

By Senator Storms

10-1717A-07

See HB

1 A bill to be entitled
2 An act relating to prostitution; creating s.
3 796.011, F.S.; providing definitions; amending
4 s. 796.03, F.S.; increasing penalties for
5 procuring a minor for prostitution; amending s.
6 796.04, F.S.; providing enhanced penalties for
7 forcing, compelling, or coercing another to
8 become a prostitute; amending and redesignating
9 s. 796.035, F.S., and amending s. 796.045,
10 F.S.; increasing penalties for selling or
11 buying minors into sex trafficking or
12 prostitution; revising provisions relating to
13 sex trafficking; increasing penalties; amending
14 s. 796.05, F.S.; revising provisions
15 prohibiting deriving support or maintenance
16 from earnings of prostitution; amending s.
17 796.06, F.S.; revising provisions prohibiting
18 rental of certain facilities for prohibited
19 activities; prohibiting the owner or operator
20 of any adult entertainment establishment or
21 unlicensed massage establishment from allowing
22 it to be used for advertising, facilitating,
23 soliciting, promoting, or arranging certain
24 prohibited activities; providing penalties;
25 prohibiting persons having direct control over
26 or the ability to edit the content of a web
27 page from allowing it to be used for
28 advertising, facilitating, soliciting,
29 promoting, or arranging certain prohibited
30 activities; providing penalties; amending s.
31 796.07, F.S.; revising provisions prohibiting

1 prostitution, lewdness, and assignation;
2 amending s. 796.09, F.S.; revising provisions
3 providing a civil action against persons who
4 coerce or induce certain activities; providing
5 for actions against the owner or operator of
6 any adult entertainment establishment or
7 unlicensed massage establishment used to
8 facilitate certain prohibited activities or
9 persons having direct control over or the
10 ability to edit the content of a web page used
11 to facilitate certain prohibited activities;
12 creating s. 796.101, F.S.; providing that
13 certain information provided by persons with
14 knowledge relating to certain violations or
15 information discovered as a result of such
16 information may not be used against such
17 persons in certain proceedings; providing
18 exceptions; providing applicability; creating
19 s. 796.11, F.S.; requiring the Department of
20 Law Enforcement to create a website containing
21 certain information about persons convicted of
22 specified violations; creating s. 938.14, F.S.;
23 providing for an assessment to be paid by
24 violators of specified provisions; providing
25 for disposition and use of funds; amending s.
26 938.10, F.S., relating to additional court
27 costs imposed in cases of certain crimes
28 against minors, to conform; amending s.
29 772.102, F.S.; expanding the definition of the
30 term "criminal activity" to include the offense
31 of facilitating certain offenses for purposes

1 of seeking civil remedies for criminal
2 offenses; amending s. 895.02, F.S.; redefining
3 the term "racketeering activity" to revise the
4 offenses included for purposes of the Florida
5 RICO Act; amending s. 932.7055, F.S.; providing
6 for disposition of portions of forfeited
7 property to persons providing material
8 information concerning specified violations and
9 to state attorneys prosecuting such violations;
10 amending ss. 322.28, 775.21, 943.0435, 944.606,
11 and 944.607, F.S.; conforming cross-references;
12 amending s. 921.0022, F.S.; conforming the
13 Offense Severity Ranking chart of the criminal
14 punishment code; providing an effective date.

15
16 Be It Enacted by the Legislature of the State of Florida:

17
18 Section 1. Section 796.011, Florida Statutes, is
19 created to read:

20 796.011 Definitions.--As used in this chapter, the
21 term:

22 (1) "Assignment" means the making of any appointment
23 or engagement for prostitution or lewdness, or any act in
24 furtherance of such appointment or engagement.

25 (2) "Coercion" means any practice of domination or
26 restraint for the purpose of or with the reasonably
27 foreseeable effect of causing another person to engage in or
28 remain in prostitution or to relinquish earnings derived from
29 prostitution, and includes, but is not limited to:

30 (a) Physical force or threat of physical force.

31 (b) Physical or mental torture.

- 1 (c) Kidnapping.
2 (d) Blackmail.
3 (e) Extortion or claims of indebtedness.
4 (f) Threat of legal complaint or report of
5 delinquency.
6 (g) Threatening to interfere with parental rights or
7 responsibilities, whether by judicial or administrative action
8 or otherwise.
9 (h) Restraint of speech or communication with others.
10 (i) Exploitation of a condition of developmental
11 disability, cognitive limitation, affective disorder, or
12 substance dependency.
13 (j) Exploitation of victimization by sexual abuse.
14 (k) Exploitation of pornographic performance.
15 (l) Exploitation of human needs for food, shelter,
16 safety, or affection.
17 (3) "Inducement" means something offered for the
18 purpose of or with the reasonably foreseeable effect of
19 causing another person to engage in or remain in prostitution
20 or to relinquish earnings derived from prostitution, and
21 includes, but is not limited to:
22 (a) Promise of legal benefit.
23 (b) Promise of financial or material reward.
24 (c) Promise of marriage.
25 (4) "Lewdness" means any indecent or obscene act.
26 (5) "Prostitution" means the giving or receiving of
27 the body for sexual activity for hire; however, the term does
28 not include sexual activity between spouses.
29 (6) "Sexual activity" means oral, anal, or vaginal
30 penetration by, or union with, the sexual organ of another;
31 anal or vaginal penetration of another by any other object; or

1 the handling or fondling of the sexual organ of another for
2 the purpose of masturbation; however, the term does not
3 include acts done for bona fide medical purposes.

4 Section 2. Section 796.03, Florida Statutes, is
5 amended to read:

6 796.03 Procuring minor ~~person under age of 18~~ for
7 prostitution.--A person who procures for prostitution, or
8 causes to be prostituted, any minor ~~person who is under the~~
9 ~~age of 18 years~~ commits a felony of the first ~~second~~ degree,
10 punishable as provided in s. 775.082, s. 775.083, or s.
11 775.084.

12 Section 3. Section 796.04, Florida Statutes, is
13 amended to read:

14 796.04 Forcing, compelling, or coercing another to
15 become a prostitute.--

16 ~~(1) After May 1, 1943, It is shall be~~ unlawful for
17 anyone to force, compel, or coerce another to become a
18 prostitute.

19 ~~(2) A person anyone~~ violating this section commits
20 ~~shall be guilty of~~ a felony of the first ~~third~~ degree,
21 punishable as provided in s. 775.082, s. 775.083, or s.
22 775.084.

23 Section 4. Section 796.035, Florida Statutes, is
24 redesignated as paragraph (b) of subsection (2) of section
25 796.045, Florida Statutes, and amended, and section 796.045,
26 Florida Statutes, is amended, to read:

27 796.045 Sex trafficking; penalties.--

28 (1) Except as provided subsection (2), any person who
29 knowingly recruits, entices, harbors, transports, provides, or
30 obtains by any means a person, knowing that force, fraud, or
31 coercion will be used to cause that person to engage in

1 prostitution, commits the offense of sex trafficking, a felony
2 of the first ~~second~~ degree, punishable as provided in s.
3 775.082, s. 775.083, or s. 775.084.

4 (2)(a) Any A person who violates paragraph (a) and
5 ~~commits a felony of the first degree, punishable as provided~~
6 ~~in s. 775.082, s. 775.083, or s. 775.084, if the offense of~~
7 ~~sex trafficking is committed against a minor person who is~~
8 ~~under the age of 14 or if the such offense results in death;~~
9 ~~or-~~

10 (b) 796.035 Selling or buying of minors into sex
11 ~~trafficking or prostitution; penalties.~~ Any parent, legal
12 guardian, or other person having custody or control of a minor
13 who sells or otherwise transfers custody or control of such
14 minor, or offers to sell or otherwise transfer custody of such
15 minor, with knowledge that, as a consequence of the sale or
16 transfer, force, fraud, or coercion will be used to cause the
17 minor to engage in prostitution or otherwise participate in
18 the trade of sex trafficking,
19
20 commits a life felony ~~of the first degree~~, punishable as
21 provided in s. 775.082, s. 775.083, or s. 775.084.

22 Section 5. Subsection (1) of section 796.05, Florida
23 Statutes, is amended to read:

24 796.05 Deriving support from the proceeds of
25 prostitution.--

26 (1) It shall be unlawful for any person with
27 reasonable belief or knowing another person is engaged in
28 prostitution to live or derive support or maintenance in whole
29 or in part, directly or indirectly, from what is believed to
30 be the earnings or proceeds of such person's prostitution.
31

1 Section 6. Section 796.06, Florida Statutes, is
2 amended to read:

3 796.06 Furthering activity prohibited under this
4 chapter Renting space to be used for lewdness, assignation, or
5 prostitution.--

6 (1) Any person who owns, establishes, maintains, lets,
7 rents, or operates It is unlawful to let or rent, any place,
8 structure, or part thereof, or trailer or other conveyance and
9 who knows or should know, with the knowledge that it will be
10 used for the purpose of activity prohibited under this chapter
11 commits a felony of the third degree, punishable as provided
12 in s. 775.082, s. 775.083, or s. 775.084 lewdness,
13 assignation, or prostitution.

14 (2) The owner or operator of any adult entertainment
15 establishment or unlicensed massage establishment as defined
16 in s. 847.001 who knows or should know that the establishment
17 is being used, in whole or in part, for the purpose of
18 advertising, facilitating, soliciting, promoting, or arranging
19 any activity prohibited under this chapter, whether or not the
20 owner or operator derives income from the prohibited activity,
21 commits a felony of the third degree, punishable as provided
22 in s. 775.082, s. 775.083, or s. 775.084.

23 (3) Any person having direct control over or the
24 ability to edit the content of a web page who places, causes
25 to be placed, or allows to remain, after notification of
26 activity prohibited under this chapter, any language or other
27 content on such web page for the purpose of advertising,
28 facilitating, soliciting, promoting, or arranging any activity
29 prohibited by this chapter, whether or not the person in
30 control derives income from the prohibited language, content,
31

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

3 ~~(2) A person who violates this section commits:~~

4 ~~(a) A misdemeanor of the second degree for a first~~
5 ~~violation, punishable as provided in s. 775.082 or s. 775.083.~~

6 ~~(b) A misdemeanor of the first degree for a second or~~
7 ~~subsequent violation, punishable as provided in s. 775.082 or~~
8 ~~s. 775.083.~~

9 Section 7. Section 796.07, Florida Statutes, is
10 amended to read:

11 796.07 Prohibiting prostitution, lewdness, and
12 assignation etc.; evidence; penalties; definitions.--

13 ~~(1) As used in this section:~~

14 ~~(a) "Prostitution" means the giving or receiving of~~
15 ~~the body for sexual activity for hire but excludes sexual~~
16 ~~activity between spouses.~~

17 ~~(b) "Lewdness" means any indecent or obscene act.~~

18 ~~(c) "Assignation" means the making of any appointment~~
19 ~~or engagement for prostitution or lewdness, or any act in~~
20 ~~furtherance of such appointment or engagement.~~

21 ~~(d) "Sexual activity" means oral, anal, or vaginal~~
22 ~~penetration by, or union with, the sexual organ of another;~~
23 ~~anal or vaginal penetration of another by any other object; or~~
24 ~~the handling or fondling of the sexual organ of another for~~
25 ~~the purpose of masturbation; however, the term does not~~
26 ~~include acts done for bona fide medical purposes.~~

27 ~~(1)(2)~~ It is unlawful for a person:

28 ~~(a) To own, establish, maintain, or operate any place,~~
29 ~~structure, building, or conveyance for the purpose of~~
30 ~~lewdness, assignation, or prostitution.~~

31

1 ~~(a)(b)~~ To offer, or to offer or agree to secure, any
2 other person ~~another~~ for the purpose of prostitution,
3 lewdness, or assignation ~~or for any other lewd or indecent~~
4 ~~act.~~

5 ~~(b)(c)~~ To receive, or to offer or agree to receive,
6 any person into any place, structure, building, or trailer or
7 other conveyance for the purpose of prostitution, lewdness, or
8 assignation, ~~or to permit any person to remain there for such~~
9 ~~purpose.~~

10 ~~(c)(d)~~ To direct, take, or transport, or to offer or
11 agree to direct, take, or transport, any person to any place,
12 structure, ~~or~~ building, or trailer or other conveyance or to
13 any other person, with knowledge or reasonable cause to
14 believe that the purpose of such directing, taking, or
15 transporting is prostitution, lewdness, or assignation.

16 ~~(d)(e)~~ To offer to commit, or to commit, or to engage
17 in, prostitution, lewdness, or assignation.

18 ~~(e)(f)~~ To solicit, induce, entice, or procure any
19 other person ~~another~~ to commit prostitution, lewdness, or
20 assignation, other than as prohibited in ss. 796.04 and
21 796.045.

22 ~~(f)(g)~~ To reside in, enter, or remain in, any place,
23 structure, or building, or to enter or remain in any trailer
24 or other conveyance, for the purpose of prostitution,
25 lewdness, or assignation.

26 ~~(g)(h)~~ To aid, abet, or participate, other than as
27 provided in s. 796.06, in prostitution, lewdness, or
28 assignation ~~any of the acts or things enumerated in this~~
29 ~~subsection.~~

30 ~~(h)(i)~~ To purchase the services of any person, other
31 than as prohibited in s. 796.03, engaged in prostitution.

1 ~~(2)(3)~~(a) In the trial of a person charged with a
2 violation of this section, testimony concerning the reputation
3 of any place, structure, building, or trailer or other
4 conveyance involved in the charge, testimony concerning the
5 reputation of any person residing in, operating, or
6 frequenting such place, structure, building, or trailer or
7 other conveyance, and testimony concerning the reputation of
8 the defendant is admissible in evidence in support of the
9 charge.

10 (b) Notwithstanding any other provision of law, a
11 police officer may testify as an offended party in an action
12 regarding charges filed pursuant to this section.

13 ~~(3)(4)~~ A person who violates any provision of this
14 section commits:

15 (a) A misdemeanor of the second degree for a first
16 violation, punishable as provided in s. 775.082 or s. 775.083.

17 (b) A misdemeanor of the first degree for a second
18 violation, punishable as provided in s. 775.082 or s. 775.083.

19 (c) A felony of the third degree for a third or
20 subsequent violation, punishable as provided in s. 775.082, s.
21 775.083, or s. 775.084.

22 ~~(4)(5)~~ A person who is charged with a third or
23 subsequent violation of this section shall be offered
24 admission to a pretrial intervention program or a
25 substance-abuse treatment program as provided in s. 948.08.

26 ~~(5)(6)~~ A person who violates paragraph ~~(1)(e)~~~~(2)(f)~~
27 shall be assessed a civil penalty of \$500 if the violation
28 results in any judicial disposition other than acquittal or
29 dismissal. The proceeds from penalties assessed under this
30 subsection shall be paid to the circuit court administrator
31

1 for the sole purpose of paying the administrative costs of
2 treatment-based drug court programs provided under s. 397.334.

3 Section 8. Section 796.09, Florida Statutes, is
4 amended to read:

5 796.09 Coercion or inducement; civil cause of action;
6 evidence; defenses; attorney's fees.--

7 (1) A person has a cause of action for compensatory
8 and punitive damages against any or all of the following:

9 (a) A person who coerced or induced that person into
10 prostitution. ~~;~~

11 (b) A person who coerces or induces that person to
12 remain in prostitution. ~~;~~ ~~or~~

13 (c) A person who uses coercion or inducement to
14 collect or receive any part of that person's earnings derived
15 from prostitution.

16 (d) The owner or operator of any adult entertainment
17 establishment or unlicensed massage establishment as defined
18 in s. 847.001 who knows or should know that the establishment
19 is being used, in whole or in part, for the purpose of
20 advertising, facilitating, soliciting, promoting, or arranging
21 any activity prohibited under this chapter involving that
22 person, whether or not the owner or operator derives income
23 from the activity.

24 (e) Any person having direct control over or the
25 ability to edit the content of a web page who places, causes
26 to be placed, maintains, or allows to remain, after
27 notification of activity prohibited under this chapter, any
28 language or other content on such web page for the purpose of
29 advertising, facilitating, soliciting, promoting, or arranging
30 any activity prohibited by this chapter involving that person,
31

1 whether or not the person in control derives income from the
2 prohibited language, content, or activity.

3 ~~(2) As used in this section, the term "prostitution"~~
4 ~~has the same meaning as in s. 796.07.~~

5 ~~(3) As used in this section, the term "coercion" means~~
6 ~~any practice of domination, restraint, or inducement for the~~
7 ~~purpose of or with the reasonably foreseeable effect of~~
8 ~~causing another person to engage in or remain in prostitution~~
9 ~~or to relinquish earnings derived from prostitution, and~~
10 ~~includes, but is not limited to:~~

11 ~~(a) Physical force or threats of physical force.~~

12 ~~(b) Physical or mental torture.~~

13 ~~(c) Kidnapping.~~

14 ~~(d) Blackmail.~~

15 ~~(e) Extortion or claims of indebtedness.~~

16 ~~(f) Threat of legal complaint or report of~~
17 ~~delinquency.~~

18 ~~(g) Threat to interfere with parental rights or~~
19 ~~responsibilities, whether by judicial or administrative action~~
20 ~~or otherwise.~~

21 ~~(h) Promise of legal benefit.~~

22 ~~(i) Promise of greater financial rewards.~~

23 ~~(j) Promise of marriage.~~

24 ~~(k) Restraint of speech or communication with others.~~

25 ~~(l) Exploitation of a condition of developmental~~
26 ~~disability, cognitive limitation, affective disorder, or~~
27 ~~substance dependency.~~

28 ~~(m) Exploitation of victimization by sexual abuse.~~

29 ~~(n) Exploitation of pornographic performance.~~

30 ~~(o) Exploitation of human needs for food, shelter,~~
31 ~~safety, or affection.~~

1 ~~(2)(4)~~ In the course of litigation under this section,
2 any transaction about which a plaintiff testifies or produces
3 evidence does not subject such plaintiff to criminal
4 prosecution or any penalty or forfeiture. Further, any
5 testimony or evidence, documentary or otherwise, or
6 information directly or indirectly derived from such testimony
7 or evidence which is given or produced by a plaintiff or a
8 witness for a plaintiff shall not be used against these
9 persons in any other investigation or proceeding. Such
10 testimony or evidence, however, may be used against a
11 plaintiff or a witness for a plaintiff upon any criminal
12 investigation or proceeding for perjury committed while giving
13 such testimony or producing such evidence.

14 ~~(3)(5)~~ It does not constitute a defense to a complaint
15 under this section that:

16 (a) The plaintiff was paid or otherwise compensated
17 for acts of prostitution or other acts prohibited under this
18 chapter;

19 (b) The plaintiff engaged in acts of prostitution or
20 other acts prohibited under this chapter prior to any
21 involvement with the defendant; ~~or~~

22 (c) The plaintiff made no attempt to escape, flee, or
23 otherwise terminate contact with the defendant; or-

24 ~~(d)~~ The plaintiff stipulated or otherwise agreed that
25 the prohibited acts did not occur as a result of coercion or
26 inducement.

27 ~~(4)(6)~~ Evidence of convictions for prostitution or
28 other acts prohibited under this chapter ~~or~~
29 ~~prostitution-related offenses~~ are inadmissible in a proceeding
30 brought under this section for purposes of attacking the
31 plaintiff's credibility.

1 ~~(5)(7)~~ In any action brought under this section, the
2 court ~~shall, in its discretion, may~~ award prevailing
3 plaintiffs reasonable attorney's fees and costs.

4 Section 9. Section 796.101, Florida Statutes, is
5 created to read:

6 796.101 Witness protection.--

7 (1)(a) Information provided to a law enforcement
8 agency from any person with knowledge of a violation of this
9 chapter shall not be admissible into evidence against the
10 declarant in any civil or criminal proceeding in which the
11 declarant is a party, except in any proceeding against the
12 declarant for perjury or making a false statement or report.
13 However, the declarant may admit the information if the rules
14 of evidence otherwise permit it.

15 (b) Information discovered as a result of information
16 provided under paragraph (a) shall not be admissible in
17 evidence against the declarant in any civil or criminal trial
18 in which the declarant is a party, except in any proceeding
19 against the declarant for perjury or making false statement or
20 report. However, the declarant may admit the information if
21 the rules of evidence otherwise permit.

22 (2)(a) The provisions of this section apply to an
23 individual participating in an investigation or proceeding and
24 disclosing information on his or her own initiative in a sworn
25 statement.

26 (b) The provisions of this section do not apply once a
27 law enforcement agency has initiated a criminal investigation
28 against a person and advised the person of his or her right to
29 avoid self-incrimination.

30 Section 10. Section 796.11, Florida Statutes, is
31 created to read:

1 796.11 Website posting.--
2 (1) To safeguard the public, any person who has been
3 adjudicated guilty of or has had adjudication withheld for any
4 violation of this chapter shall have the following information
5 posted on an offender website created and maintained by the
6 Department of Law Enforcement:
7 (a) The offender's name.
8 (b) The offender's date of birth.
9 (c) The date of the conviction.
10 (d) The county where the offense occurred.
11 (e) The offense committed.
12 (f) The booking photograph taken when the offender was
13 arrested. If a photograph was not taken at the time of the
14 arrest, then a digital photograph shall be taken when the
15 offender enters a plea.
16 (2) The information required in subsection (1) shall
17 be provided to the Department of Law Enforcement by the clerk
18 of the court for the county in which the sentence is imposed.
19 A certified copy of the judgment and sentence, along with the
20 required information, shall be sent within 10 days after the
21 date the offender is sentenced.
22 (3) The Department of Law Enforcement must place the
23 information on the website within 5 business days after the
24 date it receives the information.
25 Section 11. Section 938.14, Florida Statutes, is
26 created to read:
27 938.14 Prostitution and related
28 offenses.--Notwithstanding any law to the contrary, the court
29 shall assess any defendant who pleads guilty or nolo
30 contendere to, or is convicted of, a violation of any
31 provision of chapter 796, regardless of whether adjudication

1 was withheld, in addition to any fine and other penalty
2 provided or authorized by law, an amount of \$101, to be paid
3 to the clerk of the court, who shall forward it to the
4 Department of Revenue for deposit in the Operating Trust Fund
5 of the Department of Law Enforcement to be used for the
6 maintenance of the website required by s. 796.101. The clerk
7 of the court shall retain \$1 of each surcharge that the clerk
8 of the court collects as a service charge of the clerk's
9 office.

10 Section 12. Subsection (1) of section 938.10, Florida
11 Statutes, is amended to read:

12 938.10 Additional court cost imposed in cases of
13 certain crimes against minors.--

14 (1) If a person pleads guilty or nolo contendere to,
15 or is found guilty of, regardless of adjudication, any offense
16 against a minor in violation of s. 784.085, chapter 787,
17 chapter 794, ~~s. 796.03~~, s. 800.04, chapter 827, s. 847.0145,
18 or s. 985.701, the court shall impose a court cost of \$101
19 against the offender in addition to any other cost or penalty
20 required by law.

21 Section 13. Paragraph (a) of subsection (1) of section
22 772.102, Florida Statutes, is amended to read:

23 772.102 Definitions.--As used in this chapter, the
24 term:

25 (1) "Criminal activity" means to commit, to attempt to
26 commit, to conspire to commit, or to solicit, coerce, or
27 intimidate another person to commit:

28 (a) Any crime that is chargeable by indictment or
29 information under the following provisions:

30 1. Section 210.18, relating to evasion of payment of
31 cigarette taxes.

- 1 2. Section 414.39, relating to public assistance
- 2 fraud.
- 3 3. Section 440.105 or s. 440.106, relating to workers'
- 4 compensation.
- 5 4. Part IV of chapter 501, relating to telemarketing.
- 6 5. Chapter 517, relating to securities transactions.
- 7 6. Section 550.235, s. 550.3551, or s. 550.3605,
- 8 relating to dogracing and horseracing.
- 9 7. Chapter 550, relating to jai alai frontons.
- 10 8. Chapter 552, relating to the manufacture,
- 11 distribution, and use of explosives.
- 12 9. Chapter 562, relating to beverage law enforcement.
- 13 10. Section 624.401, relating to transacting insurance
- 14 without a certificate of authority, s. 624.437(4)(c)1.,
- 15 relating to operating an unauthorized multiple-employer
- 16 welfare arrangement, or s. 626.902(1)(b), relating to
- 17 representing or aiding an unauthorized insurer.
- 18 11. Chapter 687, relating to interest and usurious
- 19 practices.
- 20 12. Section 721.08, s. 721.09, or s. 721.13, relating
- 21 to real estate timeshare plans.
- 22 13. Chapter 782, relating to homicide.
- 23 14. Chapter 784, relating to assault and battery.
- 24 15. Chapter 787, relating to kidnapping or human
- 25 trafficking.
- 26 16. Chapter 790, relating to weapons and firearms.
- 27 17. Section 796.03, s. 796.04, s. 796.045, s. 796.05,
- 28 s. 796.06, or s. 796.07, relating to prostitution.
- 29 18. Chapter 806, relating to arson.
- 30 19. Section 810.02(2)(c), relating to specified
- 31 burglary of a dwelling or structure.

- 1 20. Chapter 812, relating to theft, robbery, and
2 related crimes.
- 3 21. Chapter 815, relating to computer-related crimes.
- 4 22. Chapter 817, relating to fraudulent practices,
5 false pretenses, fraud generally, and credit card crimes.
- 6 23. Section 827.071, relating to commercial sexual
7 exploitation of children.
- 8 24. Chapter 831, relating to forgery and
9 counterfeiting.
- 10 25. Chapter 832, relating to issuance of worthless
11 checks and drafts.
- 12 26. Section 836.05, relating to extortion.
- 13 27. Chapter 837, relating to perjury.
- 14 28. Chapter 838, relating to bribery and misuse of
15 public office.
- 16 29. Chapter 843, relating to obstruction of justice.
- 17 30. Section 847.011, s. 847.012, s. 847.013, s.
18 847.06, or s. 847.07, relating to obscene literature and
19 profanity.
- 20 31. Section 849.09, s. 849.14, s. 849.15, s. 849.23,
21 or s. 849.25, relating to gambling.
- 22 32. Chapter 893, relating to drug abuse prevention and
23 control.
- 24 33. Section 914.22 or s. 914.23, relating to
25 witnesses, victims, or informants.
- 26 34. Section 918.12 or s. 918.13, relating to tampering
27 with jurors and evidence.
- 28 Section 14. Paragraph (a) of subsection (1) of section
29 895.02, Florida Statutes, is amended to read:
- 30 895.02 Definitions.--As used in ss. 895.01-895.08, the
31 term:

1 (1) "Racketeering activity" means to commit, to
2 attempt to commit, to conspire to commit, or to solicit,
3 coerce, or intimidate another person to commit:

4 (a) Any crime that is chargeable by indictment or
5 information under the following provisions of the Florida
6 Statutes:

7 1. Section 210.18, relating to evasion of payment of
8 cigarette taxes.

9 2. Section 403.727(3)(b), relating to environmental
10 control.

11 3. Section 409.920 or s. 409.9201, relating to
12 Medicaid fraud.

13 4. Section 414.39, relating to public assistance
14 fraud.

15 5. Section 440.105 or s. 440.106, relating to workers'
16 compensation.

17 6. Section 443.071(4), relating to creation of a
18 fictitious employer scheme to commit unemployment compensation
19 fraud.

20 7. Section 465.0161, relating to distribution of
21 medicinal drugs without a permit as an Internet pharmacy.

22 8. Sections 499.0051, 499.0052, 499.00535, 499.00545,
23 and 499.0691, relating to crimes involving contraband and
24 adulterated drugs.

25 9. Part IV of chapter 501, relating to telemarketing.

26 10. Chapter 517, relating to sale of securities and
27 investor protection.

28 11. Section 550.235, s. 550.3551, or s. 550.3605,
29 relating to dogracing and horseracing.

30 12. Chapter 550, relating to jai alai frontons.

31 13. Section 551.109, relating to slot machine gaming.

- 1 14. Chapter 552, relating to the manufacture,
2 distribution, and use of explosives.
- 3 15. Chapter 560, relating to money transmitters, if
4 the violation is punishable as a felony.
- 5 16. Chapter 562, relating to beverage law enforcement.
- 6 17. Section 624.401, relating to transacting insurance
7 without a certificate of authority, s. 624.437(4)(c)1.,
8 relating to operating an unauthorized multiple-employer
9 welfare arrangement, or s. 626.902(1)(b), relating to
10 representing or aiding an unauthorized insurer.
- 11 18. Section 655.50, relating to reports of currency
12 transactions, when such violation is punishable as a felony.
- 13 19. Chapter 687, relating to interest and usurious
14 practices.
- 15 20. Section 721.08, s. 721.09, or s. 721.13, relating
16 to real estate timeshare plans.
- 17 21. Chapter 782, relating to homicide.
- 18 22. Chapter 784, relating to assault and battery.
- 19 23. Chapter 787, relating to kidnapping or human
20 trafficking.
- 21 24. Chapter 790, relating to weapons and firearms.
- 22 25. Section 796.03, ~~s. 796.035~~, s. 796.04, s. 796.045,
23 s. 796.05, s. 796.06, or s. 796.07, relating to prostitution
24 and sex trafficking.
- 25 26. Chapter 806, relating to arson.
- 26 27. Section 810.02(2)(c), relating to specified
27 burglary of a dwelling or structure.
- 28 28. Chapter 812, relating to theft, robbery, and
29 related crimes.
- 30 29. Chapter 815, relating to computer-related crimes.
- 31

- 1 30. Chapter 817, relating to fraudulent practices,
2 false pretenses, fraud generally, and credit card crimes.
- 3 31. Chapter 825, relating to abuse, neglect, or
4 exploitation of an elderly person or disabled adult.
- 5 32. Section 827.071, relating to commercial sexual
6 exploitation of children.
- 7 33. Chapter 831, relating to forgery and
8 counterfeiting.
- 9 34. Chapter 832, relating to issuance of worthless
10 checks and drafts.
- 11 35. Section 836.05, relating to extortion.
- 12 36. Chapter 837, relating to perjury.
- 13 37. Chapter 838, relating to bribery and misuse of
14 public office.
- 15 38. Chapter 843, relating to obstruction of justice.
- 16 39. Section 847.011, s. 847.012, s. 847.013, s.
17 847.06, or s. 847.07, relating to obscene literature and
18 profanity.
- 19 40. Section 849.09, s. 849.14, s. 849.15, s. 849.23,
20 or s. 849.25, relating to gambling.
- 21 41. Chapter 874, relating to criminal street gangs.
- 22 42. Chapter 893, relating to drug abuse prevention and
23 control.
- 24 43. Chapter 896, relating to offenses related to
25 financial transactions.
- 26 44. Sections 914.22 and 914.23, relating to tampering
27 with a witness, victim, or informant, and retaliation against
28 a witness, victim, or informant.
- 29 45. Sections 918.12 and 918.13, relating to tampering
30 with jurors and evidence.
- 31

1 Section 15. Subsection (10) is added to section
2 932.7055, Florida Statutes, to read:

3 932.7055 Disposition of liens and forfeited
4 property.--

5 (10) The office of the state attorney prosecuting the
6 case, and a person providing information to law enforcement
7 pursuant to s. 796.101 that materially assists law enforcement
8 in the investigation of a felony violation under chapter 796
9 and results in the forfeiture of property pursuant to s.
10 932.701(2)(a)5. or 6. shall each be entitled to a one-third
11 share of any proceeds remaining after any liens have been
12 satisfied and all court costs associated with the forfeiture
13 proceeding have been paid. Persons who were the subject of any
14 pending warrants, indictments, or information in any
15 jurisdiction or were on any community supervision at the time
16 they provided the information are not entitled to receive a
17 share of the proceeds of the forfeiture action. Law
18 enforcement officers shall not be eligible to receive a share
19 of the proceeds of the forfeiture action.

20 Section 16. Subsection (7) of section 322.28, Florida
21 Statutes, is amended to read:

22 322.28 Period of suspension or revocation.--

23 (7) Following a second or subsequent violation of s.
24 796.07~~(1)(e)(2)(f)~~ which involves a motor vehicle and which
25 results in any judicial disposition other than acquittal or
26 dismissal, in addition to any other sentence imposed, the
27 court shall revoke the person's driver's license or driving
28 privilege, effective upon the date of the disposition, for a
29 period of not less than 1 year. A person sentenced under this
30 subsection may request a hearing under s. 322.271.

1 Section 17. Paragraph (a) of subsection (4) and
2 paragraph (b) of subsection (10) of section 775.21, Florida
3 Statutes, are amended to read:

4 775.21 The Florida Sexual Predators Act.--

5 (4) SEXUAL PREDATOR CRITERIA.--

6 (a) For a current offense committed on or after
7 October 1, 1993, upon conviction, an offender shall be
8 designated as a "sexual predator" under subsection (5), and
9 subject to registration under subsection (6) and community and
10 public notification under subsection (7) if:

11 1. The felony is:

12 a. A capital, life, or first-degree felony violation,
13 or any attempt thereof, of s. 787.01 or s. 787.02, where the
14 victim is a minor and the defendant is not the victim's
15 parent, or of chapter 794, s. 800.04, or s. 847.0145, or a
16 violation of a similar law of another jurisdiction; or

17 b. Any felony violation, or any attempt thereof, of s.
18 787.01, s. 787.02, or s. 787.025(2)(c), where the victim is a
19 minor and the defendant is not the victim's parent; chapter
20 794, excluding ss. 794.011(10) and 794.0235; s. 796.03; former
21 s. 796.035; s. 796.045(2)(b); s. 800.04; s. 825.1025(2)(b); s.
22 827.071; s. 847.0145; or s. 985.701(1); or a violation of a
23 similar law of another jurisdiction, and the offender has
24 previously been convicted of or found to have committed, or
25 has pled nolo contendere or guilty to, regardless of
26 adjudication, any violation of s. 787.01, s. 787.02, or s.
27 787.025(2)(c), where the victim is a minor and the defendant
28 is not the victim's parent; s. 794.011(2), (3), (4), (5), or
29 (8); s. 794.05; s. 796.03; former s. 796.035; s.
30 796.045(2)(b); s. 800.04; s. 825.1025; s. 827.071; s.

1 847.0133; s. 847.0135; s. 847.0145; or s. 985.701(1); or a
2 violation of a similar law of another jurisdiction;

3 2. The offender has not received a pardon for any
4 felony or similar law of another jurisdiction that is
5 necessary for the operation of this paragraph; and

6 3. A conviction of a felony or similar law of another
7 jurisdiction necessary to the operation of this paragraph has
8 not been set aside in any postconviction proceeding.

9 (10) PENALTIES.--

10 (b) A sexual predator who has been convicted of or
11 found to have committed, or has pled nolo contendere or guilty
12 to, regardless of adjudication, any violation, or attempted
13 violation, of s. 787.01, s. 787.02, or s. 787.025(2)(c), where
14 the victim is a minor and the defendant is not the victim's
15 parent; s. 794.011(2), (3), (4), (5), or (8); s. 794.05; s.
16 796.03; ~~former~~ s. 796.035; s. 796.045(2)(b); s. 800.04; s.
17 827.071; s. 847.0133; s. 847.0145; or s. 985.701(1); or a
18 violation of a similar law of another jurisdiction when the
19 victim of the offense was a minor, and who works, whether for
20 compensation or as a volunteer, at any business, school, day
21 care center, park, playground, or other place where children
22 regularly congregate, commits a felony of the third degree,
23 punishable as provided in s. 775.082, s. 775.083, or s.
24 775.084.

25 Section 18. Paragraph (a) of subsection (1) of section
26 943.0435, Florida Statutes, is amended to read:

27 943.0435 Sexual offenders required to register with
28 the department; penalty.--

29 (1) As used in this section, the term:
30
31

1 (a) "Sexual offender" means a person who meets the
2 criteria in subparagraph 1., subparagraph 2., or subparagraph
3 3., as follows:

4 1.a. Has been convicted of committing, or attempting,
5 soliciting, or conspiring to commit, any of the criminal
6 offenses proscribed in the following statutes in this state or
7 similar offenses in another jurisdiction: s. 787.01, s.
8 787.02, or s. 787.025(2)(c), where the victim is a minor and
9 the defendant is not the victim's parent; chapter 794,
10 excluding ss. 794.011(10) and 794.0235; s. 796.03; former s.
11 796.035; s. 796.045(2)(b); s. 800.04; s. 825.1025; s. 827.071;
12 s. 847.0133; s. 847.0135; s. 847.0137; s. 847.0138; s.
13 847.0145; or s. 985.701(1); or any similar offense committed
14 in this state which has been redesignated from a former
15 statute number to one of those listed in this
16 sub-subparagraph; and

17 b. Has been released on or after October 1, 1997, from
18 the sanction imposed for any conviction of an offense
19 described in sub-subparagraph a. For purposes of
20 sub-subparagraph a., a sanction imposed in this state or in
21 any other jurisdiction includes, but is not limited to, a
22 fine, probation, community control, parole, conditional
23 release, control release, or incarceration in a state prison,
24 federal prison, private correctional facility, or local
25 detention facility;

26 2. Establishes or maintains a residence in this state
27 and who has not been designated as a sexual predator by a
28 court of this state but who has been designated as a sexual
29 predator, as a sexually violent predator, or by another sexual
30 offender designation in another state or jurisdiction and was,
31 as a result of such designation, subjected to registration or

1 community or public notification, or both, or would be if the
2 person were a resident of that state or jurisdiction, without
3 regard to whether the person otherwise meets the criteria for
4 registration as a sexual offender; or

5 3. Establishes or maintains a residence in this state
6 who is in the custody or control of, or under the supervision
7 of, any other state or jurisdiction as a result of a
8 conviction for committing, or attempting, soliciting, or
9 conspiring to commit, any of the criminal offenses proscribed
10 in the following statutes or similar offense in another
11 jurisdiction: s. 787.01, s. 787.02, or s. 787.025(2)(c), where
12 the victim is a minor and the defendant is not the victim's
13 parent; chapter 794, excluding ss. 794.011(10) and 794.0235;
14 s. 796.03; former s. 796.035; s. 796.045(2)(b); s. 800.04; s.
15 825.1025; s. 827.071; s. 847.0133; s. 847.0135; s. 847.0137;
16 s. 847.0138; s. 847.0145; or s. 985.701(1); or any similar
17 offense committed in this state which has been redesignated
18 from a former statute number to one of those listed in this
19 subparagraph.

20 Section 19. Paragraph (b) of subsection (1) of section
21 944.606, Florida Statutes, is amended to read:

22 944.606 Sexual offenders; notification upon release.--

23 (1) As used in this section:

24 (b) "Sexual offender" means a person who has been
25 convicted of committing, or attempting, soliciting, or
26 conspiring to commit, any of the criminal offenses proscribed
27 in the following statutes in this state or similar offenses in
28 another jurisdiction: s. 787.01, s. 787.02, or s.
29 787.025(2)(c), where the victim is a minor and the defendant
30 is not the victim's parent; chapter 794, excluding ss.
31 794.011(10) and 794.0235; s. 796.03; former s. 796.035; s.

1 | 796.045(2)(b); s. 800.04; s. 825.1025; s. 827.071; s.
2 | 847.0133; s. 847.0135; s. 847.0137; s. 847.0138; s. 847.0145;
3 | or s. 985.701(1); or any similar offense committed in this
4 | state which has been redesignated from a former statute number
5 | to one of those listed in this subsection, when the department
6 | has received verified information regarding such conviction;
7 | an offender's computerized criminal history record is not, in
8 | and of itself, verified information.

9 | Section 20. Paragraph (a) of subsection (1) of section
10 | 944.607, Florida Statutes, is amended to read:

11 | 944.607 Notification to Department of Law Enforcement
12 | of information on sexual offenders.--

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

14 | (a) "Sexual offender" means a person who is in the
15 | custody or control of, or under the supervision of, the
16 | department or is in the custody of a private correctional
17 | facility:

18 | 1. On or after October 1, 1997, as a result of a
19 | conviction for committing, or attempting, soliciting, or
20 | conspiring to commit, any of the criminal offenses proscribed
21 | in the following statutes in this state or similar offenses in
22 | another jurisdiction: s. 787.01, s. 787.02, or s.

23 | 787.025(2)(c), where the victim is a minor and the defendant
24 | is not the victim's parent; chapter 794, excluding ss.

25 | 794.011(10) and 794.0235; s. 796.03; former s. 796.035; s.

26 | 796.045(2)(b); s. 800.04; s. 825.1025; s. 827.071; s.

27 | 847.0133; s. 847.0135; s. 847.0137; s. 847.0138; s. 847.0145;

28 | or s. 985.701(1); or any similar offense committed in this

29 | state which has been redesignated from a former statute number

30 | to one of those listed in this paragraph; or

31 |

1 2. Who establishes or maintains a residence in this
2 state and who has not been designated as a sexual predator by
3 a court of this state but who has been designated as a sexual
4 predator, as a sexually violent predator, or by another sexual
5 offender designation in another state or jurisdiction and was,
6 as a result of such designation, subjected to registration or
7 community or public notification, or both, or would be if the
8 person were a resident of that state or jurisdiction, without
9 regard as to whether the person otherwise meets the criteria
10 for registration as a sexual offender.

11 Section 21. Paragraphs (a), (b), (d), (g), (h), and
12 (i) of subsection (3) of section 921.0022, Florida Statutes,
13 are amended to read:

14 921.0022 Criminal Punishment Code; offense severity
15 ranking chart.--

16 (3) OFFENSE SEVERITY RANKING CHART

17 Florida	Felony	Description
18 Statute	Degree	
		(a) LEVEL 1
20 24.118(3)(a)	3rd	Counterfeit or altered state 21 lottery ticket.
22 212.054(2)(b)	3rd	Discretionary sales surtax; 23 limitations, administration, and 24 collection.
25 212.15(2)(b)	3rd	Failure to remit sales taxes, 26 amount greater than \$300 but less 27 than \$20,000.
28 316.1935(1)	3rd	Fleeing or attempting to elude 29 law enforcement officer.

30
31

1	319.30(5)	3rd	Sell, exchange, give away
2			certificate of title or
3			identification number plate.
4	319.35(1)(a)	3rd	Tamper, adjust, change, etc., an
5			odometer.
6	320.26(1)(a)	3rd	Counterfeit, manufacture, or sell
7			registration license plates or
8			validation stickers.
9	322.212(1)(a)-(c)	3rd	Possession of forged, stolen,
10			counterfeit, or unlawfully issued
11			driver's license; possession of
12			simulated identification.
13	322.212(4)	3rd	Supply or aid in supplying
14			unauthorized driver's license or
15			identification card.
16	322.212(5)(a)	3rd	False application for driver's
17			license or identification card.
18	414.39(2)	3rd	Unauthorized use, possession,
19			forgery, or alteration of food
20			stamps, Medicaid ID, value
21			greater than \$200.
22	414.39(3)(a)	3rd	Fraudulent misappropriation of
23			public assistance funds by
24			employee/official, value more
25			than \$200.
26	443.071(1)	3rd	False statement or representation
27			to obtain or increase
28			unemployment compensation
29			benefits.
30	509.151(1)	3rd	Defraud an innkeeper, food or
31			lodging value greater than \$300.

1	517.302(1)	3rd	Violation of the Florida
2			Securities and Investor
3			Protection Act.
4	562.27(1)	3rd	Possess still or still apparatus.
5	713.69	3rd	Tenant removes property upon
6			which lien has accrued, value
7			more than \$50.
8	<u>796.07(3)(c)</u>	<u>3rd</u>	<u>Prostitution, 3rd or subsequent</u>
9			<u>violation.</u>
10	812.014(3)(c)	3rd	Petit theft (3rd conviction);
11			theft of any property not
12			specified in subsection (2).
13	812.081(2)	3rd	Unlawfully makes or causes to be
14			made a reproduction of a trade
15			secret.
16	815.04(4)(a)	3rd	Offense against intellectual
17			property (i.e., computer
18			programs, data).
19	817.52(2)	3rd	Hiring with intent to defraud,
20			motor vehicle services.
21	817.569(2)	3rd	Use of public record or public
22			records information to facilitate
23			commission of a felony.
24	826.01	3rd	Bigamy.
25	828.122(3)	3rd	Fighting or baiting animals.
26	831.04(1)	3rd	Any erasure, alteration, etc., of
27			any replacement deed, map, plat,
28			or other document listed in s.
29			92.28.
30			
31			

1	831.31(1)(a)	3rd	Sell, deliver, or possess
2			counterfeit controlled
3			substances, all but s. 893.03(5)
4			drugs.
5	832.041(1)	3rd	Stopping payment with intent to
6			defraud \$150 or more.
7	832.05(2)(b) & (4)(c)	3rd	Knowing, making, issuing
8			worthless checks \$150 or more or
9			obtaining property in return for
10			worthless check \$150 or more.
11	838.15(2)	3rd	Commercial bribe receiving.
12	838.16	3rd	Commercial bribery.
13	843.18	3rd	Fleeing by boat to elude a law
14			enforcement officer.
15	847.011(1)(a)	3rd	Sell, distribute, etc., obscene,
16			lewd, etc., material (2nd
17			conviction).
18	849.01	3rd	Keeping gambling house.
19	849.09(1)(a)-(d)	3rd	Lottery; set up, promote, etc.,
20			or assist therein, conduct or
21			advertise drawing for prizes, or
22			dispose of property or money by
23			means of lottery.
24	849.23	3rd	Gambling-related machines;
25			"common offender" as to property
26			rights.
27	849.25(2)	3rd	Engaging in bookmaking.
28	860.08	3rd	Interfere with a railroad signal.
29	860.13(1)(a)	3rd	Operate aircraft while under the
30			influence.
31	893.13(2)(a)2.	3rd	Purchase of cannabis.

1	893.13(6)(a)	3rd	Possession of cannabis (more than
2			20 grams).
3	934.03(1)(a)	3rd	Intercepts, or procures any other
4			person to intercept, any wire or
5			oral communication.
6			(b) LEVEL 2
7	370.12(1)(e)3.	3rd	Possession of 11 or fewer marine
8			turtle eggs in violation of the
9			Marine Turtle Protection Act.
10	370.12(1)(e)4.	3rd	Possession of more than 11 marine
11			turtle eggs in violation of the
12			Marine Turtle Protection Act.
13	403.413(5)(c)	3rd	Dumps waste litter exceeding 500
14			lbs. in weight or 100 cubic feet
15			in volume or any quantity for
16			commercial purposes, or hazardous
17			waste.
18	517.07	3rd	Registration of securities and
19			furnishing of prospectus
20			required.
21	590.28(1)	3rd	Willful, malicious, or
22			intentional burning.
23	784.05(3)	3rd	Storing or leaving a loaded
24			firearm within reach of minor who
25			uses it to inflict injury or
26			death.
27	787.04(1)	3rd	In violation of court order,
28			take, entice, etc., minor beyond
29			state limits.
30	<u>796.06</u>	<u>3rd</u>	<u>Furthering activity prohibited in</u>
31			<u>chapter 796.</u>

1	806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000
2			or more to public communication
3			or any other public service.
4	810.061(2)	3rd	Impairing or impeding telephone
5			or power to a dwelling;
6			facilitating or furthering
7			burglary.
8	810.09(2)(e)	3rd	Trespassing on posted commercial
9			horticulture property.
10	812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$300 or
11			more but less than \$5,000.
12	812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or
13			more but less than \$300, taken
14			from unenclosed curtilage of
15			dwelling.
16	812.015(7)	3rd	Possession, use, or attempted use
17			of an antishoplifting or
18			inventory control device
19			countermeasure.
20	817.234(1)(a)2.	3rd	False statement in support of
21			insurance claim.
22	817.481(3)(a)	3rd	Obtain credit or purchase with
23			false, expired, counterfeit,
24			etc., credit card, value over
25			\$300.
26	817.52(3)	3rd	Failure to redeliver hired
27			vehicle.
28	817.54	3rd	With intent to defraud, obtain
29			mortgage note, etc., by false
30			representation.
31			

1	817.60(5)	3rd	Dealing in credit cards of
2			another.
3	817.60(6)(a)	3rd	Forgery; purchase goods, services
4			with false card.
5	817.61	3rd	Fraudulent use of credit cards
6			over \$100 or more within 6
7			months.
8	826.04	3rd	Knowingly marries or has sexual
9			intercourse with person to whom
10			related.
11	831.01	3rd	Forgery.
12	831.02	3rd	Uttering forged instrument;
13			utters or publishes alteration
14			with intent to defraud.
15	831.07	3rd	Forging bank bills, checks,
16			drafts, or promissory notes.
17	831.08	3rd	Possessing 10 or more forged
18			notes, bills, checks, or drafts.
19	831.09	3rd	Uttering forged notes, bills,
20			checks, drafts, or promissory
21			notes.
22	831.11	3rd	Bringing into the state forged
23			bank bills, checks, drafts, or
24			notes.
25	832.05(3)(a)	3rd	Cashing or depositing item with
26			intent to defraud.
27	843.08	3rd	Falsely impersonating an officer.
28			
29			
30			
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1	893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c),
2			(2)(c)1., (2)(c)2., (2)(c)3.,
3			(2)(c)5., (2)(c)6., (2)(c)7.,
4			(2)(c)8., (2)(c)9., (3), or (4)
5			drugs other than cannabis.
6	893.147(2)	3rd	Manufacture or delivery of drug
7			paraphernalia.
8			(d) LEVEL 4
9	316.1935(3)(a)	2nd	Driving at high speed or with
10			wanton disregard for safety while
11			fleeing or attempting to elude
12			law enforcement officer who is in
13			a patrol vehicle with siren and
14			lights activated.
15	499.0051(1)	3rd	Failure to maintain or deliver
16			pedigree papers.
17	499.0051(2)	3rd	Failure to authenticate pedigree
18			papers.
19	499.0051(6)	2nd	Sale or delivery, or possession
20			with intent to sell, contraband
21			legend drugs.
22	784.07(2)(b)	3rd	Battery of law enforcement
23			officer, firefighter, intake
24			officer, etc.
25	784.074(1)(c)	3rd	Battery of sexually violent
26			predators facility staff.
27	784.075	3rd	Battery on detention or
28			commitment facility staff.
29	784.078	3rd	Battery of facility employee by
30			throwing, tossing, or expelling
31			certain fluids or materials.

1	784.08(2)(c)	3rd	Battery on a person 65 years of
2			age or older.
3	784.081(3)	3rd	Battery on specified official or
4			employee.
5	784.082(3)	3rd	Battery by detained person on
6			visitor or other detainee.
7	784.083(3)	3rd	Battery on code inspector.
8	784.085	3rd	Battery of child by throwing,
9			tossing, projecting, or expelling
10			certain fluids or materials.
11	787.03(1)	3rd	Interference with custody;
12			wrongly takes minor from
13			appointed guardian.
14	787.04(2)	3rd	Take, entice, or remove child
15			beyond state limits with criminal
16			intent pending custody
17			proceedings.
18	787.04(3)	3rd	Carrying child beyond state lines
19			with criminal intent to avoid
20			producing child at custody
21			hearing or delivering to
22			designated person.
23	790.115(1)	3rd	Exhibiting firearm or weapon
24			within 1,000 feet of a school.
25	790.115(2)(b)	3rd	Possessing electric weapon or
26			device, destructive device, or
27			other weapon on school property.
28	790.115(2)(c)	3rd	Possessing firearm on school
29			property.
30	<u>796.05</u>	<u>3rd</u>	<u>Deriving support from</u>
31			<u>prostitution proceeds.</u>

1	800.04(7)(d)	3rd	Lewd or lascivious exhibition;
2			offender less than 18 years.
3	810.02(4)(a)	3rd	Burglary, or attempted burglary,
4			of an unoccupied structure;
5			unarmed; no assault or battery.
6	810.02(4)(b)	3rd	Burglary, or attempted burglary,
7			of an unoccupied conveyance;
8			unarmed; no assault or battery.
9	810.06	3rd	Burglary; possession of tools.
10	810.08(2)(c)	3rd	Trespass on property, armed with
11			firearm or dangerous weapon.
12	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000
13			or more but less than \$20,000.
14	812.014(2)(c)4.-10.3rd		Grand theft, 3rd degree, a will,
15			firearm, motor vehicle,
16			livestock, etc.
17	812.0195(2)	3rd	Dealing in stolen property by use
18			of the Internet; property stolen
19			\$300 or more.
20	817.563(1)	3rd	Sell or deliver substance other
21			than controlled substance agreed
22			upon, excluding s. 893.03(5)
23			drugs.
24	817.568(2)(a)	3rd	Fraudulent use of personal
25			identification information.
26	817.625(2)(a)	3rd	Fraudulent use of scanning device
27			or reencoder.
28	828.125(1)	2nd	Kill, maim, or cause great bodily
29			harm or permanent breeding
30			disability to any registered
31			horse or cattle.

1	837.02(1)	3rd	Perjury in official proceedings.
2	837.021(1)	3rd	Make contradictory statements in
3			official proceedings.
4	838.022	3rd	Official misconduct.
5	839.13(2)(a)	3rd	Falsifying records of an
6			individual in the care and
7			custody of a state agency.
8	839.13(2)(c)	3rd	Falsifying records of the
9			Department of Children and Family
10			Services.
11	843.021	3rd	Possession of a concealed
12			handcuff key by a person in
13			custody.
14	843.025	3rd	Deprive law enforcement,
15			correctional, or correctional
16			probation officer of means of
17			protection or communication.
18	843.15(1)(a)	3rd	Failure to appear while on bail
19			for felony (bond estreatment or
20			bond jumping).
21	874.05(1)	3rd	Encouraging or recruiting another
22			to join a criminal street gang.
23	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s.
24			893.03(1)(a), (b), or (d),
25			(2)(a), (2)(b), or (2)(c)4.
26			drugs).
27	914.14(2)	3rd	Witnesses accepting bribes.
28	914.22(1)	3rd	Force, threaten, etc., witness,
29			victim, or informant.
30			
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1	914.23(2)	3rd	Retaliation against a witness,
2			victim, or informant, no bodily
3			injury.
4	918.12	3rd	Tampering with jurors.
5	934.215	3rd	Use of two-way communications
6			device to facilitate commission
7			of a crime.
8			(g) LEVEL 7
9	316.027(1)(b)	1st	Accident involving death, failure
10			to stop; leaving scene.
11	316.193(3)(c)2.	3rd	DUI resulting in serious bodily
12			injury.
13	316.1935(3)(b)	1st	Causing serious bodily injury or
14			death to another person; driving
15			at high speed or with wanton
16			disregard for safety while
17			fleeing or attempting to elude
18			law enforcement officer who is in
19			a patrol vehicle with siren and
20			lights activated.
21	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious
22			bodily injury.
23	402.319(2)	2nd	Misrepresentation and negligence
24			or intentional act resulting in
25			great bodily harm, permanent
26			disfiguration, permanent
27			disability, or death.
28	409.920(2)	3rd	Medicaid provider fraud.
29	456.065(2)	3rd	Practicing a health care
30			profession without a license.
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1	456.065(2)	2nd	Practicing a health care
2			profession without a license
3			which results in serious bodily
4			injury.
5	458.327(1)	3rd	Practicing medicine without a
6			license.
7	459.013(1)	3rd	Practicing osteopathic medicine
8			without a license.
9	460.411(1)	3rd	Practicing chiropractic medicine
10			without a license.
11	461.012(1)	3rd	Practicing podiatric medicine
12			without a license.
13	462.17	3rd	Practicing naturopathy without a
14			license.
15	463.015(1)	3rd	Practicing optometry without a
16			license.
17	464.016(1)	3rd	Practicing nursing without a
18			license.
19	465.015(2)	3rd	Practicing pharmacy without a
20			license.
21	466.026(1)	3rd	Practicing dentistry or dental
22			hygiene without a license.
23	467.201	3rd	Practicing midwifery without a
24			license.
25	468.366	3rd	Delivering respiratory care
26			services without a license.
27	483.828(1)	3rd	Practicing as clinical laboratory
28			personnel without a license.
29	483.901(9)	3rd	Practicing medical physics
30			without a license.
31			

1	484.013(1)(c)	3rd	Preparing or dispensing optical
2			devices without a prescription.
3	484.053	3rd	Dispensing hearing aids without a
4			license.
5	494.0018(2)	1st	Conviction of any violation of
6			ss. 494.001-494.0077 in which the
7			total money and property
8			unlawfully obtained exceeded
9			\$50,000 and there were five or
10			more victims.
11	560.123(8)(b)1.	3rd	Failure to report currency or
12			payment instruments exceeding
13			\$300 but less than \$20,000 by
14			money transmitter.
15	560.125(5)(a)	3rd	Money transmitter business by
16			unauthorized person, currency or
17			payment instruments exceeding
18			\$300 but less than \$20,000.
19	655.50(10)(b)1.	3rd	Failure to report financial
20			transactions exceeding \$300 but
21			less than \$20,000 by financial
22			institution.
23	775.21(10)(a)	3rd	Sexual predator; failure to
24			register; failure to renew
25			driver's license or
26			identification card; other
27			registration violations.
28	775.21(10)(b)	3rd	Sexual predator working where
29			children regularly congregate.
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1	775.21(10)(g)	3rd	Failure to report or providing
2			false information about a sexual
3			predator; harbor or conceal a
4			sexual predator.
5	782.051(3)	2nd	Attempted felony murder of a
6			person by a person other than the
7			perpetrator or the perpetrator of
8			an attempted felony.
9	782.07(1)	2nd	Killing of a human being by the
10			act, procurement, or culpable
11			negligence of another
12			(manslaughter).
13	782.071	2nd	Killing of human being or viable
14			fetus by the operation of a motor
15			vehicle in a reckless manner
16			(vehicular homicide).
17	782.072	2nd	Killing of a human being by the
18			operation of a vessel in a
19			reckless manner (vessel
20			homicide).
21	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
22			causing great bodily harm or
23			disfigurement.
24	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
25			weapon.
26	784.045(1)(b)	2nd	Aggravated battery; perpetrator
27			aware victim pregnant.
28	784.048(4)	3rd	Aggravated stalking; violation of
29			injunction or court order.
30	784.048(7)	3rd	Aggravated stalking; violation of
31			court order.

1	784.07(2)(d)	1st	Aggravated battery on law
2			enforcement officer.
3	784.074(1)(a)	1st	Aggravated battery on sexually
4			violent predators facility staff.
5	784.08(2)(a)	1st	Aggravated battery on a person 65
6			years of age or older.
7	784.081(1)	1st	Aggravated battery on specified
8			official or employee.
9	784.082(1)	1st	Aggravated battery by detained
10			person on visitor or other
11			detainee.
12	784.083(1)	1st	Aggravated battery on code
13			inspector.
14	790.07(4)	1st	Specified weapons violation
15			subsequent to previous conviction
16			of s. 790.07(1) or (2).
17	790.16(1)	1st	Discharge of a machine gun under
18			specified circumstances.
19	790.165(2)	2nd	Manufacture, sell, possess, or
20			deliver hoax bomb.
21	790.165(3)	2nd	Possessing, displaying, or
22			threatening to use any hoax bomb
23			while committing or attempting to
24			commit a felony.
25	790.166(3)	2nd	Possessing, selling, using, or
26			attempting to use a hoax weapon
27			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	<u>1st</u> 2nd	Procuring any <u>minor</u> person under
7			16 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 or a semitrailer
25			deployed by a law enforcement
26			officer; property stolen while
27			causing other property damage;
28			1st degree grand theft.
29	812.014(2)(b)2.	2nd	Property stolen, cargo valued at
30			less than \$50,000, grand theft in
31			2nd degree.

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) & (3)(b)1st		Making false entries of material
22			fact or false statements
23			regarding property values
24			relating to the solvency of an
25			insuring entity which are a
26			significant cause of the
27			insolvency of that entity.
28	825.102(3)(b)	2nd	Neglecting an elderly person or
29			disabled adult causing great
30			bodily harm, disability, or
31			disfigurement.

1	825.103(2)(b)	2nd	Exploiting an elderly person or
2			disabled adult and property is
3			valued at \$20,000 or more, but
4			less than \$100,000.
5	827.03(3)(b)	2nd	Neglect of a child causing great
6			bodily harm, disability, or
7			disfigurement.
8	827.04(3)	3rd	Impregnation of a child under 16
9			years of age by person 21 years
10			of age or older.
11	837.05(2)	3rd	Giving false information about
12			alleged capital felony to a law
13			enforcement officer.
14	838.015	2nd	Bribery.
15	838.016	2nd	Unlawful compensation or reward
16			for official behavior.
17	838.021(3)(a)	2nd	Unlawful harm to a public
18			servant.
19	838.22	2nd	Bid tampering.
20	847.0135(3)	3rd	Solicitation of a child, via a
21			computer service, to commit an
22			unlawful sex act.
23	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(1)(b)1.a.	1st	Trafficking in cocaine, more than
26			28 grams, less than 200 grams.
27	893.135(1)(c)1.a.	1st	Trafficking in illegal drugs,
28			more than 4 grams, less than 14
29			grams.
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1	893.135(1)(d)1.	1st	Trafficking in phencyclidine,
2			more than 28 grams, less than 200
3			grams.
4	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
5			than 200 grams, less than 5
6			kilograms.
7	893.135(1)(f)1.	1st	Trafficking in amphetamine, more
8			than 14 grams, less than 28
9			grams.
10	893.135(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4
11			grams or more, less than 14
12			grams.
13	893.135(1)(h)1.a.	1st	Trafficking in
14			gamma-hydroxybutyric acid (GHB),
15			1 kilogram or more, less than 5
16			kilograms.
17	893.135(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1
18			kilogram or more, less than 5
19			kilograms.
20	893.135(1)(k)2.a.	1st	Trafficking in Phenethylamines,
21			10 grams or more, less than 200
22			grams.
23	896.101(5)(a)	3rd	Money laundering, financial
24			transactions exceeding \$300 but
25			less than \$20,000.
26	896.104(4)(a)1.	3rd	Structuring transactions to evade
27			reporting or registration
28			requirements, financial
29			transactions exceeding \$300 but
30			less than \$20,000.
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1	943.0435(4)(c)	2nd	Sexual offender vacating
2			permanent residence; failure to
3			comply with reporting
4			requirements.
5	943.0435(8)	2nd	Sexual offender; remains in state
6			after indicating intent to leave;
7			failure to comply with reporting
8			requirements.
9	943.0435(9)(a)	3rd	Sexual offender; failure to
10			comply with reporting
11			requirements.
12	943.0435(13)	3rd	Failure to report or providing
13			false information about a sexual
14			offender; harbor or conceal a
15			sexual offender.
16	943.0435(14)	3rd	Sexual offender; failure to
17			report and reregister; failure to
18			respond to address verification.
19	944.607(9)	3rd	Sexual offender; failure to
20			comply with reporting
21			requirements.
22	944.607(10)(a)	3rd	Sexual offender; failure to
23			submit to the taking of a
24			digitized photograph.
25	944.607(12)	3rd	Failure to report or providing
26			false information about a sexual
27			offender; harbor or conceal a
28			sexual offender.
29	944.607(13)	3rd	Sexual offender; failure to
30			report and reregister; failure to
31			respond to address verification.

1			(h) LEVEL 8
2	316.193(3)(c)3.a.	2nd	DUI manslaughter.
3	316.1935(4)(b)	1st	Aggravated fleeing or attempted
4			eluding with serious bodily
5			injury or death.
6	327.35(3)(c)3.	2nd	Vessel BUI manslaughter.
7	499.0051(7)	1st	Forgery of prescription or legend
8			drug labels.
9	499.0052	1st	Trafficking in contraband legend
10			drugs.
11	560.123(8)(b)2.	2nd	Failure to report currency or
12			payment instruments totaling or
13			exceeding \$20,000, but less than
14			\$100,000 by money transmitter.
15	560.125(5)(b)	2nd	Money transmitter business by
16			unauthorized person, currency or
17			payment instruments totaling or
18			exceeding \$20,000, but less than
19			\$100,000.
20	655.50(10)(b)2.	2nd	Failure to report financial
21			transactions totaling or
22			exceeding \$20,000, but less than
23			\$100,000 by financial
24			institutions.
25	777.03(2)(a)	1st	Accessory after the fact, capital
26			felony.
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1	782.04(4)	2nd	Killing of human without design
2			when engaged in act or attempt of
3			any felony other than arson,
4			sexual battery, robbery,
5			burglary, kidnapping, aircraft
6			piracy, or unlawfully discharging
7			bomb.
8	782.051(2)	1st	Attempted felony murder while
9			perpetrating or attempting to
10			perpetrate a felony not
11			enumerated in s. 782.04(3).
12	782.071(1)(b)	1st	Committing vehicular homicide and
13			failing to render aid or give
14			information.
15	782.072(2)	1st	Committing vessel homicide and
16			failing to render aid or give
17			information.
18	790.161(3)	1st	Discharging a destructive device
19			which results in bodily harm or
20			property damage.
21	794.011(5)	2nd	Sexual battery, victim 12 years
22			or over, offender does not use
23			physical force likely to cause
24			serious injury.
25	<u>796.045(1)</u>	<u>1st</u>	<u>Sex trafficking.</u>
26	800.04(4)	2nd	Lewd or lascivious battery.
27	806.01(1)	1st	Maliciously damage dwelling or
28			structure by fire or explosive,
29			believing person in structure.
30	810.02(2)(a)	1st,PBL	Burglary with assault or battery.
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1	810.02(2)(b)	1st,PBL	Burglary; armed with explosives
2			or dangerous weapon.
3	810.02(2)(c)	1st	Burglary of a dwelling or
4			structure causing structural
5			damage or \$1,000 or more property
6			damage.
7	812.014(2)(a)2.	1st	Property stolen; cargo valued at
8			\$50,000 or more, grand theft in
9			1st degree.
10	812.13(2)(b)	1st	Robbery with a weapon.
11	812.135(2)(c)	1st	Home-invasion robbery, no
12			firearm, deadly weapon, or other
13			weapon.
14	817.568(6)	2nd	Fraudulent use of personal
15			identification information of an
16			individual under the age of 18.
17	825.102(2)	2nd	Aggravated abuse of an elderly
18			person or disabled adult.
19	825.1025(2)	2nd	Lewd or lascivious battery upon
20			an elderly person or disabled
21			adult.
22	825.103(2)(a)	1st	Exploiting an elderly person or
23			disabled adult and property is
24			valued at \$100,000 or more.
25	837.02(2)	2nd	Perjury in official proceedings
26			relating to prosecution of a
27			capital felony.
28	837.021(2)	2nd	Making contradictory statements
29			in official proceedings relating
30			to prosecution of a capital
31			felony.

1	860.121(2)(c)	1st	Shooting at or throwing any
2			object in path of railroad
3			vehicle resulting in great bodily
4			harm.
5	860.16	1st	Aircraft piracy.
6	893.13(1)(b)	1st	Sell or deliver in excess of 10
7			grams of any substance specified
8			in s. 893.03(1)(a) or (b).
9	893.13(2)(b)	1st	Purchase in excess of 10 grams of
10			any substance specified in s.
11			893.03(1)(a) or (b).
12	893.13(6)(c)	1st	Possess in excess of 10 grams of
13			any substance specified in s.
14			893.03(1)(a) or (b).
15	893.135(1)(a)2.	1st	Trafficking in cannabis, more
16			than 2,000 lbs., less than 10,000
17			lbs.
18	893.135(1)(b)1.b.	1st	Trafficking in cocaine, more than
19			200 grams, less than 400 grams.
20	893.135(1)(c)1.b.	1st	Trafficking in illegal drugs,
21			more than 14 grams, less than 28
22			grams.
23	893.135(1)(d)1.b.	1st	Trafficking in phencyclidine,
24			more than 200 grams, less than
25			400 grams.
26	893.135(1)(e)1.b.	1st	Trafficking in methaqualone, more
27			than 5 kilograms, less than 25
28			kilograms.
29	893.135(1)(f)1.b.	1st	Trafficking in amphetamine, more
30			than 28 grams, less than 200
31			grams.

1	893.135(1)(g)1.b.	1st	Trafficking in flunitrazepam, 14
2			grams or more, less than 28
3			grams.
4	893.135(1)(h)1.b.	1st	Trafficking in
5			gamma-hydroxybutyric acid (GHB),
6			5 kilograms or more, less than 10
7			kilograms.
8	893.135(1)(j)1.b.	1st	Trafficking in 1,4-Butanediol, 5
9			kilograms or more, less than 10
10			kilograms.
11	893.135(1)(k)2.b.	1st	Trafficking in Phenethylamines,
12			200 grams or more, less than 400
13			grams.
14	895.03(1)	1st	Use or invest proceeds derived
15			from pattern of racketeering
16			activity.
17	895.03(2)	1st	Acquire or maintain through
18			racketeering activity any
19			interest in or control of any
20			enterprise or real property.
21	895.03(3)	1st	Conduct or participate in any
22			enterprise through pattern of
23			racketeering activity.
24	896.101(5)(b)	2nd	Money laundering, financial
25			transactions totaling or
26			exceeding \$20,000, but less than
27			\$100,000.
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1	896.104(4)(a)2.	2nd	Structuring transactions to evade
2			reporting or registration
3			requirements, financial
4			transactions totaling or
5			exceeding \$20,000 but less than
6			\$100,000.
7			(i) LEVEL 9
8	316.193(3)(c)3.b.	1st	DUI manslaughter; failing to
9			render aid or give information.
10	327.35(3)(c)3.b.	1st	BUI manslaughter; failing to
11			render aid or give information.
12	499.00535	1st	Sale or purchase of contraband
13			legend drugs resulting in great
14			bodily harm.
15	560.123(8)(b)3.	1st	Failure to report currency or
16			payment instruments totaling or
17			exceeding \$100,000 by money
18			transmitter.
19	560.125(5)(c)	1st	Money transmitter business by
20			unauthorized person, currency, or
21			payment instruments totaling or
22			exceeding \$100,000.
23	655.50(10)(b)3.	1st	Failure to report financial
24			transactions totaling or
25			exceeding \$100,000 by financial
26			institution.
27	775.0844	1st	Aggravated white collar crime.
28	782.04(1)	1st	Attempt, conspire, or solicit to
29			commit premeditated murder.
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1	782.04(3)	1st,PBL	Accomplice to murder in
2			connection with arson, sexual
3			battery, robbery, burglary, and
4			other specified felonies.
5	782.051(1)	1st	Attempted felony murder while
6			perpetrating or attempting to
7			perpetrate a felony enumerated in
8			s. 782.04(3).
9	782.07(2)	1st	Aggravated manslaughter of an
10			elderly person or disabled adult.
11	787.01(1)(a)1.	1st,PBL	Kidnapping; hold for ransom or
12			reward or as a shield or hostage.
13	787.01(1)(a)2.	1st,PBL	Kidnapping with intent to commit
14			or facilitate commission of any
15			felony.
16	787.01(1)(a)4.	1st,PBL	Kidnapping with intent to
17			interfere with performance of any
18			governmental or political
19			function.
20	787.02(3)(a)	1st	False imprisonment; child under
21			age 13; perpetrator also commits
22			aggravated child abuse, sexual
23			battery, or lewd or lascivious
24			battery, molestation, conduct, or
25			exhibition.
26	790.161	1st	Attempted capital destructive
27			device offense.
28	790.166(2)	1st,PBL	Possessing, selling, using, or
29			attempting to use a weapon of
30			mass destruction.
31			

1	794.011(2)	1st	Attempted sexual battery; victim
2			less than 12 years of age.
3	794.011(2)	Life	Sexual battery; offender younger
4			than 18 years and commits sexual
5			battery on a person less than 12
6			years.
7	794.011(4)	1st	Sexual battery; victim 12 years
8			or older, certain circumstances.
9	794.011(8)(b)	1st	Sexual battery; engage in sexual
10			conduct with minor 12 to 18 years
11			by person in familial or
12			custodial authority.
13	<u>796.045(2)(b)</u>	<u>Life</u>	<u>Selling or buying of minors into</u>
14			<u>sex trafficking or prostitution.</u>
15	800.04(5)(b)	Life	Lewd or lascivious molestation;
16			victim less than 12 years;
17			offender 18 years or older.
18	812.13(2)(a)	1st,PBL	Robbery with firearm or other
19			deadly weapon.
20	812.133(2)(a)	1st,PBL	Carjacking; firearm or other
21			deadly weapon.
22	812.135(2)(b)	1st	Home-invasion robbery with
23			weapon.
24	817.568(7)	2nd,PBL	Fraudulent use of personal
25			identification information of an
26			individual under the age of 18 by
27			his or her parent, legal
28			guardian, or person exercising
29			custodial authority.
30	827.03(2)	1st	Aggravated child abuse.
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1	847.0145(1)	1st	Selling, or otherwise
2			transferring custody or control,
3			of a minor.
4	847.0145(2)	1st	Purchasing, or otherwise
5			obtaining custody or control, of
6			a minor.
7	859.01	1st	Poisoning or introducing
8			bacteria, radioactive materials,
9			viruses, or chemical compounds
10			into food, drink, medicine, or
11			water with intent to kill or
12			injure another person.
13	893.135	1st	Attempted capital trafficking
14			offense.
15	893.135(1)(a)3.	1st	Trafficking in cannabis, more
16			than 10,000 lbs.
17	893.135(1)(b)1.c.	1st	Trafficking in cocaine, more than
18			400 grams, less than 150
19			kilograms.
20	893.135(1)(c)1.c.	1st	Trafficking in illegal drugs,
21			more than 28 grams, less than 30
22			kilograms.
23	893.135(1)(d)1.c.	1st	Trafficking in phencyclidine,
24			more than 400 grams.
25	893.135(1)(e)1.c.	1st	Trafficking in methaqualone, more
26			than 25 kilograms.
27	893.135(1)(f)1.c.	1st	Trafficking in amphetamine, more
28			than 200 grams.
29	893.135(1)(h)1.c.	1st	Trafficking in
30			gamma-hydroxybutyric acid (GHB),
31			10 kilograms or more.

1 893.135(1)(j)1.c. 1st Trafficking in 1,4-Butanediol, 10
2 kilograms or more.
3 893.135(1)(k)2.c. 1st Trafficking in Phenethylamines,
4 400 grams or more.
5 896.101(5)(c) 1st Money laundering, financial
6 instruments totaling or exceeding
7 \$100,000.
8 896.104(4)(a)3. 1st Structuring transactions to evade
9 reporting or registration
10 requirements, financial
11 transactions totaling or
12 exceeding \$100,000.

13 Section 22. This act shall take effect July 1, 2007.
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