

Bill No. SB 1004

Barcode 450214

CHAMBER ACTION

Senate

House

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The Committee on Criminal Justice (Argenziano) recommended the following amendment:

Senate Amendment (with title amendment)

On page 2, line 16, through page 11, line 16 delete those lines

and insert:

Section 1. This act may be cited as the "Cybercrimes Against Children Act of 2007."

Section 2. Paragraph (a) of subsection (1) of section 16.56, Florida Statutes, is amended to read:

16.56 Office of Statewide Prosecution.--

(1) There is created in the Department of Legal Affairs an Office of Statewide Prosecution. The office shall be a separate "budget entity" as that term is defined in chapter 216. The office may:

(a) Investigate and prosecute the offenses of:

- 1. Bribery, burglary, criminal usury, extortion, gambling, kidnapping, larceny, murder, prostitution, perjury, robbery, carjacking, and home-invasion robbery;

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1 2. Any crime involving narcotic or other dangerous
2 drugs;

3 3. Any violation of the provisions of the Florida RICO
4 (Racketeer Influenced and Corrupt Organization) Act, including
5 any offense listed in the definition of racketeering activity
6 in s. 895.02(1)(a), providing the ~~such~~ listed offense is
7 investigated in connection with a violation of s. 895.03 and
8 is charged in a separate count of an information or indictment
9 containing a count charging a violation of s. 895.03, the
10 prosecution of which listed offense may continue independently
11 if the prosecution of the violation of s. 895.03 is terminated
12 for any reason;

13 4. Any violation of the provisions of the Florida
14 Anti-Fencing Act;

15 5. Any violation of the provisions of the Florida
16 Antitrust Act of 1980, as amended;

17 6. Any crime involving, or resulting in, fraud or
18 deceit upon any person;

19 7. Any violation of s. 847.0135, relating to computer
20 pornography and child exploitation prevention, or any offense
21 related to a violation of s. 847.0135, or any violation of
22 chapter 827 if the crime was facilitated by or connected to
23 the use of the Internet or any device capable of electronic
24 data storage or transmission;

25 8. Any violation of ~~the provisions of~~ chapter 815;

26 9. Any criminal violation of part I of chapter 499;

27 10. Any violation of the provisions of the Florida
28 Motor Fuel Tax Relief Act of 2004;

29 11. Any criminal violation of s. 409.920 or s.
30 409.9201; or

31 12. Any crime involving voter registration, voting, or

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1 candidate or issue petition activities;

2

3 or any attempt, solicitation, or conspiracy to commit any of
4 the crimes specifically enumerated above. The office shall
5 have such power only when any such offense is occurring, or
6 has occurred, in two or more judicial circuits as part of a
7 related transaction, or when any such offense is connected
8 with an organized criminal conspiracy affecting two or more
9 judicial circuits.

10 (b) Investigate and prosecute any crime facilitated by
11 or connected to the use of the Internet. Any such crime is a
12 crime occurring in every judicial circuit within the state.

13 (c)(b) Upon request, cooperate with and assist state
14 attorneys and state and local law enforcement officials in
15 their efforts against organized crimes.

16 (d)(e) Request and receive from any department,
17 division, board, bureau, commission, or other agency of the
18 state, or of any political subdivision thereof, cooperation
19 and assistance in the performance of its duties.

20 Section 3. Section 775.0847, Florida Statutes, is
21 created to read:

22 775.0847 Possession or promotion of certain images of
23 child pornography; reclassification.--

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

25 (a) "Child" means any person, whose identity is known
26 or unknown, younger than 18 years of age.

27 (b) "Child pornography" means any image depicting a
28 minor engaged in sexual conduct.

29 (c) "Sadomasochistic abuse" means flagellation or
30 torture by or upon a person or the condition of being
31 fettered, bound, or otherwise physically restrained, for the

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1 purpose of deriving sexual satisfaction, or satisfaction
2 brought about as a result of sadistic violence, from
3 inflicting harm on another or receiving such harm oneself.

4 (d) "Sexual battery" means oral, anal, or vaginal
5 penetration by, or union with, the sexual organ of another or
6 the anal or vaginal penetration of another by any other
7 object. Sexual battery does not include an act done for a bona
8 fide medical purpose.

9 (e) "Sexual bestiality" means any sexual act, actual
10 or simulated, between a person and an animal involving the sex
11 organ of the one and the mouth, anus, or vagina of the other.

12 (f) "Sexual conduct" means actual or simulated sexual
13 intercourse, deviate sexual intercourse, sexual bestiality,
14 masturbation, or sadomasochistic abuse; actual lewd exhibition
15 of the genitals; actual physical contact with a person's
16 clothed or unclothed genitals, pubic area, buttocks, or, if
17 such person is a female, breast with the intent to arouse or
18 gratify the sexual desire of either party; or any act or
19 conduct which constitutes sexual battery or simulates that
20 sexual battery is being or will be committed. A mother's
21 breastfeeding of her baby does not under any circumstance
22 constitute "sexual conduct."

23 (2) A violation of s. 827.071, s. 847.0135, s.
24 847.0137, or s. 847.0138 shall be reclassified to the next
25 higher degree as provided in subsection (3) if:

26 (a) The offender possesses 10 or more images of any
27 form of child pornography regardless of content; and

28 (b) The content of at least one image contains one or
29 more of the following:

- 30 1. A child who is younger than the age of 5.
- 31 2. Sadomasochistic abuse involving a child.

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1 3. Sexual battery involving a child.

2 4. Sexual bestiality involving a child.

3 5. Any movie involving a child, regardless of length
4 and regardless of whether the movie contains sound.

5 (3)(a) In the case of a felony of the third degree,
6 the offense is reclassified to a felony of the second degree.

7 (b) In the case of a felony of the second degree, the
8 offense is reclassified to a felony of the first degree.

9
10 For purposes of sentencing under chapter 921, a felony offense
11 that is reclassified under this subsection is ranked one level
12 above the ranking under s. 921.0022 or s. 921.0023 of the
13 offense committed.

14 Section 4. Subsection (6) is added to section 827.071,
15 Florida Statutes, to read:

16 827.071 Sexual performance by a child; penalties.--

17 (6) This section does not prohibit a state attorney or
18 the Office of Statewide Prosecution from prosecuting a person
19 in this state for violating any other law of this state,
20 including a law providing for greater penalties than
21 prescribed in this section.

22 Section 5. Section 847.0135, Florida Statutes, is
23 amended to read:

24 847.0135 Computer pornography; traveling to meet
25 minor; penalties.--

26 (1) SHORT TITLE.--This section may ~~shall~~ be ~~known and~~
27 ~~may be~~ cited as the "Computer Pornography and Child
28 Exploitation Prevention Act ~~of 1986.~~"

29 (2) COMPUTER PORNOGRAPHY.--A person who:

30 (a) Knowingly compiles, enters into, or transmits by
31 use of computer;

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1 (b) Makes, prints, publishes, or reproduces by other
2 computerized means;

3 (c) Knowingly causes or allows to be entered into or
4 transmitted by use of computer; or

5 (d) Buys, sells, receives, exchanges, or disseminates,
6

7 any notice, statement, or advertisement of any minor's name,
8 telephone number, place of residence, physical

9 characteristics, or other descriptive or identifying
10 information for purposes of facilitating, encouraging,

11 offering, or soliciting sexual conduct of or with any minor,
12 or the visual depiction of such conduct, commits a felony of

13 the third degree, punishable as provided in s. 775.082, s.

14 775.083, or s. 775.084. The fact that an undercover operative

15 or law enforcement officer was involved in the detection and

16 investigation of an offense under this section does ~~shall~~ not

17 constitute a defense to a prosecution under this section.

18 (3) CERTAIN USES OF COMPUTER SERVICES OR DEVICES

19 PROHIBITED.--Any person who knowingly uses ~~utilizes~~ a computer

20 on-line service, Internet service, ~~or~~ local bulletin board

21 service, or any other device capable of electronic data

22 storage or transmission to:

23 (a) Seduce, solicit, lure, or entice, or attempt to

24 seduce, solicit, lure, or entice, a child or another person

25 believed by the person to be a child, to commit any illegal

26 act described in chapter 794, ~~relating to sexual battery;~~

27 chapter 800, ~~relating to lewdness and indecent exposure;~~ or

28 chapter 827, or to otherwise engage in any unlawful sexual

29 conduct with a child or with another person believed by the

30 person to be a child; or

31 (b) Solicit, lure or entice, or attempt to solicit,

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1 lure or entice a parent, legal guardian or custodian of a
 2 child or a person believed to be a parent, legal guardian, or
 3 custodian of a child to consent to the participation of such
 4 child in any act described in chapter 794, chapter 800, or
 5 chapter 827, or to otherwise engage in any sexual conduct
 6
 7 ~~, relating to child abuse,~~ commits a felony of the third
 8 degree, punishable as provided in s. 775.082, s. 775.083, or
 9 s. 775.084. Any person who, in violating this subsection,
 10 misrepresents his or her age, commits a felony of the second
 11 degree, punishable as provided in s. 775.082, s. 775.083 or
 12 775.084. Each separate use of a computer on-line service,
 13 Internet service, local bulletin board service, or any other
 14 device capable of electronic data storage or transmission
 15 wherein an offense described in this section is committed may
 16 be charged as a separate offense.

17 (4) TRAVELING TO MEET A MINOR.--Any person who travels
 18 any distance within this state, to this state, or from this
 19 state, by any means, who attempts to do so, or who causes
 20 another to do so or attempt to do so for the purpose of
 21 engaging in any illegal act described in chapter 794, chapter
 22 800, or chapter 827, or to otherwise engage in any other
 23 unlawful sexual conduct with a child, or with another person
 24 believed by the person to be a child, after using a computer
 25 on-line service, Internet service, local bulletin board
 26 service, or any other device capable of electronic data
 27 storage or transmission to:

28 (a) Seduce, solicit, lure, or entice, or attempt to
 29 seduce, solicit, lure, or entice, a child or another person
 30 believed by the person to be a child to engage, in any illegal
 31 act described in chapter 794, chapter 800, or chapter 827, or

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1 to otherwise engage in other unlawful sexual conduct with a
2 child; or

3 (b) Solicit, lure or entice or attempt to solicit,
4 lure or entice, a parent, legal guardian or custodian of a
5 child or a person believed to be a parent, legal guardian or
6 custodian of a child to consent to the participation of such
7 child in any act described in chapter 794, chapter 800, or
8 chapter 827, or to otherwise engage in any sexual conduct

9
10 commits a felony of the second degree, punishable as provided
11 in s. 775.082, s. 775.083, or s. 775.084.

12 (5)(4) OWNERS OR OPERATORS OF COMPUTER SERVICES
13 LIABLE.--It is unlawful for any owner or operator of a
14 computer on-line service, Internet service, or local bulletin
15 board service knowingly to permit a subscriber to ~~use~~ utilize
16 the service to commit a violation of this section. Any person
17 who violates this section commits a misdemeanor of the first
18 degree, punishable by a fine not exceeding \$2,000.

19 (6)(5) STATE CRIMINAL JURISDICTION.--

20 (a) A person is subject to prosecution in this state
21 pursuant to chapter 910 for any conduct proscribed by this
22 section which the person engages in, while either within or
23 outside this state, if by such conduct the person commits a
24 violation of this section involving a child or a child's
25 guardian residing in this state, or another person believed by
26 the person to be a child or a child's guardian residing in
27 this state.

28 (b) This section does not prohibit a state attorney or
29 the Office of Statewide Prosecution from prosecuting a person
30 in this state for violating any other law of this state,
31 including a law providing for greater penalties than

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1 prescribed in this section.

2 Section 6. Section 905.34, Florida Statutes, is
3 amended to read:

4 905.34 Powers and duties; law applicable.--The
5 jurisdiction of a statewide grand jury impaneled under this
6 chapter shall extend throughout the state. The subject matter
7 jurisdiction of the statewide grand jury shall be limited to
8 the offenses of:

9 (1) Bribery, burglary, carjacking, home-invasion
10 robbery, criminal usury, extortion, gambling, kidnapping,
11 larceny, murder, prostitution, perjury, and robbery;

12 (2) Crimes involving narcotic or other dangerous
13 drugs;

14 (3) Any violation of the provisions of the Florida
15 RICO (Racketeer Influenced and Corrupt Organization) Act,
16 including any offense listed in the definition of racketeering
17 activity in s. 895.02(1)(a), providing such listed offense is
18 investigated in connection with a violation of s. 895.03 and
19 is charged in a separate count of an information or indictment
20 containing a count charging a violation of s. 895.03, the
21 prosecution of which listed offense may continue independently
22 if the prosecution of the violation of s. 895.03 is terminated
23 for any reason;

24 (4) Any violation of the provisions of the Florida
25 Anti-Fencing Act;

26 (5) Any violation of the provisions of the Florida
27 Antitrust Act of 1980, as amended;

28 (6) Any violation of the provisions of chapter 815;

29 (7) Any crime involving, or resulting in, fraud or
30 deceit upon any person;

31 (8) Any violation of s. 847.0135, s. 847.0137, or s.

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1 847.0138 relating to computer pornography and child
 2 exploitation prevention, or any offense related to a violation
 3 of s. 847.0135, s. 847.0137, or s. 847.0138, or any violation
 4 of chapter 827 if the crime was facilitated by or connected to
 5 the use of the Internet or any device capable of electronic
 6 data storage or transmission;

7 (9) Any criminal violation of part I of chapter 499;

8 or

9 (10) Any criminal violation of s. 409.920 or s.
 10 409.9201;

11
 12 or any attempt, solicitation, or conspiracy to commit any
 13 violation of the crimes specifically enumerated above, when
 14 any such offense is occurring, or has occurred, in two or more
 15 judicial circuits as part of a related transaction or when any
 16 such offense is connected with an organized criminal
 17 conspiracy affecting two or more judicial circuits. Any crime
 18 facilitated by or connected to the use of the Internet in one
 19 judicial circuit is deemed a crime occurring simultaneously in
 20 every judicial circuit within the state. The statewide grand
 21 jury may return indictments and presentments irrespective of
 22 the county or judicial circuit where the offense is committed
 23 or triable. If an indictment is returned, it shall be
 24 certified and transferred for trial to the county where the
 25 offense was committed. The powers and duties of, and law
 26 applicable to, county grand juries shall apply to a statewide
 27 grand jury except when such powers, duties, and law are
 28 inconsistent with the provisions of ss. 905.31-905.40.

29 Section 7. Section 910.15, Florida Statutes, is
 30 amended to read:

31 910.15 Crimes facilitated by ~~Theft and fraudulent~~

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1 ~~practices concerning communication systems.--~~

2 (1) A person charged with committing a crime
3 facilitated by a communication through use of the mail,
4 telephone, newspaper, radio, television, Internet, or another
5 means of electronic data communication,†

6 ~~(a) A fraudulent practice in a manner in which it may~~
7 ~~reasonably be assumed that a communication made to facilitate~~
8 ~~the fraudulent practice, or a false or misleading~~
9 ~~representation, could or would be disseminated across~~
10 ~~jurisdictional lines; or~~

11 ~~(b) A theft involving the use of the mail, telephone,~~
12 ~~newspaper, radio, television, or other means of communication,~~
13
14 may be tried in the county in which the dissemination
15 originated, in which the dissemination was made, or in which
16 any act necessary to consummate the offense occurred.

17 (2) For purposes of this section, if a communication
18 is made by or made available through the use of the Internet,
19 the communication was made in every county within the state.

20 Section 8. Paragraph (g) of subsection (3) of section
21 921.0022, Florida Statutes, is amended to read:

22 921.0022 Criminal Punishment Code; offense severity
23 ranking chart.--

24 (3) OFFENSE SEVERITY RANKING CHART

25
26 Florida Felony
27 Statute Degree Description

28
29 (g) LEVEL 7
30 316.027(1)(b) 1st Accident involving death, failure
31 to stop; leaving scene.

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1	316.193(3)(c)2.	3rd	DUI resulting in serious bodily
2			injury.
3	316.1935(3)(b)	1st	Causing serious bodily injury or
4			death to another person; driving
5			at high speed or with wanton
6			disregard for safety while
7			fleeing or attempting to elude
8			law enforcement officer who is in
9			a patrol vehicle with siren and
10			lights activated.
11	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious
12			bodily injury.
13	402.319(2)	2nd	Misrepresentation and negligence
14			or intentional act resulting in
15			great bodily harm, permanent
16			disfiguration, permanent
17			disability, or death.
18	409.920(2)	3rd	Medicaid provider fraud.
19	456.065(2)	3rd	Practicing a health care
20			profession without a license.
21	456.065(2)	2nd	Practicing a health care
22			profession without a license
23			which results in serious bodily
24			injury.
25	458.327(1)	3rd	Practicing medicine without a
26			license.
27	459.013(1)	3rd	Practicing osteopathic medicine
28			without a license.
29	460.411(1)	3rd	Practicing chiropractic medicine
30			without a license.
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1	461.012(1)	3rd	Practicing podiatric medicine
2			without a license.
3	462.17	3rd	Practicing naturopathy without a
4			license.
5	463.015(1)	3rd	Practicing optometry without a
6			license.
7	464.016(1)	3rd	Practicing nursing without a
8			license.
9	465.015(2)	3rd	Practicing pharmacy without a
10			license.
11	466.026(1)	3rd	Practicing dentistry or dental
12			hygiene without a license.
13	467.201	3rd	Practicing midwifery without a
14			license.
15	468.366	3rd	Delivering respiratory care
16			services without a license.
17	483.828(1)	3rd	Practicing as clinical laboratory
18			personnel without a license.
19	483.901(9)	3rd	Practicing medical physics
20			without a license.
21	484.013(1)(c)	3rd	Preparing or dispensing optical
22			devices without a prescription.
23	484.053	3rd	Dispensing hearing aids without a
24			license.
25	494.0018(2)	1st	Conviction of any violation of
26			ss. 494.001-494.0077 in which the
27			total money and property
28			unlawfully obtained exceeded
29			\$50,000 and there were five or
30			more victims.
31			

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1	560.123(8)(b)1.	3rd	Failure to report currency or
2			payment instruments exceeding
3			\$300 but less than \$20,000 by
4			money transmitter.
5	560.125(5)(a)	3rd	Money transmitter business by
6			unauthorized person, currency or
7			payment instruments exceeding
8			\$300 but less than \$20,000.
9	655.50(10)(b)1.	3rd	Failure to report financial
10			transactions exceeding \$300 but
11			less than \$20,000 by financial
12			institution.
13	775.21(10)(a)	3rd	Sexual predator; failure to
14			register; failure to renew
15			driver's license or
16			identification card; other
17			registration violations.
18	775.21(10)(b)	3rd	Sexual predator working where
19			children regularly congregate.
20	775.21(10)(g)	3rd	Failure to report or providing
21			false information about a sexual
22			predator; harbor or conceal a
23			sexual predator.
24	782.051(3)	2nd	Attempted felony murder of a
25			person by a person other than the
26			perpetrator or the perpetrator of
27			an attempted felony.
28	782.07(1)	2nd	Killing of a human being by the
29			act, procurement, or culpable
30			negligence of another
31			(manslaughter).

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1	782.071	2nd	Killing of human being or viable
2			fetus by the operation of a motor
3			vehicle in a reckless manner
4			(vehicular homicide).
5	782.072	2nd	Killing of a human being by the
6			operation of a vessel in a
7			reckless manner (vessel
8			homicide).
9	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
10			causing great bodily harm or
11			disfigurement.
12	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
13			weapon.
14	784.045(1)(b)	2nd	Aggravated battery; perpetrator
15			aware victim pregnant.
16	784.048(4)	3rd	Aggravated stalking; violation of
17			injunction or court order.
18	784.048(7)	3rd	Aggravated stalking; violation of
19			court order.
20	784.07(2)(d)	1st	Aggravated battery on law
21			enforcement officer.
22	784.074(1)(a)	1st	Aggravated battery on sexually
23			violent predators facility staff.
24	784.08(2)(a)	1st	Aggravated battery on a person 65
25			years of age or older.
26	784.081(1)	1st	Aggravated battery on specified
27			official or employee.
28	784.082(1)	1st	Aggravated battery by detained
29			person on visitor or other
30			detainee.
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1	784.083(1)	1st	Aggravated battery on code
2			inspector.
3	790.07(4)	1st	Specified weapons violation
4			subsequent to previous conviction
5			of s. 790.07(1) or (2).
6	790.16(1)	1st	Discharge of a machine gun under
7			specified circumstances.
8	790.165(2)	2nd	Manufacture, sell, possess, or
9			deliver hoax bomb.
10	790.165(3)	2nd	Possessing, displaying, or
11			threatening to use any hoax bomb
12			while committing or attempting to
13			commit a felony.
14	790.166(3)	2nd	Possessing, selling, using, or
15			attempting to use a hoax weapon
16			of mass destruction.
17	790.166(4)	2nd	Possessing, displaying, or
18			threatening to use a hoax weapon
19			of mass destruction while
20			committing or attempting to
21			commit a felony.
22	796.03	2nd	Procuring any person under 16
23			years for prostitution.
24	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;
25			victim less than 12 years of age;
26			offender less than 18 years.
27	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;
28			victim 12 years of age or older
29			but less than 16 years; offender
30			18 years or older.

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1	806.01(2)	2nd	Maliciously damage structure by
2			fire or explosive.
3	810.02(3)(a)	2nd	Burglary of occupied dwelling;
4			unarmed; no assault or battery.
5	810.02(3)(b)	2nd	Burglary of unoccupied dwelling;
6			unarmed; no assault or battery.
7	810.02(3)(d)	2nd	Burglary of occupied conveyance;
8			unarmed; no assault or battery.
9	812.014(2)(a)1.	1st	Property stolen, valued at
10			\$100,000 or more or a semitrailer
11			deployed by a law enforcement
12			officer; property stolen while
13			causing other property damage;
14			1st degree grand theft.
15	812.014(2)(b)2.	2nd	Property stolen, cargo valued at
16			less than \$50,000, grand theft in
17			2nd degree.
18	812.014(2)(b)3.	2nd	Property stolen, emergency
19			medical equipment; 2nd degree
20			grand theft.
21	812.0145(2)(a)	1st	Theft from person 65 years of age
22			or older; \$50,000 or more.
23	812.019(2)	1st	Stolen property; initiates,
24			organizes, plans, etc., the theft
25			of property and traffics in
26			stolen property.
27	812.131(2)(a)	2nd	Robbery by sudden snatching.
28	812.133(2)(b)	1st	Carjacking; no firearm, deadly
29			weapon, or other weapon.
30	817.234(8)(a)	2nd	Solicitation of motor vehicle
31			accident victims with intent to
			17
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1			defraud.
2	817.234(9)	2nd	Organizing, planning, or
3			participating in an intentional
4			motor vehicle collision.
5	817.234(11)(c)	1st	Insurance fraud; property value
6			\$100,000 or more.
7	817.2341(2)(b)&		
8	(3)(b)	1st	Making false entries of material
9			fact or false statements
10			regarding property values
11			relating to the solvency of an
12			insuring entity which are a
13			significant cause of the
14			insolvency of that entity.
15	825.102(3)(b)	2nd	Neglecting an elderly person or
16			disabled adult causing great
17			bodily harm, disability, or
18			disfigurement.
19	825.103(2)(b)	2nd	Exploiting an elderly person or
20			disabled adult and property is
21			valued at \$20,000 or more, but
22			less than \$100,000.
23	827.03(3)(b)	2nd	Neglect of a child causing great
24			bodily harm, disability, or
25			disfigurement.
26	827.04(3)	3rd	Impregnation of a child under 16
27			years of age by person 21 years
28			of age or older.
29	837.05(2)	3rd	Giving false information about
30			alleged capital felony to a law
31			enforcement officer.
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1	838.015	2nd	Bribery.
2	838.016	2nd	Unlawful compensation or reward
3			for official behavior.
4	838.021(3)(a)	2nd	Unlawful harm to a public
5			servant.
6	838.22	2nd	Bid tampering.
7	847.0135(3)	3rd	Solicitation of a child, via a
8			computer service, to commit an
9			unlawful sex act.
10	<u>847.0135(4)</u>	<u>2nd</u>	<u>Traveling to meet a minor to</u>
11			<u>commit an unlawful sex act.</u>
12	872.06	2nd	Abuse of a dead human body.
13	893.13(1)(c)1.	1st	Sell, manufacture, or deliver
14			cocaine (or other drug prohibited
15			under s. 893.03(1)(a), (1)(b),
16			(1)(d), (2)(a), (2)(b), or
17			(2)(c)4.) within 1,000 feet of a
18			child care facility, school, or
19			state, county, or municipal park
20			or publicly owned recreational
21			facility or community center.
22	893.13(1)(e)1.	1st	Sell, manufacture, or deliver
23			cocaine or other drug prohibited
24			under s. 893.03(1)(a), (1)(b),
25			(1)(d), (2)(a), (2)(b), or
26			(2)(c)4., within 1,000 feet of
27			property used for religious
28			services or a specified business
29			site.
30	893.13(4)(a)	1st	Deliver to minor cocaine (or
31			other s. 893.03(1)(a), (1)(b),

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1			(1)(d), (2)(a), (2)(b), or
2			(2)(c)4. drugs).
3	893.135(1)(a)1.	1st	Trafficking in cannabis, more
4			than 25 lbs., less than 2,000
5			lbs.
6	893.135		
7	(1)(b)1.a.	1st	Trafficking in cocaine, more than
8			28 grams, less than 200 grams.
9	893.135		
10	(1)(c)1.a.	1st	Trafficking in illegal drugs,
11			more than 4 grams, less than 14
12			grams.
13	893.135		
14	(1)(d)1.	1st	Trafficking in phencyclidine,
15			more than 28 grams, less than 200
16			grams.
17	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
18			than 200 grams, less than 5
19			kilograms.
20	893.135(1)(f)1.	1st	Trafficking in amphetamine, more
21			than 14 grams, less than 28
22			grams.
23	893.135		
24	(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4
25			grams or more, less than 14
26			grams.
27	893.135		
28	(1)(h)1.a.	1st	Trafficking in
29			gamma-hydroxybutyric acid (GHB),
30			1 kilogram or more, less than 5
31			kilograms.
			20
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1	893.135		
2	(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1
3			kilogram or more, less than 5
4			kilograms.
5	893.135		
6	(1)(k)2.a.	1st	Trafficking in Phenethylamines,
7			10 grams or more, less than 200
8			grams.
9	896.101(5)(a)	3rd	Money laundering, financial
10			transactions exceeding \$300 but
11			less than \$20,000.
12	896.104(4)(a)1.	3rd	Structuring transactions to evade
13			reporting or registration
14			requirements, financial
15			transactions exceeding \$300 but
16			less than \$20,000.
17	943.0435(4)(c)	2nd	Sexual offender vacating
18			permanent residence; failure to
19			comply with reporting
20			requirements.
21	943.0435(8)	2nd	Sexual offender; remains in state
22			after indicating intent to leave;
23			failure to comply with reporting
24			requirements.
25	943.0435(9)(a)	3rd	Sexual offender; failure to
26			comply with reporting
27			requirements.
28	943.0435(13)	3rd	Failure to report or providing
29			false information about a sexual
30			offender; harbor or conceal a
31			sexual offender.

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- 1 943.0435(14) 3rd Sexual offender; failure to
- 2 report and reregister; failure to
- 3 respond to address verification.
- 4 944.607(9) 3rd Sexual offender; failure to
- 5 comply with reporting
- 6 requirements.
- 7 944.607(10)(a) 3rd Sexual offender; failure to
- 8 submit to the taking of a
- 9 digitized photograph.
- 10 944.607(12) 3rd Failure to report or providing
- 11 false information about a sexual
- 12 offender; harbor or conceal a
- 13 sexual offender.
- 14 944.607(13) 3rd Sexual offender; failure to
- 15 report and reregister; failure to
- 16 respond to address verification.

18 (Redesignate subsequent sections.)

21 ===== T I T L E A M E N D M E N T =====

22 And the title is amended as follows:

23 On page 2, line 11, after the semi-colon

24
25 insert:

26 amending s. 921.0022(3), F.S.; ranking the
27 offense created in s. 847.0135, F.S.;

28
29
30
31