abbreviation "G.N.," pending the results of the first licensure
 272 examination for which they are eligible.

273 (4) Only persons who are graduates of approved programs or
 274 the equivalent may use the term "Graduate Practical Nurse" and
 275 the abbreviation "G.P.N.," pending the results of the first
 276 licensure examination for which they are eligible.

277 (5) Only persons who hold valid certificates to practice
 278 as clinical nurse specialists in this state shall have the right
 279 to use the title "Clinical Nurse Specialist" and the
 280 abbreviation "C.N.S."

281 ~~(6)~~~~(5)~~ Only persons who hold valid certificates to
 282 practice as advanced registered nurse practitioners in this
 283 state shall have the right to use the title "Advanced Registered
 284 Nurse Practitioner" and the abbreviation "A.R.N.P."

285 ~~(7)~~~~(6)~~ No person shall practice or advertise as, or assume
 286 the title of, registered nurse, licensed practical nurse,
 287 clinical nurse specialist, or advanced registered nurse
 288 practitioner or use the abbreviation "R.N.," "L.P.N.," "C.N.S.,"
 289 or "A.R.N.P." or take any other action that would lead the
 290 public to believe that person was certified as such or is

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291 performing nursing services pursuant to the exception set forth
 292 in s. 464.022(8), unless that person is licensed or certified to
 293 practice as such.

294 ~~(8)(7)~~ A violation of this section is a misdemeanor of the
 295 first degree, punishable as provided in s. 775.082 or s.
 296 775.083.

297 Section 5. Section 464.016, Florida Statutes, is amended
 298 to read:

299 464.016 Violations and penalties.--

300 (1) Each of the following acts constitutes a felony of the
 301 third degree, punishable as provided in s. 775.082, s. 775.083,
 302 or s. 775.084:

303 (a) Practicing advanced or specialized, clinical
 304 specialty, professional, or practical nursing, as defined in
 305 this part, unless holding an active license or certificate to do
 306 so.

307 (b) Using or attempting to use a license or certificate
 308 which has been suspended or revoked.

309 (c) Knowingly employing unlicensed persons in the practice
 310 of nursing.

311 (d) Obtaining or attempting to obtain a license or
 312 certificate under this part by misleading statements or knowing
 313 misrepresentation.

314 (2) Each of the following acts constitutes a misdemeanor
 315 of the first degree, punishable as provided in s. 775.082 or s.
 316 775.083:

317 (a) Using the name or title "Nurse," "Registered Nurse,"
 318 "Licensed Practical Nurse," "Clinical Nurse Specialist,"
 319 "Advanced Registered Nurse Practitioner," or any other name or

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320 title which implies that a person was licensed or certified as
 321 same, unless such person is duly licensed or certified.

322 (b) Knowingly concealing information relating to
 323 violations of this part.

324 Section 6. Subsection (19) of section 893.02, Florida
 325 Statutes, is amended to read:

326 893.02 Definitions.--The following words and phrases as
 327 used in this chapter shall have the following meanings, unless
 328 the context otherwise requires:

329 (19) "Practitioner" means a physician licensed pursuant to
 330 chapter 458, a dentist licensed pursuant to chapter 466, a
 331 veterinarian licensed pursuant to chapter 474, an osteopathic
 332 physician licensed pursuant to chapter 459, a naturopath
 333 licensed pursuant to chapter 462, or a podiatric physician
 334 licensed pursuant to chapter 461, provided such practitioner
 335 holds a valid federal controlled substance registry number.

336 "Practitioner" includes an advanced registered nurse
 337 practitioner certified pursuant to s. 464.012 who holds a valid
 338 mid-level practitioner controlled substance registry number and
 339 is registered to prescribe controlled substances pursuant to s.
 340 464.0125.

341 Section 7. Paragraph (a) of subsection (1) and subsection
 342 (2) of section 458.348, Florida Statutes, are amended to read:

343 458.348 Formal supervisory relationships, standing orders,
 344 and established protocols; notice; standards.--

345 (1) NOTICE.--

346 (a) When a physician enters into a formal supervisory
 347 relationship or standing orders with an emergency medical
 348 technician or paramedic licensed pursuant to s. 401.27, which

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349 relationship or orders contemplate the performance of medical
 350 acts, or when a physician enters into an established protocol
 351 with an advanced registered nurse practitioner, which protocol
 352 contemplates the performance of medical acts identified and
 353 approved by the joint committee pursuant to s. 464.003(3)(d)~~(e)~~
 354 or acts set forth in s. 464.012(3) and (4), the physician shall
 355 submit notice to the board. The notice shall contain a statement
 356 in substantially the following form:

357
 358 I, ... (name and professional license number of physician)
 359 ..., of ... (address of physician) ... have hereby entered
 360 into a formal supervisory relationship, standing orders, or an
 361 established protocol with ... (number of persons) ...
 362 emergency medical technician(s), ... (number of persons) ...
 363 paramedic(s), or ... (number of persons) ... advanced
 364 registered nurse practitioner(s).

365
 366 (2) ESTABLISHMENT OF STANDARDS BY JOINT COMMITTEE.--The
 367 joint committee created by s. 464.003(3)(d)~~(e)~~ shall determine
 368 minimum standards for the content of established protocols
 369 pursuant to which an advanced registered nurse practitioner may
 370 perform medical acts identified and approved by the joint
 371 committee pursuant to s. 464.003(3)(d)~~(e)~~ or acts set forth in
 372 s. 464.012(3) and (4) and shall determine minimum standards for
 373 supervision of such acts by the physician, unless the joint
 374 committee determines that any act set forth in s. 464.012(3) or
 375 (4) is not a medical act. Such standards shall be based on risk
 376 to the patient and acceptable standards of medical care and
 377 shall take into account the special problems of medically

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378 underserved areas. The standards developed by the joint
 379 committee shall be adopted as rules by the Board of Nursing and
 380 the Board of Medicine for purposes of carrying out their
 381 responsibilities pursuant to part I of chapter 464 and this
 382 chapter, respectively, but neither board shall have disciplinary
 383 powers over the licensees of the other board.

384 Section 8. Paragraph (c) of subsection (3) of section
 385 464.012, Florida Statutes, is amended to read:

386 464.012 Certification of advanced registered nurse
 387 practitioners; fees.--

388 (3) An advanced registered nurse practitioner shall
 389 perform those functions authorized in this section within the
 390 framework of an established protocol. A practitioner currently
 391 licensed under chapter 458, chapter 459, or chapter 466 shall
 392 maintain supervision for directing the specific course of
 393 medical treatment. Within the established framework, an advanced
 394 registered nurse practitioner may:

395 (c) Perform additional functions as may be determined by
 396 rule in accordance with s. 464.003(3) (d) ~~(e)~~.

397 Section 9. For the purpose of incorporating the amendment
 398 to section 464.016, Florida Statutes, in a references thereto,
 399 paragraph (g) of subsection (3) of section 921.0022, Florida
 400 Statutes, is reenacted to read:

401 921.0022 Criminal Punishment Code; offense severity
 402 ranking chart.--

403 (3) OFFENSE SEVERITY RANKING CHART

Florida	Felony	
Statute	Degree	Description

404

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(g) LEVEL 7

405	316.027(1)(b)	2nd	Accident involving death, failure to stop; leaving scene.
406	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
407	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
408	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
409	409.920(2)	3rd	Medicaid provider fraud.
410	456.065(2)	3rd	Practicing a health care profession without a license.
411	456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
412	458.327(1)	3rd	Practicing medicine without a license.
413	459.013(1)	3rd	Practicing osteopathic medicine without a license.
414	460.411(1)	3rd	Practicing chiropractic medicine

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without a license.

415

461.012(1) 3rd Practicing podiatric medicine without a license.

416

462.17 3rd Practicing naturopathy without a license.

417

463.015(1) 3rd Practicing optometry without a license.

418

464.016(1) 3rd Practicing nursing without a license.

419

465.015(2) 3rd Practicing pharmacy without a license.

420

466.026(1) 3rd Practicing dentistry or dental hygiene without a license.

421

467.201 3rd Practicing midwifery without a license.

422

468.366 3rd Delivering respiratory care services without a license.

423

483.828(1) 3rd Practicing as clinical laboratory personnel without a license.

424

483.901(9) 3rd Practicing medical physics without a license.

425

484.013(1)(c) 3rd Preparing or dispensing optical

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devices without a prescription.

426

484.053

3rd

Dispensing hearing aids without a license.

427

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.

428

560.123(8)(b)1.

3rd

Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by money transmitter.

429

560.125(5)(a)

3rd

Money transmitter business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.

430

655.50(10)(b)1.

3rd

Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.

431

782.051(3)

2nd

Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.

432

782.07(1)

2nd

Killing of a human being by the act,

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procurement, or culpable negligence
of another (manslaughter).

433

782.071 2nd

Killing of human being or viable
fetus by the operation of a motor
vehicle in a reckless manner
(vehicular homicide).

434

782.072 2nd

Killing of a human being by the
operation of a vessel in a reckless
manner (vessel homicide).

435

784.045(1)(a)1. 2nd

Aggravated battery; intentionally
causing great bodily harm or
disfigurement.

436

784.045(1)(a)2. 2nd

Aggravated battery; using deadly
weapon.

437

784.045(1)(b) 2nd

Aggravated battery; perpetrator aware
victim pregnant.

438

784.048(4) 3rd

Aggravated stalking; violation of
injunction or court order.

439

784.07(2)(d) 1st

Aggravated battery on law enforcement
officer.

440

784.074(1)(a) 1st

Aggravated battery on sexually
violent predators facility staff.

441

784.08(2)(a) 1st

Aggravated battery on a person 65

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years of age or older.

442

784.081(1) 1st Aggravated battery on specified official or employee.

443

784.082(1) 1st Aggravated battery by detained person on visitor or other detainee.

444

784.083(1) 1st Aggravated battery on code inspector.

445

790.07(4) 1st Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).

446

790.16(1) 1st Discharge of a machine gun under specified circumstances.

447

790.165(2) 2nd Manufacture, sell, possess, or deliver hoax bomb.

448

790.165(3) 2nd Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.

449

790.166(3) 2nd Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.

450

790.166(4) 2nd Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or

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attempting to commit a felony.

451

796.03

2nd

Procuring any person under 16 years for prostitution.

452

800.04(5)(c)1.

2nd

Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.

453

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.

454

806.01(2)

2nd

Maliciously damage structure by fire or explosive.

455

810.02(3)(a)

2nd

Burglary of occupied dwelling; unarmed; no assault or battery.

456

810.02(3)(b)

2nd

Burglary of unoccupied dwelling; unarmed; no assault or battery.

457

810.02(3)(d)

2nd

Burglary of occupied conveyance; unarmed; no assault or battery.

458

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 other property damage; 1st degree grand theft.

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460	812.014(2)(b)3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
461	812.0145(2)(a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
462	812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
463	812.131(2)(a)	2nd	Robbery by sudden snatching.
464	812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
465	817.234(8)(a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
466	817.234(9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
467	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.
	817.2341(2)(b)& (3)(b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which

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are a significant cause of the
insolvency of that entity.

468

825.102(3)(b)

2nd

Neglecting an elderly person or
disabled adult causing great bodily
harm, disability, or disfigurement.

469

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.

470

827.03(3)(b)

2nd

Neglect of a child causing great
bodily harm, disability, or
disfigurement.

471

827.04(3)

3rd

Impregnation of a child under 16
years of age by person 21 years of
age or older.

472

837.05(2)

3rd

Giving false information about
alleged capital felony to a law
enforcement officer.

473

838.015

2nd

Bribery.

474

838.016

2nd

Unlawful compensation or reward for
official behavior.

475

838.021(3)(a)

2nd

Unlawful harm to a public servant.

476

838.22

2nd

Bid tampering.

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477	872.06	2nd	Abuse of a dead human body.
478	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, school, or state, county, or municipal park or publicly owned recreational facility or community center.
479	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.
480	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).
481	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
482	893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
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484	893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
485	893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
486	893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
487	893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
488	893.135(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
489	893.135(1)(h)1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
490	893.135(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
491	893.135(1)(k)2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
492	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

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reporting or registration
requirements, financial transactions
exceeding \$300 but less than \$20,000.

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Section 10. This act shall take effect July 1, 2004.