

By Senator Smith

29-01522-10

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1 A bill to be entitled
 2 An act relating to schemes to defraud; amending s.
 3 921.0022, F.S.; reclassifying certain offenses
 4 relating to schemes to defraud on the Offense Severity
 5 Ranking chart for purposes of the Criminal Punishment
 6 Code; providing an effective date.

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 8 Be It Enacted by the Legislature of the State of Florida:

9
 10 Section 1. Paragraphs (c), (d), (e), (f), and (g) of
 11 subsection (3) of section 921.0022, Florida Statutes, are
 12 amended to read:

13 921.0022 Criminal Punishment Code; offense severity ranking
 14 chart.—

15 (3) OFFENSE SEVERITY RANKING CHART

16 (c) LEVEL 3

Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
316.066(6)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle

29-01522-10

20101608__

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with siren and lights activated.

319.30(4)

3rd

Possession by junkyard of motor vehicle with identification number plate removed.

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319.33(1)(a)

3rd

Alter or forge any certificate of title to a motor vehicle or mobile home.

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319.33(1)(c)

3rd

Procure or pass title on stolen vehicle.

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319.33(4)

3rd

With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.

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327.35(2)(b)

3rd

Felony BUI.

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328.05(2)

3rd

Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.

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328.07(4)

3rd

Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.

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376.302(5)

3rd

Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.

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379.2431(1)(e)5.

3rd

Taking, disturbing, mutilating,

29-01522-10

20101608__

30	379.2431(1)(e)6. 3rd	destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.
31	400.9935(4) 3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
32	440.1051(3) 3rd	Operating a clinic without a license or filing false license application or other required information.
33	501.001(2)(b) 2nd	False report of workers' compensation fraud or retaliation for making such a report.
34	624.401(4)(a) 3rd	Tampers with a consumer product or the container using materially false/misleading information.
35	624.401(4)(b)1. 3rd	Transacting insurance without a certificate of authority.
		Transacting insurance without a certificate of authority; premium collected less than \$20,000.

29-01522-10

20101608__

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626.902 (1) (a) 3rd Representing an unauthorized insurer.
& (b)

697.08 3rd Equity skimming.

790.15 (3) 3rd Person directs another to discharge
firearm from a vehicle.

796.05 (1) 3rd Live on earnings of a prostitute.

806.10 (1) 3rd Maliciously injure, destroy, or
interfere with vehicles or equipment
used in firefighting.

806.10 (2) 3rd Interferes with or assaults firefighter
in performance of duty.

810.09 (2) (c) 3rd Trespass on property other than
structure or conveyance armed with
firearm or dangerous weapon.

812.014 (2) (c) 2. 3rd Grand theft; \$5,000 or more but less
than \$10,000.

812.0145 (2) (c) 3rd Theft from person 65 years of age or
older; \$300 or more but less than
\$10,000.

29-01522-10 20101608

46	815.04(4)(b)	2nd	Computer offense devised to defraud or obtain property.
47	817.034(4)(a)3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
48	817.233	3rd	Burning to defraud insurer.
49	817.234(8)(b)-(c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
50	817.234(11)(a)	3rd	Insurance fraud; property value less than \$20,000.
51	817.236	3rd	Filing a false motor vehicle insurance application.
52	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
53	817.413(2)	3rd	Sale of used goods as new.
54	817.505(4)	3rd	Patient brokering.
	828.12(2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.

29-01522-10

20101608__

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831.28(2)(a) 3rd Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument.

831.29 2nd Possession of instruments for counterfeiting drivers' licenses or identification cards.

838.021(3)(b) 3rd Threatens unlawful harm to public servant.

843.19 3rd Injure, disable, or kill police dog or horse.

860.15(3) 3rd Overcharging for repairs and parts.

870.01(2) 3rd Riot; inciting or encouraging.

893.13(1)(a)2. 3rd Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) drugs).

893.13(1)(d)2. 2nd Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) drugs

29-01522-10

20101608__

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within 1,000 feet of university.

893.13(1)(f)2. 2nd Sell, manufacture, or deliver s.
893.03(1)(c), (2)(c)1., (2)(c)2.,
(2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7.,
(2)(c)8., (2)(c)9., (3), or (4) drugs
within 1,000 feet of public housing
facility.

893.13(6)(a) 3rd Possession of any controlled substance
other than felony possession of
cannabis.

893.13(7)(a)8. 3rd Withhold information from practitioner
regarding previous receipt of or
prescription for a controlled substance.

893.13(7)(a)9. 3rd Obtain or attempt to obtain controlled
substance by fraud, forgery,
misrepresentation, etc.

893.13(7)(a)10. 3rd Affix false or forged label to package
of controlled substance.

893.13(7)(a)11. 3rd Furnish false or fraudulent material
information on any document or record
required by chapter 893.

893.13(8)(a)1. 3rd Knowingly assist a patient, other

29-01522-10

20101608__

person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.

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893.13(8)(a)2. 3rd

Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.

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893.13(8)(a)3. 3rd

Knowingly write a prescription for a controlled substance for a fictitious person.

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893.13(8)(a)4. 3rd

Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.

73

918.13(1)(a) 3rd

Alter, destroy, or conceal investigation evidence.

74

944.47(1)(a)1.- 3rd
2.

Introduce contraband to correctional facility.

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944.47(1)(c) 2nd

Possess contraband while upon the

29-01522-10

20101608__

grounds of a correctional institution.

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985.721 3rd Escapes from a juvenile facility (secure
detention or residential commitment
facility).

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79 (d) LEVEL 4

Florida	Felony	
Statute	Degree	Description

80

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.

81

499.0051(1) 3rd Failure to maintain or deliver pedigree
papers.

82

499.0051(2) 3rd Failure to authenticate pedigree
papers.

83

499.0051(6) 2nd Knowing sale or delivery, or possession
with intent to sell, contraband
prescription drugs.

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784.07(2) (b) 3rd Battery of law enforcement officer,
firefighter, intake officer, etc.

29-01522-10

20101608__

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784.074 (1) (c)	3rd	Battery of sexually violent predators facility staff.
784.075	3rd	Battery on detention or commitment facility staff.
784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
784.08 (2) (c)	3rd	Battery on a person 65 years of age or older.
784.081 (3)	3rd	Battery on specified official or employee.
784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
784.083 (3)	3rd	Battery on code inspector.
784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
787.03 (1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.

29-01522-10

20101608__

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- 787.04(2) 3rd Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
- 787.04(3) 3rd Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
- 790.115(1) 3rd Exhibiting firearm or weapon within 1,000 feet of a school.
- 790.115(2)(b) 3rd Possessing electric weapon or device, destructive device, or other weapon on school property.
- 790.115(2)(c) 3rd Possessing firearm on school property.
- 800.04(7)(c) 3rd Lewd or lascivious exhibition; offender less than 18 years.
- 810.02(4)(a) 3rd Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
- 810.02(4)(b) 3rd Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.

29-01522-10 20101608__

103	810.06	3rd	Burglary; possession of tools.
104	810.08 (2) (c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
105	812.014 (2) (c) 3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
106	812.014 (2) (c) 4.- 10.	3rd	Grand theft, 3rd degree, a will, firearm, motor vehicle, livestock, etc.
107	812.0195 (2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
108	<u>817.034 (4) (a) 3.</u>	<u>3rd</u>	<u>Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.</u>
109	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
110	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.
111	817.625 (2) (a)	3rd	Fraudulent use of scanning device or reencoder.

	29-01522-10		20101608__
112	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
113	837.02(1)	3rd	Perjury in official proceedings.
114	837.021(1)	3rd	Make contradictory statements in official proceedings.
115	838.022	3rd	Official misconduct.
116	839.13(2)(a)	3rd	Falsifying records of an individual in the care and custody of a state agency.
117	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Family Services.
118	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
119	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
120	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using

29-01522-10

20101608__

computer; offender less than 18 years.

121

874.05(1) 3rd Encouraging or recruiting another to join a criminal gang.

122

893.13(2)(a)1. 2nd Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)4. drugs).

123

914.14(2) 3rd Witnesses accepting bribes.

124

914.22(1) 3rd Force, threaten, etc., witness, victim, or informant.

125

914.23(2) 3rd Retaliation against a witness, victim, or informant, no bodily injury.

126

918.12 3rd Tampering with jurors.

127

934.215 3rd Use of two-way communications device to facilitate commission of a crime.

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130 (e) LEVEL 5

Florida	Felony	
Statute	Degree	Description

131

316.027(1)(a) 3rd Accidents involving personal injuries, failure to stop; leaving scene.

29-01522-10

20101608__

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- 316.1935 (4) (a) 2nd Aggravated fleeing or eluding.
- 322.34 (6) 3rd Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
- 327.30 (5) 3rd Vessel accidents involving personal injury; leaving scene.
- 381.0041 (11) (b) 3rd Donate blood, plasma, or organs knowing HIV positive.
- 440.10 (1) (g) 2nd Failure to obtain workers' compensation coverage.
- 440.105 (5) 2nd Unlawful solicitation for the purpose of making workers' compensation claims.
- 440.381 (2) 2nd Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
- 624.401 (4) (b) 2. 2nd Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.

29-01522-10 20101608__

141	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
142	790.01 (2)	3rd	Carrying a concealed firearm.
143	790.162	2nd	Threat to throw or discharge destructive device.
144	790.163 (1)	2nd	False report of deadly explosive or weapon of mass destruction.
145	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
146	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
147	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years.
148	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years or older.
149	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
	812.0145 (2) (b)	2nd	Theft from person 65 years of age or

29-01522-10

20101608__

older; \$10,000 or more but less than \$50,000.

150

812.015 (8) 3rd Retail theft; property stolen is valued at \$300 or more and one or more specified acts.

151

812.019 (1) 2nd Stolen property; dealing in or trafficking in.

152

812.131 (2) (b) 3rd Robbery by sudden snatching.

153

812.16 (2) 3rd Owning, operating, or conducting a chop shop.

154

~~817.034 (4) (a) 2. 2nd Communications fraud, value \$20,000 to \$50,000.~~

155

817.234 (11) (b) 2nd Insurance fraud; property value \$20,000 or more but less than \$100,000.

156

817.2341 (1), 3rd Filing false financial statements, (2) (a) & making false entries of material fact or (3) (a) false statements regarding property values relating to the solvency of an insuring entity.

157

817.568 (2) (b) 2nd Fraudulent use of personal identification information; value of

29-01522-10

20101608__

benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification information of 10 or more individuals.

158

817.625 (2) (b) 2nd Second or subsequent fraudulent use of scanning device or reencoder.

159

825.1025 (4) 3rd Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.

160

827.071 (4) 2nd Possess with intent to promote any photographic material, motion picture, etc., which includes sexual conduct by a child.

161

827.071 (5) 3rd Possess any photographic material, motion picture, etc., which includes sexual conduct by a child.

162

839.13 (2) (b) 2nd Falsifying records of an individual in the care and custody of a state agency involving great bodily harm or death.

163

843.01 3rd Resist officer with violence to person; resist arrest with violence.

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29-01522-10 20101608__

165

847.0135(5)(b) 2nd Lewd or lascivious exhibition using
computer; offender 18 years or older.

166

847.0137(2) & 3rd Transmission of pornography by
(3) electronic device or equipment.

167

847.0138(2) & 3rd Transmission of material harmful to
(3) minors to a minor by electronic device
or equipment.

168

874.05(2) 2nd Encouraging or recruiting another to
join a criminal gang; second or
subsequent offense.

169

893.13(1)(a)1. 2nd Sell, manufacture, or deliver cocaine
(or other s. 893.03(1)(a), (1)(b),
(1)(d), (2)(a), (2)(b), or (2)(c)4.
drugs).

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893.13(1)(c)2. 2nd Sell, manufacture, or deliver cannabis
(or other s. 893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9., (3), or
(4) drugs) within 1,000 feet of a child
care facility, school, or state, county,
or municipal park or publicly owned
recreational facility or community
center.

29-01522-10

20101608__

171

893.13(1)(d)1. 1st Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs) within 1,000 feet of university.

172

893.13(1)(e)2. 2nd Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.

173

893.13(1)(f)1. 1st Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), or (2)(a), (2)(b), or (2)(c)4. drugs) within 1,000 feet of public housing facility.

174

893.13(4)(b) 2nd Deliver to minor cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) drugs).

175

893.1351(1) 3rd Ownership, lease, or rental for trafficking in or manufacturing of controlled substance.

29-01522-10

20101608__

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	(f) LEVEL 6		
Florida	Felony		
Statute	Degree		Description
316.193(2)(b)	3rd		Felony DUI, 4th or subsequent conviction.
499.0051(3)	2nd		Knowing forgery of pedigree papers.
499.0051(4)	2nd		Knowing purchase or receipt of prescription drug from unauthorized person.
499.0051(5)	2nd		Knowing sale or transfer of prescription drug to unauthorized person.
775.0875(1)	3rd		Taking firearm from law enforcement officer.
784.021(1)(a)	3rd		Aggravated assault; deadly weapon without intent to kill.
784.021(1)(b)	3rd		Aggravated assault; intent to commit felony.
784.041	3rd		Felony battery; domestic battery by strangulation.

29-01522-10 20101608__

187	784.048 (3)	3rd	Aggravated stalking; credible threat.
188	784.048 (5)	3rd	Aggravated stalking of person under 16.
189	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
190	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
191	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
192	784.081 (2)	2nd	Aggravated assault on specified official or employee.
193	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
194	784.083 (2)	2nd	Aggravated assault on code inspector.
195	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
196	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or

29-01522-10

20101608__

damage property.

197

790.164 (1) 2nd False report of deadly explosive, weapon of mass destruction, or act of arson or violence to state property.

198

790.19 2nd Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.

199

794.011 (8) (a) 3rd Solicitation of minor to participate in sexual activity by custodial adult.

200

794.05 (1) 2nd Unlawful sexual activity with specified minor.

201

800.04 (5) (d) 3rd Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years.

202

800.04 (6) (b) 2nd Lewd or lascivious conduct; offender 18 years of age or older.

203

806.031 (2) 2nd Arson resulting in great bodily harm to firefighter or any other person.

204

810.02 (3) (c) 2nd Burglary of occupied structure; unarmed; no assault or battery.

205

812.014 (2) (b) 1. 2nd Property stolen \$20,000 or more, but

29-01522-10

20101608__

less than \$100,000, grand theft in 2nd degree.

206

812.014 (6) 2nd Theft; property stolen \$3,000 or more; coordination of others.

207

812.015 (9) (a) 2nd Retail theft; property stolen \$300 or more; second or subsequent conviction.

208

812.015 (9) (b) 2nd Retail theft; property stolen \$3,000 or more; coordination of others.

209

812.13 (2) (c) 2nd Robbery, no firearm or other weapon (strong-arm robbery).

210

~~817.034 (4) (a) 1. 1st Communications fraud, value greater than \$50,000.~~

211

817.034 (4) (a) 2. 2nd Communications fraud, value \$20,000 to \$50,000.

212

817.4821 (5) 2nd Possess cloning paraphernalia with intent to create cloned cellular telephones.

213

825.102 (1) 3rd Abuse of an elderly person or disabled adult.

214

825.102 (3) (c) 3rd Neglect of an elderly person or disabled

29-01522-10

20101608__

adult.

215

825.1025(3) 3rd Lewd or lascivious molestation of an elderly person or disabled adult.

216

825.103(2)(c) 3rd Exploiting an elderly person or disabled adult and property is valued at less than \$20,000.

217

827.03(1) 3rd Abuse of a child.

218

827.03(3)(c) 3rd Neglect of a child.

219

827.071(2) & 2nd Use or induce a child in a sexual (3) performance, or promote or direct such performance.

220

836.05 2nd Threats; extortion.

221

836.10 2nd Written threats to kill or do bodily injury.

222

843.12 3rd Aids or assists person to escape.

223

847.011 3rd Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.

224

847.012 3rd Knowingly using a minor in the

29-01522-10

20101608__

production of materials harmful to
minors.

225

847.0135(2) 3rd Facilitates sexual conduct of or with a
minor or the visual depiction of such
conduct.

226

914.23 2nd Retaliation against a witness, victim,
or informant, with bodily injury.

227

944.35(3)(a)2. 3rd Committing malicious battery upon or
inflicting cruel or inhuman treatment on
an inmate or offender on community
supervision, resulting in great bodily
harm.

228

944.40 2nd Escapes.

229

944.46 3rd Harboring, concealing, aiding escaped
prisoners.

230

944.47(1)(a)5. 2nd Introduction of contraband (firearm,
weapon, or explosive) into correctional
facility.

231

951.22(1) 3rd Intoxicating drug, firearm, or weapon
introduced into county facility.

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29-01522-10

20101608__

234 (g) LEVEL 7

Florida Felony
Statute Degree

Description

235

316.027(1)(b) 1st Accident involving death, failure to stop; leaving scene.

236

316.193(3)(c)2. 3rd DUI resulting in serious bodily injury.

237

316.1935(3)(b) 1st Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.

238

327.35(3)(c)2. 3rd Vessel BUI resulting in serious bodily injury.

239

402.319(2) 2nd Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.

240

409.920(2)(b)1.a. 3rd Medicaid provider fraud; \$10,000 or less.

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29-01522-10 20101608__

242	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
243	456.065 (2)	3rd	Practicing a health care profession without a license.
244	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
245	458.327 (1)	3rd	Practicing medicine without a license.
246	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
247	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
248	461.012 (1)	3rd	Practicing podiatric medicine without a license.
249	462.17	3rd	Practicing naturopathy without a license.
250	463.015 (1)	3rd	Practicing optometry without a license.
	464.016 (1)	3rd	Practicing nursing without a license.

29-01522-10

20101608__

251

465.015 (2) 3rd Practicing pharmacy without a license.

252

466.026 (1) 3rd Practicing dentistry or dental hygiene without a license.

253

467.201 3rd Practicing midwifery without a license.

254

468.366 3rd Delivering respiratory care services without a license.

255

483.828 (1) 3rd Practicing as clinical laboratory personnel without a license.

256

483.901 (9) 3rd Practicing medical physics without a license.

257

484.013 (1) (c) 3rd Preparing or dispensing optical devices without a prescription.

258

484.053 3rd Dispensing hearing aids without a license.

259

494.0018 (2) 1st Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there

29-01522-10

20101608__

were five or more victims.

260

560.123 (8) (b) 1. 3rd

Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.

261

560.125 (5) (a) 3rd

Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.

262

655.50 (10) (b) 1. 3rd

Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.

263

775.21 (10) (a) 3rd

Sexual predator; failure to register; failure to renew driver's license or identification card; other registration violations.

264

775.21 (10) (b) 3rd

Sexual predator working where children regularly congregate.

265

775.21 (10) (g) 3rd

Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.

266

29-01522-10 20101608__

267	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
268	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
269	782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).
270	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
271	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
272	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
273	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
	784.048 (4)	3rd	Aggravated stalking; violation of

29-01522-10

20101608__

injunction or court order.

274

784.048 (7) 3rd Aggravated stalking; violation of court order.

275

784.07 (2) (d) 1st Aggravated battery on law enforcement officer.

276

784.074 (1) (a) 1st Aggravated battery on sexually violent predators facility staff.

277

784.08 (2) (a) 1st Aggravated battery on a person 65 years of age or older.

278

784.081 (1) 1st Aggravated battery on specified official or employee.

279

784.082 (1) 1st Aggravated battery by detained person on visitor or other detainee.

280

784.083 (1) 1st Aggravated battery on code inspector.

281

790.07 (4) 1st Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).

282

790.16 (1) 1st Discharge of a machine gun under specified circumstances.

283

29-01522-10 20101608__

284 790.165(2) 2nd Manufacture, sell, possess, or deliver hoax bomb.

285 790.165(3) 2nd Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.

286 790.166(3) 2nd Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.

287 790.166(4) 2nd Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.

288 790.23 1st,PBL Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.

289 794.08(4) 3rd Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.

796.03 2nd Procuring any person under 16 years for prostitution.

29-01522-10

20101608__

290

800.04 (5) (c) 1. 2nd Lewd or lascivious molestation;
victim less than 12 years of age;
offender less than 18 years.

291

800.04 (5) (c) 2. 2nd Lewd or lascivious molestation;
victim 12 years of age or older but
less than 16 years; offender 18 years
or older.

292

806.01 (2) 2nd Maliciously damage structure by fire
or explosive.

293

810.02 (3) (a) 2nd Burglary of occupied dwelling;
unarmed; no assault or battery.

294

810.02 (3) (b) 2nd Burglary of unoccupied dwelling;
unarmed; no assault or battery.

295

810.02 (3) (d) 2nd Burglary of occupied conveyance;
unarmed; no assault or battery.

296

810.02 (3) (e) 2nd Burglary of authorized emergency
vehicle.

297

812.014 (2) (a) 1. 1st Property stolen, valued at \$100,000
or more or a semitrailer deployed by
a law enforcement officer; property
stolen while causing other property

29-01522-10

20101608__

damage; 1st degree grand theft.

298

812.014 (2) (b) 2. 2nd Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.

299

812.014 (2) (b) 3. 2nd Property stolen, emergency medical equipment; 2nd degree grand theft.

300

812.014 (2) (b) 4. 2nd Property stolen, law enforcement equipment from authorized emergency vehicle.

301

812.0145 (2) (a) 1st Theft from person 65 years of age or older; \$50,000 or more.

302

812.019 (2) 1st Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.

303

812.131 (2) (a) 2nd Robbery by sudden snatching.

304

812.133 (2) (b) 1st Carjacking; no firearm, deadly weapon, or other weapon.

305

817.034 (4) (a) 1. 1st Communications fraud, value greater than \$50,000.

306

29-01522-10 20101608__

307 817.234 (8) (a) 2nd Solicitation of motor vehicle
accident victims with intent to
defraud.

308 817.234 (9) 2nd Organizing, planning, or
participating in an intentional motor
vehicle collision.

309 817.234 (11) (c) 1st Insurance fraud; property value
\$100,000 or more.

310 817.2341 (2) (b) & 1st Making false entries of material fact
(3) (b) or false statements regarding
property values relating to the
solvency of an insuring entity which
are a significant cause of the
insolvency of that entity.

311 825.102 (3) (b) 2nd Neglecting an elderly person or
disabled adult causing great bodily
harm, disability, or disfigurement.

312 825.103 (2) (b) 2nd Exploiting an elderly person or
disabled adult and property is valued
at \$20,000 or more, but less than
\$100,000.

827.03 (3) (b) 2nd Neglect of a child causing great
bodily harm, disability, or

29-01522-10

20101608__

disfigurement.

313

827.04 (3) 3rd Impregnation of a child under 16 years of age by person 21 years of age or older.

314

837.05 (2) 3rd Giving false information about alleged capital felony to a law enforcement officer.

315

838.015 2nd Bribery.

316

838.016 2nd Unlawful compensation or reward for official behavior.

317

838.021 (3) (a) 2nd Unlawful harm to a public servant.

318

838.22 2nd Bid tampering.

319

847.0135 (3) 3rd Solicitation of a child, via a computer service, to commit an unlawful sex act.

320

847.0135 (4) 2nd Traveling to meet a minor to commit an unlawful sex act.

321

872.06 2nd Abuse of a dead human body.

322

874.10 1st, PBL Knowingly initiates, organizes,

29-01522-10

20101608__

plans, finances, directs, manages, or supervises criminal gang-related activity.

323

893.13(1)(c)1. 1st Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

324

893.13(1)(e)1. 1st Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.

325

893.13(4)(a) 1st Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).

326

893.135(1)(a)1. 1st Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.

327

29-01522-10 20101608__

- 328
893.135(1)(b)1.a.
1st
Trafficking in cocaine, more than 28 grams, less than 200 grams.
- 329
893.135(1)(c)1.a.
1st
Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
- 330
893.135(1)(d)1.
1st
Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
- 331
893.135(1)(e)1.
1st
Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
- 332
893.135(1)(f)1.
1st
Trafficking in amphetamine, more than 14 grams, less than 28 grams.
- 333
893.135(1)(g)1.a.
1st
Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
- 334
893.135(1)(h)1.a.
1st
Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
- 335
893.135(1)(j)1.a.
1st
Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
- 893.135(1)(k)2.a.
1st
Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.

29-01522-10

20101608

336

893.1351(2) 2nd Possession of place for trafficking in or manufacturing of controlled substance.

337

896.101(5)(a) 3rd Money laundering, financial transactions exceeding \$300 but less than \$20,000.

338

896.104(4)(a)1. 3rd Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.

339

943.0435(4)(c) 2nd Sexual offender vacating permanent residence; failure to comply with reporting requirements.

340

943.0435(8) 2nd Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.

341

943.0435(9)(a) 3rd Sexual offender; failure to comply with reporting requirements.

342

943.0435(13) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

29-01522-10

20101608__

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943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.

29-01522-10

20101608__

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Section 2. This act shall take effect July 1, 2010.