

1 theft is aggregated to determine the value of the property
2 stolen;

3 (c) Acts in concert with one or more other individuals
4 within one or more establishments to distract the merchant,
5 merchant's employee, or law enforcement officer in order to
6 carry out the offense, or acts in other ways to coordinate
7 efforts to carry out the offense; or

8 (d) Commits the offense through the purchase of
9 merchandise in a package or box that contains merchandise
10 other than, or in addition to, the merchandise purported to be
11 contained in the package or box.

12 (9) A Any person commits a felony of the second
13 degree, punishable as provided in s. 775.082, s. 775.083, or
14 s. 775.084, if the person:

15 (a) ~~who~~ Violates subsection (8) and ~~who~~ has previously
16 been convicted of a violation of subsection (8); or

17 (b) Individually, or in concert with one or more other
18 persons, coordinates the activities of one or more persons in
19 committing the offense of retail theft where the stolen
20 property has a value in excess of \$3,000 ~~commits a felony of~~
21 ~~the second degree, punishable as provided in s. 775.082, s.~~
22 ~~775.083, or s. 775.084.~~

23 Section 2. Paragraph (f) of subsection (3) of section
24 921.0022, Florida Statutes, is amended to read:

25 (3) OFFENSE SEVERITY RANKING CHART

Florida Statute	Felony Degree	Description
		(f) LEVEL 6
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
499.0051(3)	2nd	Forgery of pedigree papers.

1	499.0051(4)	2nd	Purchase or receipt of legend
2			drug from unauthorized person.
3	499.0051(5)	2nd	Sale of legend drug to
4			unauthorized person.
5	775.0875(1)	3rd	Taking firearm from law
6			enforcement officer.
7	784.021(1)(a)	3rd	Aggravated assault; deadly weapon
8			without intent to kill.
9	784.021(1)(b)	3rd	Aggravated assault; intent to
10			commit felony.
11	784.041	3rd	Felony battery.
12	784.048(3)	3rd	Aggravated stalking; credible
13			threat.
14	784.048(5)	3rd	Aggravated stalking of person
15			under 16.
16	784.07(2)(c)	2nd	Aggravated assault on law
17			enforcement officer.
18	784.074(1)(b)	2nd	Aggravated assault on sexually
19			violent predators facility staff.
20	784.08(2)(b)	2nd	Aggravated assault on a person 65
21			years of age or older.
22	784.081(2)	2nd	Aggravated assault on specified
23			official or employee.
24	784.082(2)	2nd	Aggravated assault by detained
25			person on visitor or other
26			detainee.
27	784.083(2)	2nd	Aggravated assault on code
28			inspector.
29	787.02(2)	3rd	False imprisonment; restraining
30			with purpose other than those in
31			s. 787.01.

1	790.115(2)(d)	2nd	Discharging firearm or weapon on
2			school property.
3	790.161(2)	2nd	Make, possess, or throw
4			destructive device with intent to
5			do bodily harm or damage
6			property.
7	790.164(1)	2nd	False report of deadly explosive,
8			weapon of mass destruction, or
9			act of arson or violence to state
10			property.
11	790.19	2nd	Shooting or throwing deadly
12			missiles into dwellings, vessels,
13			or vehicles.
14	794.011(8)(a)	3rd	Solicitation of minor to
15			participate in sexual activity by
16			custodial adult.
17	794.05(1)	2nd	Unlawful sexual activity with
18			specified minor.
19	800.04(5)(d)	3rd	Lewd or lascivious molestation;
20			victim 12 years of age or older
21			but less than 16 years; offender
22			less than 18 years.
23	800.04(6)(b)	2nd	Lewd or lascivious conduct;
24			offender 18 years of age or
25			older.
26	806.031(2)	2nd	Arson resulting in great bodily
27			harm to firefighter or any other
28			person.
29	810.02(3)(c)	2nd	Burglary of occupied structure;
30			unarmed; no assault or battery.
31			

1	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more,
2			but less than \$100,000, grand
3			theft in 2nd degree.
4	812.015(9)(a)	2nd	Retail theft; property stolen
5			\$300 or more; second or
6			subsequent conviction.
7	<u>812.015(9)(b)</u>	<u>2nd</u>	<u>Retail theft; property stolen</u>
8			<u>\$3,000 or more; coordination of</u>
9			<u>others.</u>
10	812.13(2)(c)	2nd	Robbery, no firearm or other
11			weapon (strong-arm robbery).
12	817.034(4)(a)1.	1st	Communications fraud, value
13			greater than \$50,000.
14	817.4821(5)	2nd	Possess cloning paraphernalia
15			with intent to create cloned
16			cellular telephones.
17	825.102(1)	3rd	Abuse of an elderly person or
18			disabled adult.
19	825.102(3)(c)	3rd	Neglect of an elderly person or
20			disabled adult.
21	825.1025(3)	3rd	Lewd or lascivious molestation of
22			an elderly person or disabled
23			adult.
24	825.103(2)(c)	3rd	Exploiting an elderly person or
25			disabled adult and property is
26			valued at less than \$20,000.
27	827.03(1)	3rd	Abuse of a child.
28	827.03(3)(c)	3rd	Neglect of a child.
29	827.071(2) & (3)	2nd	Use or induce a child in a sexual
30			performance, or promote or direct
31			such performance.

1	836.05	2nd	Threats; extortion.
2	836.10	2nd	Written threats to kill or do
3			bodily injury.
4	843.12	3rd	Aids or assists person to escape.
5	847.0135(2)	3rd	Facilitates sexual conduct of or
6			with a minor or the visual
7			depiction of such conduct.
8	914.23	2nd	Retaliation against a witness,
9			victim, or informant, with bodily
10			injury.
11	944.35(3)(a)2.	3rd	Committing malicious battery upon
12			or inflicting cruel or inhuman
13			treatment on an inmate or
14			offender on community
15			supervision, resulting in great
16			bodily harm.
17	944.40	2nd	Escapes.
18	944.46	3rd	Harboring, concealing, aiding
19			escaped prisoners.
20	944.47(1)(a)5.	2nd	Introduction of contraband
21			(firearm, weapon, or explosive)
22			into correctional facility.
23	951.22(1)	3rd	Intoxicating drug, firearm, or
24			weapon introduced into county
25			facility.

26 Section 3. This act shall take effect October 1, 2007.