

1 officer, and an auxiliary correctional officer, as those terms
2 are respectively defined in s. 943.10, and any county
3 probation officer; an employee or agent of the Department of
4 Corrections who supervises or provides services to inmates; an
5 officer of the Parole Commission; a federal law enforcement
6 officer as defined in s. 901.1505; and law enforcement
7 personnel of the Fish and Wildlife Conservation Commission,
8 the Department of Environmental Protection, or the Department
9 of Law Enforcement.

10 (2) Whenever any person is charged with knowingly
11 committing an assault or battery upon a law enforcement
12 officer, a firefighter, an emergency medical care provider, a
13 traffic accident investigation officer as described in s.
14 316.640, a nonsworn law enforcement agency employee who is
15 certified as an agency inspector, blood alcohol analyst, or a
16 breath test operator while such employee is in uniform and
17 engaged in processing, testing, evaluating, analyzing, or
18 transporting a person who is detained or under arrest for DUI,
19 a traffic infraction enforcement officer as described in s.
20 316.640, a parking enforcement specialist as defined in s.
21 316.640, a person licensed as a security officer as defined in
22 s. 493.6101 and wearing a uniform that bears at least one
23 patch or emblem that is visible at all times that clearly
24 identifies the employing agency and that clearly identifies
25 the person as a licensed security officer, or a security
26 officer employed by the board of trustees of a community
27 college, while the officer, firefighter, emergency medical
28 care provider, intake officer, traffic accident investigation
29 officer, traffic infraction enforcement officer, inspector,
30 analyst, operator, parking enforcement specialist, public
31 transit employee or agent, or security officer is engaged in

1 | the lawful performance of his or her duties, the offense for
2 | which the person is charged shall be reclassified as follows:

3 | (a) In the case of assault, from a misdemeanor of the
4 | second degree to a misdemeanor of the first degree.

5 | (b) In the case of battery, from a misdemeanor of the
6 | first degree to a felony of the third degree.

7 | (c) In the case of aggravated assault, from a felony
8 | of the third degree to a felony of the second degree.

9 | Notwithstanding any other provision of law, any person
10 | convicted of aggravated assault upon a law enforcement officer
11 | shall be sentenced to a minimum term of imprisonment of 3
12 | years.

13 | (d) In the case of aggravated battery, from a felony
14 | of the second degree to a felony of the first degree.

15 | Notwithstanding any other provision of law, any person
16 | convicted of aggravated battery of a law enforcement officer
17 | shall be sentenced to a minimum term of imprisonment of 5
18 | years.

19 | (3) Any person who is convicted of a battery under
20 | paragraph (2)(b) and, during the commission of the offense,
21 | such person possessed:

22 | (a) A "firearm" or "destructive device" as those terms
23 | are defined in s. 790.001, shall be sentenced to a minimum
24 | term of imprisonment of 3 years.

25 | (b) A semiautomatic firearm and its high-capacity
26 | detachable box magazine, as defined in s. 775.087(3), or a
27 | machine gun as defined in s. 790.001, shall be sentenced to a
28 | minimum term of imprisonment of 8 years.

29 |
30 | Notwithstanding s. 948.01, adjudication of guilt or imposition
31 | of sentence shall not be suspended, deferred, or withheld, and

1 the defendant is not eligible for statutory gain-time under s.
2 944.275 or any form of discretionary early release, other than
3 pardon or executive clemency, or conditional medical release
4 under s. 947.149, prior to serving the minimum sentence.

5 Section 2. For the purpose of incorporating the
6 amendment made by this act to section 784.07, Florida
7 Statutes, in a reference thereto, paragraph (a) of subsection
8 (3) of section 435.04, Florida Statutes, is reenacted to read:

9 435.04 Level 2 screening standards.--

10 (3) The security background investigations conducted
11 under this section for employees of the Department of Juvenile
12 Justice must ensure that no persons subject to the provisions
13 of this section have been found guilty of, regardless of
14 adjudication, or entered a plea of nolo contendere or guilty
15 to, any offense prohibited under any of the following
16 provisions of the Florida Statutes or under any similar
17 statute of another jurisdiction:

18 (a) Section 784.07, relating to assault or battery of
19 law enforcement officers, firefighters, emergency medical care
20 providers, public transit employees or agents, or other
21 specified officers.

22
23 The Department of Juvenile Justice may not remove a
24 disqualification from employment or grant an exemption to any
25 person who is disqualified under this section for any offense
26 disposed of during the most recent 7-year period.

27 Section 3. For the purpose of incorporating the
28 amendment made by this act to section 784.07, Florida
29 Statutes, in a reference thereto, subsection (15) of section
30 901.15, Florida Statutes, is reenacted to read:

31

1 901.15 When arrest by officer without warrant is
2 lawful.--A law enforcement officer may arrest a person without
3 a warrant when:

4 (15) There is probable cause to believe that the
5 person has committed assault upon a law enforcement officer, a
6 firefighter, an emergency medical care provider, public
7 transit employees or agents, or other specified officers as
8 set forth in s. 784.07 or has committed assault or battery
9 upon any employee of a receiving facility as defined in s.
10 394.455 who is engaged in the lawful performance of his or her
11 duties.

12 Section 4. For the purpose of incorporating the
13 amendment made by this act to section 784.07, Florida
14 Statutes, in a reference thereto, paragraphs (d), (f), and (g)
15 of subsection (3) of section 921.0022, Florida Statutes, are
16 reenacted to read:

17 921.0022 Criminal Punishment Code; offense severity
18 ranking chart.--

19 (3) OFFENSE SEVERITY RANKING CHART

| Florida Statute | Felony Degree | Description |
|-----------------|---------------|--|
| | | (d) LEVEL 4 |
| 316.1935(3)(a) | 2nd | Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated. |

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|----|---------------|-----|-----------------------------------|
| 1 | 499.0051(1) | 3rd | Failure to maintain or deliver |
| 2 | | | pedigree papers. |
| 3 | 499.0051(2) | 3rd | Failure to authenticate pedigree |
| 4 | | | papers. |
| 5 | 499.0051(6) | 2nd | Sale or delivery, or possession |
| 6 | | | with intent to sell, contraband |
| 7 | | | legend drugs. |
| 8 | 784.07(2)(b) | 3rd | Battery of law enforcement |
| 9 | | | officer, firefighter, intake |
| 10 | | | officer, etc. |
| 11 | 784.074(1)(c) | 3rd | Battery of sexually violent |
| 12 | | | predators facility staff. |
| 13 | 784.075 | 3rd | Battery on detention or |
| 14 | | | commitment facility staff. |
| 15 | 784.078 | 3rd | Battery of facility employee by |
| 16 | | | throwing, tossing, or expelling |
| 17 | | | certain fluids or materials. |
| 18 | 784.08(2)(c) | 3rd | Battery on a person 65 years of |
| 19 | | | age or older. |
| 20 | 784.081(3) | 3rd | Battery on specified official or |
| 21 | | | employee. |
| 22 | 784.082(3) | 3rd | Battery by detained person on |
| 23 | | | visitor or other detainee. |
| 24 | 784.083(3) | 3rd | Battery on code inspector. |
| 25 | 784.085 | 3rd | Battery of child by throwing, |
| 26 | | | tossing, projecting, or expelling |
| 27 | | | certain fluids or materials. |
| 28 | 787.03(1) | 3rd | Interference with custody; |
| 29 | | | wrongly takes minor from |
| 30 | | | appointed guardian. |
| 31 | | | |

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|----|-----------------|-----|-----------------------------------|
| 1 | 787.04(2) | 3rd | Take, entice, or remove child |
| 2 | | | beyond state limits with criminal |
| 3 | | | intent pending custody |
| 4 | | | proceedings. |
| 5 | 787.04(3) | 3rd | Carrying child beyond state lines |
| 6 | | | with criminal intent to avoid |
| 7 | | | producing child at custody |
| 8 | | | hearing or delivering to |
| 9 | | | designated person. |
| 10 | 790.115(1) | 3rd | Exhibiting firearm or weapon |
| 11 | | | within 1,000 feet of a school. |
| 12 | 790.115(2)(b) | 3rd | Possessing electric weapon or |
| 13 | | | device, destructive device, or |
| 14 | | | other weapon on school property. |
| 15 | 790.115(2)(c) | 3rd | Possessing firearm on school |
| 16 | | | property. |
| 17 | 800.04(7)(d) | 3rd | Lewd or lascivious exhibition; |
| 18 | | | offender less than 18 years. |
| 19 | 810.02(4)(a) | 3rd | Burglary, or attempted burglary, |
| 20 | | | of an unoccupied structure; |
| 21 | | | unarmed; no assault or battery. |
| 22 | 810.02(4)(b) | 3rd | Burglary, or attempted burglary, |
| 23 | | | of an unoccupied conveyance; |
| 24 | | | unarmed; no assault or battery. |
| 25 | 810.06 | 3rd | Burglary; possession of tools. |
| 26 | 810.08(2)(c) | 3rd | Trespass on property, armed with |
| 27 | | | firearm or dangerous weapon. |
| 28 | 812.014(2)(c)3. | 3rd | Grand theft, 3rd degree \$10,000 |
| 29 | | | or more but less than \$20,000. |
| 30 | | | |
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| 1 | 812.014 | | |
| 2 | (2)(c)4.-10. | 3rd | Grand theft, 3rd degree, a will, |
| 3 | | | firearm, motor vehicle, |
| 4 | | | livestock, etc. |
| 5 | 812.0195(2) | 3rd | Dealing in stolen property by use |
| 6 | | | of the Internet; property stolen |
| 7 | | | \$300 or more. |
| 8 | 817.563(1) | 3rd | Sell or deliver substance other |
| 9 | | | than controlled substance agreed |
| 10 | | | upon, excluding s. 893.03(5) |
| 11 | | | drugs. |
| 12 | 817.568(2)(a) | 3rd | Fraudulent use of personal |
| 13 | | | identification information. |
| 14 | 817.625(2)(a) | 3rd | Fraudulent use of scanning device |
| 15 | | | or reencoder. |
| 16 | 828.125(1) | 2nd | Kill, maim, or cause great bodily |
| 17 | | | harm or permanent breeding |
| 18 | | | disability to any registered |
| 19 | | | horse or cattle. |
| 20 | 837.02(1) | 3rd | Perjury in official proceedings. |
| 21 | 837.021(1) | 3rd | Make contradictory statements in |
| 22 | | | official proceedings. |
| 23 | 838.022 | 3rd | Official misconduct. |
| 24 | 839.13(2)(a) | 3rd | Falsifying records of an |
| 25 | | | individual in the care and |
| 26 | | | custody of a state agency. |
| 27 | 839.13(2)(c) | 3rd | Falsifying records of the |
| 28 | | | Department of Children and Family |
| 29 | | | Services. |
| 30 | | | |
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| 1 | 843.021 | 3rd | Possession of a concealed |
| 2 | | | handcuff key by a person in |
| 3 | | | custody. |
| 4 | 843.025 | 3rd | Deprive law enforcement, |
| 5 | | | correctional, or correctional |
| 6 | | | probation officer of means of |
| 7 | | | protection or communication. |
| 8 | 843.15(1)(a) | 3rd | Failure to appear while on bail |
| 9 | | | for felony (bond estreatment or |
| 10 | | | bond jumping). |
| 11 | 874.05(1) | 3rd | Encouraging or recruiting another |
| 12 | | | to join a criminal street gang. |
| 13 | 893.13(2)(a)1. | 2nd | Purchase of cocaine (or other s. |
| 14 | | | 893.03(1)(a), (b), or (d), |
| 15 | | | (2)(a), (2)(b), or (2)(c)4. |
| 16 | | | drugs). |
| 17 | 914.14(2) | 3rd | Witnesses accepting bribes. |
| 18 | 914.22(1) | 3rd | Force, threaten, etc., witness, |
| 19 | | | victim, or informant. |
| 20 | 914.23(2) | 3rd | Retaliation against a witness, |
| 21 | | | victim, or informant, no bodily |
| 22 | | | injury. |
| 23 | 918.12 | 3rd | Tampering with jurors. |
| 24 | 934.215 | 3rd | Use of two-way communications |
| 25 | | | device to facilitate commission |
| 26 | | | of a crime. |
| 27 | | | (f) LEVEL 6 |
| 28 | 316.193(2)(b) | 3rd | Felony DUI, 4th or subsequent |
| 29 | | | conviction. |
| 30 | 499.0051(3) | 2nd | Forgery of pedigree papers. |
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|----|---------------|-----|-----------------------------------|
| 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. |

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| 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. |
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| 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) | 2nd | Retail theft; property stolen |
| 5 | | | \$300 or more; second or |
| 6 | | | subsequent conviction. |
| 7 | 812.13(2)(c) | 2nd | Robbery, no firearm or other |
| 8 | | | weapon (strong-arm robbery). |
| 9 | 817.034(4)(a)1. | 1st | Communications fraud, value |
| 10 | | | greater than \$50,000. |
| 11 | 817.4821(5) | 2nd | Possess cloning paraphernalia |
| 12 | | | with intent to create cloned |
| 13 | | | cellular telephones. |
| 14 | 825.102(1) | 3rd | Abuse of an elderly person or |
| 15 | | | disabled adult. |
| 16 | 825.102(3)(c) | 3rd | Neglect of an elderly person or |
| 17 | | | disabled adult. |
| 18 | 825.1025(3) | 3rd | Lewd or lascivious molestation of |
| 19 | | | an elderly person or disabled |
| 20 | | | adult. |
| 21 | 825.103(2)(c) | 3rd | Exploiting an elderly person or |
| 22 | | | disabled adult and property is |
| 23 | | | valued at less than \$20,000. |
| 24 | 827.03(1) | 3rd | Abuse of a child. |
| 25 | 827.03(3)(c) | 3rd | Neglect of a child. |
| 26 | 827.071(2)&(3) | 2nd | Use or induce a child in a sexual |
| 27 | | | performance, or promote or direct |
| 28 | | | such performance. |
| 29 | 836.05 | 2nd | Threats; extortion. |
| 30 | 836.10 | 2nd | Written threats to kill or do |
| 31 | | | bodily injury. |

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|----|-----------------|-----|-----------------------------------|
| 1 | 843.12 | 3rd | Aids or assists person to escape. |
| 2 | 847.0135(2) | 3rd | Facilitates sexual conduct of or |
| 3 | | | with a minor or the visual |
| 4 | | | depiction of such conduct. |
| 5 | 914.23 | 2nd | Retaliation against a witness, |
| 6 | | | victim, or informant, with bodily |
| 7 | | | injury. |
| 8 | 944.35(3)(a)2. | 3rd | Committing malicious battery upon |
| 9 | | | or inflicting cruel or inhuman |
| 10 | | | treatment on an inmate or |
| 11 | | | offender on community |
| 12 | | | supervision, resulting in great |
| 13 | | | bodily harm. |
| 14 | 944.40 | 2nd | Escapes. |
| 15 | 944.46 | 3rd | Harboring, concealing, aiding |
| 16 | | | escaped prisoners. |
| 17 | 944.47(1)(a)5. | 2nd | Introduction of contraband |
| 18 | | | (firearm, weapon, or explosive) |
| 19 | | | into correctional facility. |
| 20 | 951.22(1) | 3rd | Intoxicating drug, firearm, or |
| 21 | | | weapon introduced into county |
| 22 | | | facility. |
| 23 | | | (g) LEVEL 7 |
| 24 | 316.027(1)(b) | 1st | Accident involving death, failure |
| 25 | | | to stop; leaving scene. |
| 26 | 316.193(3)(c)2. | 3rd | DUI resulting in serious bodily |
| 27 | | | injury. |
| 28 | | | |
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|----|----------------|-----|-----------------------------------|
| 1 | 316.1935(3)(b) | 1st | Causing serious bodily injury or |
| 2 | | | death to another person; driving |
| 3 | | | at high speed or with wanton |
| 4 | | | disregard for safety while |
| 5 | | | fleeing or attempting to elude |
| 6 | | | law enforcement officer who is in |
| 7 | | | a patrol vehicle with siren and |
| 8 | | | lights activated. |
| 9 | 327.35(3)(c)2. | 3rd | Vessel BUI resulting in serious |
| 10 | | | bodily injury. |
| 11 | 402.319(2) | 2nd | Misrepresentation and negligence |
| 12 | | | or intentional act resulting in |
| 13 | | | great bodily harm, permanent |
| 14 | | | disfiguration, permanent |
| 15 | | | disability, or death. |
| 16 | 409.920(2) | 3rd | Medicaid provider fraud. |
| 17 | 456.065(2) | 3rd | Practicing a health care |
| 18 | | | profession without a license. |
| 19 | 456.065(2) | 2nd | Practicing a health care |
| 20 | | | profession without a license |
| 21 | | | which results in serious bodily |
| 22 | | | injury. |
| 23 | 458.327(1) | 3rd | Practicing medicine without a |
| 24 | | | license. |
| 25 | 459.013(1) | 3rd | Practicing osteopathic medicine |
| 26 | | | without a license. |
| 27 | 460.411(1) | 3rd | Practicing chiropractic medicine |
| 28 | | | without a license. |
| 29 | 461.012(1) | 3rd | Practicing podiatric medicine |
| 30 | | | without a license. |
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| 1 | 462.17 | 3rd | Practicing naturopathy without a |
| 2 | | | license. |
| 3 | 463.015(1) | 3rd | Practicing optometry without a |
| 4 | | | license. |
| 5 | 464.016(1) | 3rd | Practicing nursing without a |
| 6 | | | license. |
| 7 | 465.015(2) | 3rd | Practicing pharmacy without a |
| 8 | | | license. |
| 9 | 466.026(1) | 3rd | Practicing dentistry or dental |
| 10 | | | hygiene without a license. |
| 11 | 467.201 | 3rd | Practicing midwifery without a |
| 12 | | | license. |
| 13 | 468.366 | 3rd | Delivering respiratory care |
| 14 | | | services without a license. |
| 15 | 483.828(1) | 3rd | Practicing as clinical laboratory |
| 16 | | | personnel without a license. |
| 17 | 483.901(9) | 3rd | Practicing medical physics |
| 18 | | | without a license. |
| 19 | 484.013(1)(c) | 3rd | Preparing or dispensing optical |
| 20 | | | devices without a prescription. |
| 21 | 484.053 | 3rd | Dispensing hearing aids without a |
| 22 | | | license. |
| 23 | 494.0018(2) | 1st | Conviction of any violation of |
| 24 | | | ss. 494.001-494.0077 in which the |
| 25 | | | total money and property |
| 26 | | | unlawfully obtained exceeded |
| 27 | | | \$50,000 and there were five or |
| 28 | | | more victims. |
| 29 | | | |
| 30 | | | |
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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. |
| 31 | | | |

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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. |
| 31 | | | |

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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 | | | |
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| 1 | 817.234(8)(a) | 2nd | Solicitation of motor vehicle |
| 2 | | | accident victims with intent to |
| 3 | | | defraud. |
| 4 | 817.234(9) | 2nd | Organizing, planning, or |
| 5 | | | participating in an intentional |
| 6 | | | motor vehicle collision. |
| 7 | 817.234(11)(c) | 1st | Insurance fraud; property value |
| 8 | | | \$100,000 or more. |
| 9 | 817.2341(2)(b)& | | |
| 10 | (3)(b) | 1st | Making false entries of material |
| 11 | | | fact or false statements |
| 12 | | | regarding property values |
| 13 | | | relating to the solvency of an |
| 14 | | | insuring entity which are a |
| 15 | | | significant cause of the |
| 16 | | | insolvency of that entity. |
| 17 | 825.102(3)(b) | 2nd | Neglecting an elderly person or |
| 18 | | | disabled adult causing great |
| 19 | | | bodily harm, disability, or |
| 20 | | | disfigurement. |
| 21 | 825.103(2)(b) | 2nd | Exploiting an elderly person or |
| 22 | | | disabled adult and property is |
| 23 | | | valued at \$20,000 or more, but |
| 24 | | | less than \$100,000. |
| 25 | 827.03(3)(b) | 2nd | Neglect of a child causing great |
| 26 | | | bodily harm, disability, or |
| 27 | | | disfigurement. |
| 28 | 827.04(3) | 3rd | Impregnation of a child under 16 |
| 29 | | | years of age by person 21 years |
| 30 | | | of age or older. |
| 31 | | | |

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| 1 | 837.05(2) | 3rd | Giving false information about |
| 2 | | | alleged capital felony to a law |
| 3 | | | enforcement officer. |
| 4 | 838.015 | 2nd | Bribery. |
| 5 | 838.016 | 2nd | Unlawful compensation or reward |
| 6 | | | for official behavior. |
| 7 | 838.021(3)(a) | 2nd | Unlawful harm to a public |
| 8 | | | servant. |
| 9 | 838.22 | 2nd | Bid tampering. |
| 10 | 847.0135(3) | 3rd | Solicitation of a child, via a |
| 11 | | | computer service, to commit an |
| 12 | | | unlawful sex act. |
| 13 | 872.06 | 2nd | Abuse of a dead human body. |
| 14 | 893.13(1)(c)1. | 1st | Sell, manufacture, or deliver |
| 15 | | | cocaine (or other drug prohibited |
| 16 | | | under s. 893.03(1)(a), (1)(b), |
| 17 | | | (1)(d), (2)(a), (2)(b), or |
| 18 | | | (2)(c)4.) within 1,000 feet of a |
| 19 | | | child care facility, school, or |
| 20 | | | state, county, or municipal park |
| 21 | | | or publicly owned recreational |
| 22 | | | facility or community center. |
| 23 | 893.13(1)(e)1. | 1st | Sell, manufacture, or deliver |
| 24 | | | cocaine or other drug prohibited |
| 25 | | | under s. 893.03(1)(a), (1)(b), |
| 26 | | | (1)(d), (2)(a), (2)(b), or |
| 27 | | | (2)(c)4., within 1,000 feet of |
| 28 | | | property used for religious |
| 29 | | | services or a specified business |
| 30 | | | site. |
| 31 | | | |

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|----|-----------------|-----|-----------------------------------|
| 1 | 893.13(4)(a) | 1st | Deliver to minor cocaine (or |
| 2 | | | other s. 893.03(1)(a), (1)(b), |
| 3 | | | (1)(d), (2)(a), (2)(b), or |
| 4 | | | (2)(c)4. drugs). |
| 5 | 893.135(1)(a)1. | 1st | Trafficking in cannabis, more |
| 6 | | | than 25 lbs., less than 2,000 |
| 7 | | | lbs. |
| 8 | 893.135 | | |
| 9 | (1)(b)1.a. | 1st | Trafficking in cocaine, more than |
| 10 | | | 28 grams, less than 200 grams. |
| 11 | 893.135 | | |
| 12 | (1)(c)1.a. | 1st | Trafficking in illegal drugs, |
| 13 | | | more than 4 grams, less than 14 |
| 14 | | | grams. |
| 15 | 893.135 | | |
| 16 | (1)(d)1. | 1st | Trafficking in phencyclidine, |
| 17 | | | more than 28 grams, less than 200 |
| 18 | | | grams. |
| 19 | 893.135(1)(e)1. | 1st | Trafficking in methaqualone, more |
| 20 | | | than 200 grams, less than 5 |
| 21 | | | kilograms. |
| 22 | 893.135(1)(f)1. | 1st | Trafficking in amphetamine, more |
| 23 | | | than 14 grams, less than 28 |
| 24 | | | grams. |
| 25 | 893.135 | | |
| 26 | (1)(g)1.a. | 1st | Trafficking in flunitrazepam, 4 |
| 27 | | | grams or more, less than 14 |
| 28 | | | grams. |
| 29 | | | |
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|----|-----------------|-----|-----------------------------------|
| 1 | 893.135 | | |
| 2 | (1)(h)1.a. | 1st | Trafficking in |
| 3 | | | gamma-hydroxybutyric acid (GHB), |
| 4 | | | 1 kilogram or more, less than 5 |
| 5 | | | kilograms. |
| 6 | 893.135 | | |
| 7 | (1)(j)1.a. | 1st | Trafficking in 1,4-Butanediol, 1 |
| 8 | | | kilogram or more, less than 5 |
| 9 | | | kilograms. |
| 10 | 893.135 | | |
| 11 | (1)(k)2.a. | 1st | Trafficking in Phenethylamines, |
| 12 | | | 10 grams or more, less than 200 |
| 13 | | | grams. |
| 14 | 896.101(5)(a) | 3rd | Money laundering, financial |
| 15 | | | transactions exceeding \$300 but |
| 16 | | | less than \$20,000. |
| 17 | 896.104(4)(a)1. | 3rd | Structuring transactions to evade |
| 18 | | | reporting or registration |
| 19 | | | requirements, financial |
| 20 | | | transactions exceeding \$300 but |
| 21 | | | less than \$20,000. |
| 22 | 943.0435(4)(c) | 2nd | Sexual offender vacating |
| 23 | | | permanent residence; failure to |
| 24 | | | comply with reporting |
| 25 | | | requirements. |
| 26 | 943.0435(8) | 2nd | Sexual offender; remains in state |
| 27 | | | after indicating intent to leave; |
| 28 | | | failure to comply with reporting |
| 29 | | | requirements. |
| 30 | | | |
| 31 | | | |

1 943.0435(9)(a) 3rd Sexual offender; failure to
2 comply with reporting
3 requirements.
4 943.0435(13) 3rd Failure to report or providing
5 false information about a sexual
6 offender; harbor or conceal a
7 sexual offender.
8 943.0435(14) 3rd Sexual offender; failure to
9 report and reregister; failure to
10 respond to address verification.
11 944.607(9) 3rd Sexual offender; failure to
12 comply with reporting
13 requirements.
14 944.607(10)(a) 3rd Sexual offender; failure to
15 submit to the taking of a
16 digitized photograph.
17 944.607(12) 3rd Failure to report or providing
18 false information about a sexual
19 offender; harbor or conceal a
20 sexual offender.
21 944.607(13) 3rd Sexual offender; failure to
22 report and reregister; failure to
23 respond to address verification.
24 Section 5. For the purpose of incorporating the
25 amendment made by this act to section 784.07, Florida
26 Statutes, in a reference thereto, paragraph (b) of subsection
27 (3) of section 943.051, Florida Statutes, is reenacted to
28 read:
29 943.051 Criminal justice information; collection and
30 storage; fingerprinting.--
31 (3)

1 (b) A minor who is charged with or found to have
2 committed the following offenses shall be fingerprinted and
3 the fingerprints shall be submitted to the department:

4 1. Assault, as defined in s. 784.011.

5 2. Battery, as defined in s. 784.03.

6 3. Carrying a concealed weapon, as defined in s.
7 790.01(1).

8 4. Unlawful use of destructive devices or bombs, as
9 defined in s. 790.1615(1).

10 5. Negligent treatment of children, as defined in s.
11 827.05.

12 6. Assault or battery on a law enforcement officer, a
13 firefighter, or other specified officers, as defined in s.
14 784.07(2)(a) and (b).

15 7. Open carrying of a weapon, as defined in s.
16 790.053.

17 8. Exposure of sexual organs, as defined in s. 800.03.

18 9. Unlawful possession of a firearm, as defined in s.
19 790.22(5).

20 10. Petit theft, as defined in s. 812.014(3).

21 11. Cruelty to animals, as defined in s. 828.12(1).

22 12. Arson, as defined in s. 806.031(1).

23 13. Unlawful possession or discharge of a weapon or
24 firearm at a school-sponsored event or on school property as
25 defined in s. 790.115.

26 Section 6. For the purpose of incorporating the
27 amendment made by this act to section 784.07, Florida
28 Statutes, in a reference thereto, paragraph (b) of subsection
29 (1) of section 985.11, Florida Statutes, is reenacted to read:

30 985.11 Fingerprinting and photographing.--

31 (1)

1 (b) A child who is charged with or found to have
2 committed one of the following offenses shall be
3 fingerprinted, and the fingerprints shall be submitted to the
4 Department of Law Enforcement as provided in s. 943.051(3)(b):

5 1. Assault, as defined in s. 784.011.

6 2. Battery, as defined in s. 784.03.

7 3. Carrying a concealed weapon, as defined in s.
8 790.01(1).

9 4. Unlawful use of destructive devices or bombs, as
10 defined in s. 790.1615(1).

11 5. Negligent treatment of children, as defined in
12 former s. 827.05.

13 6. Assault on a law enforcement officer, a
14 firefighter, or other specified officers, as defined in s.
15 784.07(2)(a).

16 7. Open carrying of a weapon, as defined in s.
17 790.053.

18 8. Exposure of sexual organs, as defined in s. 800.03.

19 9. Unlawful possession of a firearm, as defined in s.
20 790.22(5).

21 10. Petit theft, as defined in s. 812.014.

22 11. Cruelty to animals, as defined in s. 828.12(1).

23 12. Arson, resulting in bodily harm to a firefighter,
24 as defined in s. 806.031(1).

25 13. Unlawful possession or discharge of a weapon or
26 firearm at a school-sponsored event or on school property as
27 defined in s. 790.115.

28

29 A law enforcement agency may fingerprint and photograph a
30 child taken into custody upon probable cause that such child
31 has committed any other violation of law, as the agency deems

1 appropriate. Such fingerprint records and photographs shall be
2 retained by the law enforcement agency in a separate file, and
3 these records and all copies thereof must be marked "Juvenile
4 Confidential." These records are not available for public
5 disclosure and inspection under s. 119.07(1) except as
6 provided in ss. 943.053 and 985.04(2), but shall be available
7 to other law enforcement agencies, criminal justice agencies,
8 state attorneys, the courts, the child, the parents or legal
9 custodians of the child, their attorneys, and any other person
10 authorized by the court to have access to such records. In
11 addition, such records may be submitted to the Department of
12 Law Enforcement for inclusion in the state criminal history
13 records and used by criminal justice agencies for criminal
14 justice purposes. These records may, in the discretion of the
15 court, be open to inspection by anyone upon a showing of
16 cause. The fingerprint and photograph records shall be
17 produced in the court whenever directed by the court. Any
18 photograph taken pursuant to this section may be shown by a
19 law enforcement officer to any victim or witness of a crime
20 for the purpose of identifying the person who committed such
21 crime.

22 Section 7. This act shall take effect July 1, 2007.

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25 SENATE SUMMARY

26 Redefines the term "law enforcement officer" to include
27 federal law enforcement officers for purposes of the
28 enhanced penalties imposed for committing assault or
29 battery on a law enforcement officer.
30
31