

1 determine the felony degree of the offense;
2 providing for nondisclosure of information
3 contained in a subpoena; prohibiting certain
4 additional disclosures under a nondisclosure
5 provision of a subpoena; amending s. 896.103,
6 F.S.; providing that certain unlawful financial
7 transactions constitute a separate, punishable
8 offense regardless of the amount; amending s.
9 896.104, F.S.; revising penalties for violating
10 certain reporting or registration requirements
11 for financial transactions; providing that the
12 amount of the value of separate transactions
13 over a period of 1 year or less under one
14 scheme or course of conduct, whether the
15 transactions involve the same person or several
16 persons, may be aggregated to determine the
17 felony degree of the offense; amending s.
18 921.0022, F.S.; conforming provisions to
19 changes made by the act; correcting
20 cross-references; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:
23

24 Section 1. Section 560.125, Florida Statutes, is
25 amended to read:

26 560.125 Money transmitter business by unauthorized
27 persons; criminal penalties.--

28 (1) A person other than a registered money transmitter
29 or authorized vendor may not engage in the business of a money
30 transmitter in this state unless the person is exempted from
31 the registration requirements of the code.

1 (2) ~~A No~~ person may not ~~shall~~ act as a vendor of a
2 money transmitter when the ~~such~~ money transmitter is subject
3 to registration under the code but has not registered. Any
4 such person becomes the principal thereof, and no longer
5 merely acts as a vendor, and the ~~such~~ person is liable to the
6 holder or remitter as a principal money transmitter.

7 (3) Any person whose substantial interests are
8 affected by a proceeding brought by the office pursuant to the
9 code may, under ~~pursuant to~~ s. 560.113, petition any court to
10 enjoin the person or activity that is the subject of the
11 proceeding from violating any of the provisions of this
12 section. For the purpose of this subsection, any money
13 transmitter registered under ~~pursuant to~~ the code, any person
14 residing in this state, and any person whose principal place
15 of business is in this state are presumed to be substantially
16 affected. In addition, the interests of a trade organization
17 or association are deemed substantially affected if the
18 interests of any of its members are so affected.

19 (4) The office may issue and serve upon any person who
20 violates any of the provisions of this section a complaint
21 seeking a cease and desist order in accordance with the
22 procedures and in the manner prescribed by s. 560.112. The
23 office may also impose an administrative fine pursuant to s.
24 560.117(3) against any person who violates any of the
25 provisions of this section.

26 (5) (a) A person who violates this section commits
27 the offense of engaging illegally in the business of a money
28 transmitter. If the value of the currency or payment
29 instrument involved:
30
31

1 1. Is \$100,000 or more, the offender commits a felony
2 of the first degree, punishable as provided in s. 775.082, s.
3 775.083, or s. 775.084.

4 2. Is \$20,000 or more, but less than \$100,000, the
5 offender commits a felony of the second degree, punishable as
6 provided in s. 775.082, s. 775.083, or s. 775.084.

7 3. Is less than \$20,000, the offender commits a felony
8 of the third degree, punishable as provided in s. 775.082, s.
9 775.083, or s. 775.084.

10 (b) The amount of the value of separate transactions
11 over a period of 1 year or less under one scheme or course of
12 conduct, whether the transactions involve the same person or
13 several persons, may be aggregated to determine the felony
14 degree of the offense. A person who violates this section, if
15 the violation involves:

16 ~~(a) Currency or payment instruments exceeding \$300 but~~
17 ~~less than \$20,000 in any 12 month period, commits a felony of~~
18 ~~the third degree, punishable as provided in s. 775.082, s.~~
19 ~~775.083, or s. 775.084.~~

20 ~~(b) Currency or payment instruments totaling or~~
21 ~~exceeding \$20,000 but less than \$100,000 in any 12 month~~
22 ~~period, commits a felony of the second degree, punishable as~~
23 ~~provided in s. 775.082, s. 775.083, or s. 775.084.~~

24 ~~(c) Currency or payment instruments totaling or~~
25 ~~exceeding \$100,000 in any 12 month period, commits a felony of~~
26 ~~the first degree, punishable as provided in s. 775.082, s.~~
27 ~~775.083, or s. 775.084.~~

28 (6) In addition to the penalties authorized by s.
29 775.082, s. 775.083, or s. 775.084, a person who has been
30 found guilty of or who has pleaded guilty or nolo contendere
31 to having violated this section may be sentenced to pay a fine

1 | not exceeding \$250,000 or twice the value of the currency or
2 | payment instruments, whichever is greater, except that on a
3 | second or subsequent violation of this section, the fine may
4 | be up to \$500,000 or quintuple the value of the currency or
5 | payment instruments, whichever is greater.

6 | (7) A person who violates this section is also liable
7 | for a civil penalty of not more than the value of the currency
8 | or payment instruments involved or \$25,000, whichever is
9 | greater.

10 | (8) In any prosecution brought under ~~pursuant to~~ this
11 | section, the common law corpus delicti rule does not apply.
12 | The defendant's confession or admission is admissible during
13 | trial without the state having to prove the corpus delicti if
14 | the court finds in a hearing conducted outside the presence of
15 | the jury that the defendant's confession or admission is
16 | trustworthy. Before the court admits the defendant's
17 | confession or admission, the state must prove by a
18 | preponderance of the evidence that there is sufficient
19 | corroborating evidence that tends to establish the
20 | trustworthiness of the statement by the defendant. Hearsay
21 | evidence is admissible during the presentation of evidence at
22 | the hearing. In making its determination, the court may
23 | consider all relevant corroborating evidence, including the
24 | defendant's statements.

25 | Section 2. Subsection (10) of section 655.50, Florida
26 | Statutes, is amended to read:

27 | 655.50 Florida Control of Money Laundering in
28 | Financial Institutions Act; reports of transactions involving
29 | currency or monetary instruments; when required; purpose;
30 | definitions; penalties.--
31 |

1 (10)(a) Except as provided in paragraph (b), a person
2 who willfully violates any provision of this section commits
3 ~~is guilty of~~ a misdemeanor of the first degree, punishable as
4 provided in s. 775.082 or s. 775.083.

5 (b) A person who willfully violates or knowingly
6 causes another to violate any provision of this section, if
7 ~~when~~ the violation involves:

8 1. One or more financial transactions totaling ~~or~~
9 ~~exceeding \$300 but less than \$20,000 or less commits in any~~
10 ~~12 month period, is guilty of~~ a felony of the third degree,
11 punishable as provided in s. 775.082 or s. 775.083; or

12 2. One or more financial transactions totaling or
13 exceeding \$20,000, but less than \$100,000, commits in any
14 ~~12 month period is guilty of~~ a felony of the second degree,
15 punishable as provided in s. 775.082 or s. 775.083; or

16 3. One or more financial transactions totaling or
17 exceeding \$100,000 commits in any 12 month period is guilty of
18 a felony of the first degree, punishable as provided in s.
19 775.082 or s. 775.083.

20
21 The amount of the value of separate transactions over a period
22 of 1 year or less under one scheme or course of conduct,
23 whether the transactions involve the same person or several
24 persons, may be aggregated to determine the felony degree of
25 the offense.

26 (c) In addition to the penalties otherwise authorized
27 by ss. 775.082 and 775.083, a person who has been convicted of
28 or who has pleaded guilty or nolo contendere to having
29 violated paragraph (b) may be sentenced to pay a fine not
30 exceeding \$250,000 or twice the value of the financial
31 transaction, whichever is greater, except that on a second or

1 subsequent conviction for or plea of guilty or nolo contendere
2 to a violation of paragraph (b), the fine may be up to
3 \$500,000 or quintuple the value of the financial transaction,
4 whichever is greater.

5 (d) A financial institution as defined in s. 655.005
6 that willfully violates this section is also liable for a
7 civil penalty of not more than the greater of the value of the
8 financial transaction involved or \$25,000. However, the civil
9 penalty may not exceed \$100,000.

10 (e) A person other than a financial institution as
11 defined in s. 655.005 who violates this section is also liable
12 for a civil penalty of not more than the greater of the value
13 of the financial transaction involved or \$25,000.

14 Section 3. Paragraph (a) of subsection (2) and
15 subsections (5) and (10) of section 896.101, Florida Statutes,
16 are amended to read:

17 896.101 Florida Money Laundering Act; definitions;
18 penalties; injunctions; seizure warrants; immunity.--

19 (2) As used in this section, the term:

20 (a) "Knowing that the property involved in a financial
21 transaction represents the proceeds of some form of unlawful
22 activity" means that the person knew the property involved in
23 the transaction represented proceeds from some form, though
24 not necessarily which form, of criminal activity ~~that~~
25 ~~constitutes a felony~~ under state or federal law, regardless of
26 whether or not such activity is specified in paragraph (g).

27 (5) A person who violates this section commits the
28 offense of money laundering. If the violation involves:

29 (a) Financial transactions of ~~exceeding \$300 but~~ less
30 than \$20,000 the person in any 12 month period, commits a
31

1 felony of the third degree, punishable as provided in s.
2 775.082, s. 775.083, or s. 775.084.

3 (b) Financial transactions totaling or exceeding
4 \$20,000, ~~but less than \$100,000 in any 12 month period,~~ the
5 person commits a felony of the second degree, punishable as
6 provided in s. 775.082, s. 775.083, or s. 775.084.

7 (c) Financial transactions totaling or exceeding
8 \$100,000 ~~the person in any 12 month period,~~ commits a felony
9 of the first degree, punishable as provided in s. 775.082, s.
10 775.083, or s. 775.084.

11
12 The amount of the value of separate transactions over a period
13 of 1 year or less under one scheme or course of conduct,
14 whether the transactions involve the same person or several
15 persons, may be aggregated to determine the felony degree of
16 the offense.

17 (10) Any financial institution, licensed money
18 transmitter, or other person served with and complying with
19 the terms of a warrant, temporary injunction, or other court
20 order, including any subpoena issued under the authority
21 granted by s. 16.56 or s. 27.04, obtained in furtherance of an
22 investigation of any crime in this section, including any
23 crime listed as specified unlawful activity under this section
24 or any felony violation of chapter 560, has immunity from
25 criminal liability and ~~is shall not be~~ liable to any person
26 for any lawful action taken in complying with the warrant,
27 temporary injunction, or other court order, including any
28 subpoena issued under the authority granted by s. 16.56 or s.
29 27.04. If any subpoena issued under the authority granted by
30 s. 16.56 or s. 27.04 contains a nondisclosure provision, any
31 financial institution, licensed money transmitter, employee or

1 officer of a financial institution or licensed money
2 transmitter, or any other person may not notify, directly or
3 indirectly, any customer of that person or entity financial
4 institution, or licensed money transmitter whose records are
5 being sought by the subpoena, or any other person ~~named in the~~
6 ~~subpoena~~, about the existence or the contents of that
7 subpoena, the investigation, or about information that has
8 been furnished to the state attorney or statewide prosecutor
9 who issued the subpoena or furnished to any other law
10 enforcement officer named in the subpoena for transmission to
11 the state attorney or statewide prosecutor in response to the
12 subpoena.

13 Section 4. Section 896.103, Florida Statutes, is
14 amended to read:

15 896.103 Transaction ~~that which~~ constitutes separate
16 offense.--Notwithstanding any other ~~provision of~~ law, for
17 purposes of this section and ss. 896.101 and 896.102, each
18 individual currency transaction ~~exceeding \$10,000 which is~~
19 ~~made~~ in violation of ~~the provisions of~~ s. 896.102(1), or each
20 financial transaction in violation of ~~the provisions of~~ s.
21 896.101(3), which involves the movement of funds may in excess
22 ~~of \$10,000 shall~~ constitute a separate, punishable offense.

23 Section 5. Subsection (4) of section 896.104, Florida
24 Statutes, is amended to read:

25 896.104 Structuring transactions to evade reporting or
26 registration requirements prohibited.--

27 (4) CRIMINAL PENALTIES.--

28 (a) A person who violates this section commits the
29 offense of illegal financial reporting or registration
30 evasion. If the violation involves:
31

1 1. Financial transactions of ~~exceeding \$300 but~~ less
2 than \$20,000 the person in any 12 month period, commits a
3 felony of the third degree, punishable as provided in s.
4 775.082, s. 775.083, or s. 775.084.

5 2. Financial transactions totaling or exceeding
6 \$20,000, but less than \$100,000 in any 12 month period, the
7 person commits a felony of the second degree, punishable as
8 provided in s. 775.082, s. 775.083, or s. 775.084.

9 3. Financial transactions totaling or exceeding
10 \$100,000 the person in any 12 month period, commits a felony
11 of the first degree, punishable as provided in s. 775.082, s.
12 775.083, or s. 775.084.

13
14 The amount of the value of separate transactions over a period
15 of 1 year or less under one scheme or course of conduct,
16 whether the transactions involve the same person or several
17 persons, may be aggregated to determine the felony degree of
18 the offense.

19 (b) In addition to the penalties authorized by s.
20 775.082, s. 775.083, or s. 775.084, a person who has been
21 found guilty of or who has pleaded guilty or nolo contendere
22 to having violated this section may be sentenced to pay a fine
23 not exceeding \$250,000 or twice the value of the financial
24 transactions, whichever is greater, except that for a second
25 or subsequent violation of this section, the fine may be up to
26 \$500,000 or quintuple the value of the financial transactions,
27 whichever is greater.

28 (c) A person who violates this section is also liable
29 for a civil penalty of not more than the value of the
30 financial transactions involved or \$25,000, whichever is
31 greater.

1 Section 6. Paragraphs (g), (h), and (i) of subsection
2 (3) of section 921.0022, Florida Statutes, are amended to
3 read:

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

6 (3) OFFENSE SEVERITY RANKING CHART

7	8 Florida	9 Felony	
10	11 Statute	12 Degree	13 Description
14			(g) LEVEL 7
15	316.027(1)(b)	2nd	Accident involving death, failure to stop; leaving scene.
16	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
17	316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
18			
19	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
20			
21	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
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1	409.920(2)	3rd	Medicaid provider fraud.
2	456.065(2)	3rd	Practicing a health care
3			profession without a license.
4	456.065(2)	2nd	Practicing a health care
5			profession without a license
6			which results in serious bodily
7			injury.
8	458.327(1)	3rd	Practicing medicine without a
9			license.
10	459.013(1)	3rd	Practicing osteopathic medicine
11			without a license.
12	460.411(1)	3rd	Practicing chiropractic medicine
13			without a license.
14	461.012(1)	3rd	Practicing podiatric medicine
15			without a license.
16	462.17	3rd	Practicing naturopathy without a
17			license.
18	463.015(1)	3rd	Practicing optometry without a
19			license.
20	464.016(1)	3rd	Practicing nursing without a
21			license.
22	465.015(2)	3rd	Practicing pharmacy without a
23			license.
24	466.026(1)	3rd	Practicing dentistry or dental
25			hygiene without a license.
26	467.201	3rd	Practicing midwifery without a
27			license.
28	468.366	3rd	Delivering respiratory care
29			services without a license.
30	483.828(1)	3rd	Practicing as clinical laboratory
31			personnel without a license.

1	483.901(9)	3rd	Practicing medical physics
2			without a license.
3	484.013(1)(c)	3rd	Preparing or dispensing optical
4			devices without a prescription.
5	484.053	3rd	Dispensing hearing aids without a
6			license.
7	494.0018(2)	1st	Conviction of any violation of
8			ss. 494.001-494.0077 in which the
9			total money and property
10			unlawfully obtained exceeded
11			\$50,000 and there were five or
12			more victims.
13	560.123(8)(b)1.	3rd	Failure to report currency or
14			payment instruments exceeding
15			\$300 but less than \$20,000 by
16			money transmitter.
17	<u>560.125(5)(a)3.</u>		
18	560.125(5)(a)	3rd	Money transmitter business by
19			unauthorized person, currency or
20			payment instruments exceeding
21			\$300 but less than \$20,000.
22	655.50(10)(b)1.	3rd	Failure to report financial
23			transactions <u>of</u> exceeding \$300
24			but less than \$20,000 by
25			financial institution.
26	775.21(10)(a)	3rd	Sexual predator; failure to
27			register; failure to renew
28			driver's license or
29			identification card; other
30			registration violations.
31			

1	775.21(10)(b)	3rd	Sexual predator working where
2			children regularly congregate.
3	775.21(10)(g)	3rd	Failure to report or providing
4			false information about a sexual
5			predator; harbor or conceal a
6			sexual predator.
7	782.051(3)	2nd	Attempted felony murder of a
8			person by a person other than the
9			perpetrator or the perpetrator of
10			an attempted felony.
11	782.07(1)	2nd	Killing of a human being by the
12			act, procurement, or culpable
13			negligence of another
14			(manslaughter).
15	782.071	2nd	Killing of human being or viable
16			fetus by the operation of a motor
17			vehicle in a reckless manner
18			(vehicular homicide).
19	782.072	2nd	Killing of a human being by the
20			operation of a vessel in a
21			reckless manner (vessel
22			homicide).
23	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
24			causing great bodily harm or
25			disfigurement.
26	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
27			weapon.
28	784.045(1)(b)	2nd	Aggravated battery; perpetrator
29			aware victim pregnant.
30	784.048(4)	3rd	Aggravated stalking; violation of
31			injunction or court order.

1	784.048(7)	3rd	Aggravated stalking; violation of
2			court order.
3	784.07(2)(d)	1st	Aggravated battery on law
4			enforcement officer.
5	784.074(1)(a)	1st	Aggravated battery on sexually
6			violent predators facility staff.
7	784.08(2)(a)	1st	Aggravated battery on a person 65
8			years of age or older.
9	784.081(1)	1st	Aggravated battery on specified
10			official or employee.
11	784.082(1)	1st	Aggravated battery by detained
12			person on visitor or other
13			detainee.
14	784.083(1)	1st	Aggravated battery on code
15			inspector.
16	790.07(4)	1st	Specified weapons violation
17			subsequent to previous conviction
18			of s. 790.07(1) or (2).
19	790.16(1)	1st	Discharge of a machine gun under
20			specified circumstances.
21	790.165(2)	2nd	Manufacture, sell, possess, or
22			deliver hoax bomb.
23	790.165(3)	2nd	Possessing, displaying, or
24			threatening to use any hoax bomb
25			while committing or attempting to
26			commit a felony.
27	790.166(3)	2nd	Possessing, selling, using, or
28			attempting to use a hoax weapon
29			of mass destruction.
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1	790.166(4)	2nd	Possessing, displaying, or
2			threatening to use a hoax weapon
3			of mass destruction while
4			committing or attempting to
5			commit a felony.
6	796.03	2nd	Procuring any person under 16
7			years for prostitution.
8	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;
9			victim less than 12 years of age;
10			offender less than 18 years.
11	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;
12			victim 12 years of age or older
13			but less than 16 years; offender
14			18 years or older.
15	806.01(2)	2nd	Maliciously damage structure by
16			fire or explosive.
17	810.02(3)(a)	2nd	Burglary of occupied dwelling;
18			unarmed; no assault or battery.
19	810.02(3)(b)	2nd	Burglary of unoccupied dwelling;
20			unarmed; no assault or battery.
21	810.02(3)(d)	2nd	Burglary of occupied conveyance;
22			unarmed; no assault or battery.
23	812.014(2)(a)1.	1st	Property stolen, valued at
24			\$100,000 or more; property stolen
25			while causing other property
26			damage; 1st degree grand theft.
27	812.014(2)(b)2.	2nd	Property stolen, cargo valued at
28			less than \$50,000, grand theft in
29			2nd degree.
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1	812.014(2)(b)3.	2nd	Property stolen, emergency
2			medical equipment; 2nd degree
3			grand theft.
4	812.0145(2)(a)	1st	Theft from person 65 years of age
5			or older; \$50,000 or more.
6	812.019(2)	1st	Stolen property; initiates,
7			organizes, plans, etc., the theft
8			of property and traffics in
9			stolen property.
10	812.131(2)(a)	2nd	Robbery by sudden snatching.
11	812.133(2)(b)	1st	Carjacking; no firearm, deadly
12			weapon, or other weapon.
13	817.234(8)(a)	2nd	Solicitation of motor vehicle
14			accident victims with intent to
15			defraud.
16	817.234(9)	2nd	Organizing, planning, or
17			participating in an intentional
18			motor vehicle collision.
19	817.234(11)(c)	1st	Insurance fraud; property value
20			\$100,000 or more.
21	817.2341(2)(b)&		
22	(3)(b)	1st	Making false entries of material
23			fact or false statements
24			regarding property values
25			relating to the solvency of an
26			insuring entity which are a
27			significant cause of the
28			insolvency of that entity.
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1	825.102(3)(b)	2nd	Neglecting an elderly person or
2			disabled adult causing great
3			bodily harm, disability, or
4			disfigurement.
5	825.103(2)(b)	2nd	Exploiting an elderly person or
6			disabled adult and property is
7			valued at \$20,000 or more, but
8			less than \$100,000.
9	827.03(3)(b)	2nd	Neglect of a child causing great
10			bodily harm, disability, or
11			disfigurement.
12	827.04(3)	3rd	Impregnation of a child under 16
13			years of age by person 21 years
14			of age or older.
15	837.05(2)	3rd	Giving false information about
16			alleged capital felony to a law
17			enforcement officer.
18	838.015	2nd	Bribery.
19	838.016	2nd	Unlawful compensation or reward
20			for official behavior.
21	838.021(3)(a)	2nd	Unlawful harm to a public
22			servant.
23	838.22	2nd	Bid tampering.
24	847.0135(3)	3rd	Solicitation of a child, via a
25			computer service, to commit an
26			unlawful sex act.
27	872.06	2nd	Abuse of a dead human body.
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1	893.13(1)(c)1.	1st	Sell, manufacture, or deliver
2			cocaine (or other drug prohibited
3			under s. 893.03(1)(a), (1)(b),
4			(1)(d), (2)(a), (2)(b), or
5			(2)(c)4.) within 1,000 feet of a
6			child care facility, school, or
7			state, county, or municipal park
8			or publicly owned recreational
9			facility or community center.
10	893.13(1)(e)1.	1st	Sell, manufacture, or deliver
11			cocaine or other drug prohibited
12			under s. 893.03(1)(a), (1)(b),
13			(1)(d), (2)(a), (2)(b), or
14			(2)(c)4., within 1,000 feet of
15			property used for religious
16			services or a specified business
17			site.
18	893.13(4)(a)	1st	Deliver to minor cocaine (or
19			other s. 893.03(1)(a), (1)(b),
20			(1)(d), (2)(a), (2)(b), or
21			(2)(c)4. drugs).
22	893.135(1)(a)1.	1st	Trafficking in cannabis, more
23			than 25 lbs., less than 2,000
24			lbs.
25	893.135		
26	(1)(b)1.a.	1st	Trafficking in cocaine, more than
27			28 grams, less than 200 grams.
28	893.135		
29	(1)(c)1.a.	1st	Trafficking in illegal drugs,
30			more than 4 grams, less than 14
31			grams.

1	893.135		
2	(1)(d)1.	1st	Trafficking in phencyclidine,
3			more than 28 grams, less than 200
4			grams.
5	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
6			than 200 grams, less than 5
7			kilograms.
8	893.135(1)(f)1.	1st	Trafficking in amphetamine, more
9			than 14 grams, less than 28
10			grams.
11	893.135		
12	(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4
13			grams or more, less than 14
14			grams.
15	893.135		
16	(1)(h)1.a.	1st	Trafficking in
17			gamma-hydroxybutyric acid (GHB),
18			1 kilogram or more, less than 5
19			kilograms.
20	893.135		
21	(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1
22			kilogram or more, less than 5
23			kilograms.
24	893.135		
25	(1)(k)2.a.	1st	Trafficking in Phenethylamines,
26			10 grams or more, less than 200
27			grams.
28	896.101(5)(a)	3rd	Money laundering, financial
29			transactions <u>of exceeding</u> \$300
30			but less than \$20,000.
31			

1	896.104(4)(a)1.	3rd	Structuring transactions to evade
2			reporting or registration
3			requirements, financial
4			transactions <u>of exceeding</u> \$300
5			but less than \$20,000.
6	943.0435(4)(c)	2nd	Sexual offender vacating
7			permanent residence; failure to
8			comply with reporting
9			requirements.
10	943.0435(8)	2nd	Sexual offender; remains in state
11			after indicating intent to leave;
12			failure to comply with reporting
13			requirements.
14	943.0435(9)(a)	3rd	Sexual offender; failure to
15			comply with reporting
16			requirements.
17	943.0435(13)	3rd	Failure to report or providing
18			false information about a sexual
19			offender; harbor or conceal a
20			sexual offender.
21	943.0435(14)	3rd	Sexual offender; failure to
22			report and reregister; failure to
23			respond to address verification.
24	944.607(9)	3rd	Sexual offender; failure to
25			comply with reporting
26			requirements.
27	944.607(10)(a)	3rd	Sexual offender; failure to
28			submit to the taking of a
29			digitized photograph.
30			
31			

1	944.607(12)	3rd	Failure to report or providing
2			false information about a sexual
3			offender; harbor or conceal a
4			sexual offender.
5	944.607(13)	3rd	Sexual offender; failure to
6			report and reregister; failure to
7			respond to address verification.
8			(h) LEVEL 8
9	316.193		
10	(3)(c)3.a.	2nd	DUI manslaughter.
11	316.1935(4)(b)	1st	Aggravated fleeing or attempted
12			eluding with serious bodily
13			injury or death.
14	327.35(3)(c)3.	2nd	Vessel BUI manslaughter.
15	499.0051(7)	1st	Forgery of prescription or legend
16			drug labels.
17	499.0052	1st	Trafficking in contraband legend
18			drugs.
19	560.123(8)(b)2.	2nd	Failure to report currency or
20			payment instruments totaling or
21			exceeding \$20,000, but less than
22			\$100,000 by money transmitter.
23	<u>560.125(5)(a)2.</u>		
24	560.125(5)(b)	2nd	Money transmitter business by
25			unauthorized person, currency or
26			payment instruments totaling or
27			exceeding \$20,000, but less than
28			\$100,000.
29			
30			
31			

1	655.50(10)(b)2.	2nd	Failure to report financial
2			transactions totaling or
3			exceeding \$20,000, but less than
4			\$100,000 by financial
5			institutions.
6	777.03(2)(a)	1st	Accessory after the fact, capital
7			felony.
8	782.04(4)	2nd	Killing of human without design
9			when engaged in act or attempt of
10			any felony other than arson,
11			sexual battery, robbery,
12			burglary, kidnapping, aircraft
13			piracy, or unlawfully discharging
14			bomb.
15	782.051(2)	1st	Attempted felony murder while
16			perpetrating or attempting to
17			perpetrate a felony not
18			enumerated in s. 782.04(3).
19	782.071(1)(b)	1st	Committing vehicular homicide and
20			failing to render aid or give
21			information.
22	782.072(2)	1st	Committing vessel homicide and
23			failing to render aid or give
24			information.
25	790.161(3)	1st	Discharging a destructive device
26			which results in bodily harm or
27			property damage.
28	794.011(5)	2nd	Sexual battery, victim 12 years
29			or over, offender does not use
30			physical force likely to cause
31			serious injury.

1	800.04(4)	2nd	Lewd or lascivious battery.
2	806.01(1)	1st	Maliciously damage dwelling or
3			structure by fire or explosive,
4			believing person in structure.
5	810.02(2)(a)	1st,PBL	Burglary with assault or battery.
6	810.02(2)(b)	1st,PBL	Burglary; armed with explosives
7			or dangerous weapon.
8	810.02(2)(c)	1st	Burglary of a dwelling or
9			structure causing structural
10			damage or \$1,000 or more property
11			damage.
12	812.014(2)(a)2.	1st	Property stolen; cargo valued at
13			\$50,000 or more, grand theft in
14			1st degree.
15	812.13(2)(b)	1st	Robbery with a weapon.
16	812.135(2)(c)	1st	Home-invasion robbery, no
17			firearm, deadly weapon, or other
18			weapon.
19	817.568(6)	2nd	Fraudulent use of personal
20			identification information of an
21			individual under the age of 18.
22	825.102(2)	2nd	Aggravated abuse of an elderly
23			person or disabled adult.
24	825.1025(2)	2nd	Lewd or lascivious battery upon
25			an elderly person or disabled
26			adult.
27	825.103(2)(a)	1st	Exploiting an elderly person or
28			disabled adult and property is
29			valued at \$100,000 or more.
30			
31			

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

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

1	895.03(1)	1st	Use or invest proceeds derived
2			from pattern of racketeering
3			activity.
4	895.03(2)	1st	Acquire or maintain through
5			racketeering activity any
6			interest in or control of any
7			enterprise or real property.
8	895.03(3)	1st	Conduct or participate in any
9			enterprise through pattern of
10			racketeering activity.
11	896.101(5)(b)	2nd	Money laundering, financial
12			transactions totaling or
13			exceeding \$20,000, but less than
14			\$100,000.
15	896.104(4)(a)2.	2nd	Structuring transactions to evade
16			reporting or registration
17			requirements, financial
18			transactions totaling or
19			exceeding \$20,000 but less than
20			\$100,000.
21			(i) LEVEL 9
22	316.193		
23	(3)(c)3.b.	1st	DUI manslaughter; failing to
24			render aid or give information.
25	327.35(3)(c)3.b.	1st	BUI manslaughter; failing to
26			render aid or give information.
27	499.00535	1st	Sale or purchase of contraband
28			legend drugs resulting in great
29			bodily harm.
30			
31			

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

1	787.01(1)(a)4.	1st,PBL	Kidnapping with intent to
2			interfere with performance of any
3			governmental or political
4			function.
5	787.02(3)(a)	1st	False imprisonment; child under
6			age 13; perpetrator also commits
7			aggravated child abuse, sexual
8			battery, or lewd or lascivious
9			battery, molestation, conduct, or
10			exhibition.
11	790.161	1st	Attempted capital destructive
12			device offense.
13	790.166(2)	1st,PBL	Possessing, selling, using, or
14			attempting to use a weapon of
15			mass destruction.
16	794.011(2)	1st	Attempted sexual battery; victim
17			less than 12 years of age.
18	794.011(2)	Life	Sexual battery; offender younger
19			than 18 years and commits sexual
20			battery on a person less than 12
21			years.
22	794.011(4)	1st	Sexual battery; victim 12 years
23			or older, certain circumstances.
24	794.011(8)(b)	1st	Sexual battery; engage in sexual
25			conduct with minor 12 to 18 years
26			by person in familial or
27			custodial authority.
28	800.04(5)(b)	Life	Lewd or lascivious molestation;
29			victim less than 12 years;
30			offender 18 years or older.
31			

1	812.13(2)(a)	1st,PBL	Robbery with firearm or other
2			deadly weapon.
3	812.133(2)(a)	1st,PBL	Carjacking; firearm or other
4			deadly weapon.
5	812.135(2)(b)	1st	Home-invasion robbery with
6			weapon.
7	817.568(7)	2nd,PBL	Fraudulent use of personal
8			identification information of an
9			individual under the age of 18 by
10			his or her parent, legal
11			guardian, or person exercising
12			custodial authority.
13	827.03(2)	1st	Aggravated child abuse.
14	847.0145(1)	1st	Selling, or otherwise
15			transferring custody or control,
16			of a minor.
17	847.0145(2)	1st	Purchasing, or otherwise
18			obtaining custody or control, of
19			a minor.
20	859.01	1st	Poisoning or introducing
21			bacteria, radioactive materials,
22			viruses, or chemical compounds
23			into food, drink, medicine, or
24			water with intent to kill or
25			injure another person.
26	893.135	1st	Attempted capital trafficking
27			offense.
28	893.135(1)(a)3.	1st	Trafficking in cannabis, more
29			than 10,000 lbs.
30			
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 7. This act shall take effect July 1, 2006.

7
8 *****

9 SENATE SUMMARY

10 Provides that a person who is not a registered money
11 transmitter or authorized vendor and who transmits
12 currency or a payment instrument totaling \$20,000 or less
13 commits a felony of the third degree. Provides that any
14 person engaged in a money laundering financial
15 transaction totaling \$20,000 or less commits a felony of
16 the third degree. Provides for nondisclosure of
17 information contained in a subpoena. Provides that each
18 financial transaction made in violation of the money
19 laundering act may constitute a separate punishable
20 offense. Provides that any person attempting to evade
21 reporting or registration requirements for financial
22 transactions totaling \$20,000 or less commits a felony of
23 the third degree. Provides that the amount of the value
24 of separate transactions over a period of 1 year or less
25 under one scheme or course of conduct, whether the
26 transactions involve the same person or several persons,
27 may be aggregated to determine the felony degree of the
28 offense.
29
30
31