By Senator Negron

	28-01087-1	12	20121290
1		А	bill to be entitled
2	An ac	ct relating to	criminal penalties for violations
3	of se	ecurities laws	; amending s. 921.0022, F.S.;
4	incre	easing the offe	ense severity ranking for failing to
5	regis	ster securitie	s with the Office of Financial
6	Regu	lation; specif	ying the offense severity ranking
7	for t	the failure of	a dealer, associated person, or
8	issue	er of securitie	es to register with the Office of
9	Finar	ncial Regulation	on; providing an effective date.
10			
11	Be It Enac	cted by the Le	gislature of the State of Florida:
12			
13	Sect	ion 1. Paragra	phs (b) and (d) of subsection (3) of
14	section 92	21.0022, Florio	da Statutes, are amended to read:
15	921.0	0022 Criminal	Punishment Code; offense severity ranking
16	chart		
17	(3)	OFFENSE SEVERI	TY RANKING CHART
18	(b) I	LEVEL 2	
	Florida	Felony	
	Statute	Degree	Description
19			
	379.2431	3rd	Possession of 11 or fewer marine turtle
	(1) (e) 3.		eggs in violation of the Marine Turtle
			Protection Act.
20			
	379.2431	3rd	Possession of more than 11 marine turtle
	(1) (e) 4.		eggs in violation of the Marine Turtle
			Protection Act.
21			

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	403.413(5)(c)	3rd	Dumps waste litter exceeding 500 lbs. in
			weight or 100 cubic feet in volume or
			any quantity for commercial purposes, or
			hazardous waste.
22			
	517.07(2)	3rd	Failure to furnish a prospectus meeting
	517.07		requirements. Registration of securities
			and furnishing of prospectus required.
23			
	590.28(1)	3rd	Intentional burning of lands.
24			
	784.05(3)	3rd	Storing or leaving a loaded firearm
			within reach of minor who uses it to
			inflict injury or death.
25			
	787.04(1)	3rd	In violation of court order, take,
			entice, etc., minor beyond state limits.
26			
	806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more
			to public communication or any other
0.5			public service.
27	010 061 (0)	2 1	
	810.061(2)	3rd	Impairing or impeding telephone or power
			to a dwelling; facilitating or
			furthering burglary.
28	010 00 (2) (2)	21	
	810.09(2)(e)	3rd	Trespassing on posted commercial
29			horticulture property.
29			
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	812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$300 or more but less than \$5,000.
30			
2.1	812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or more but less than \$300, taken from unenclosed curtilage of dwelling.
31	010 015/7)	2 m d	Degrees in the or attempted the of an
	812.015(7)	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.
32			
	817.234(1)(a)2.	3rd	False statement in support of insurance claim.
33			
	817.481(3)(a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
34			
2.5	817.52(3)	3rd	Failure to redeliver hired vehicle.
35	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
36			
37	817.60(5)	3rd	Dealing in credit cards of another.
	817.60(6)(a)	3rd	Forgery; purchase goods, services with false card.
38	817.61	3rd	Fraudulent use of credit cards over \$100

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			or more within 6 months.
39			
	826.04	3rd	Knowingly marries or has sexual
40			intercourse with person to whom related.
	831.01	3rd	Forgery.
41			
	831.02	3rd	Uttering forged instrument; utters or
			publishes alteration with intent to
4.0			defraud.
42	831.07	3rd	Forging bank bills, checks, drafts, or
	001.07	JIG	promissory notes.
43			
	831.08	3rd	Possessing 10 or more forged notes,
			bills, checks, or drafts.
44	021 00	21	White with the formula water and the sales
	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
45			didies, or promissory noces.
	831.11	3rd	Bringing into the state forged bank
			bills, checks, drafts, or notes.
46			
	832.05(3)(a)	3rd	Cashing or depositing item with intent
47			to defraud.
7/	843.08	3rd	Falsely impersonating an officer.
48			<u> </u>
	893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c),

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			(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 other than cannabis.
49			
	893.147(2)	3rd	Manufacture or delivery of drug
			paraphernalia.
50			
51	(d) LEVEL	4	
	Florida	Felony	
	Statute	Degree	Description
52			
	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.
53			
	499.0051(1)	3rd	Failure to maintain or deliver pedigree
			papers.
54			
	499.0051(2)	3rd	Failure to authenticate pedigree papers.
55			
	499.0051(6)	2nd	Knowing sale or delivery, or possession
			with intent to sell, contraband
			prescription drugs.
56			
	517.07(1)	<u>3rd</u>	Failure to register securities.
57			
	517.12(1)	<u>3rd</u>	Failure of dealer, associated person, or

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			issuer of securities to register.
58			
	784.07(2)(b)	3rd	Battery of law enforcement officer,
	, 01.0 / (2) (2)	014	firefighter, etc.
_			rirerighter, etc.
59			
	784.074(1)(c)	3rd	Battery of sexually violent predators
			facility staff.
60			
	784.075	3rd	Battery on detention or commitment
			facility staff.
61			
	784.078	3rd	Battery of facility employee by
			throwing, tossing, or expelling certain
			fluids or materials.
62			riurus or materials.
62	704 0040V4 V		
	784.08(2)(c)	3rd	Battery on a person 65 years of age or
			older.
63			
	784.081(3)	3rd	Battery on specified official or
			employee.
64			
	784.082(3)	3rd	Battery by detained person on visitor or
			other detainee.
65			
	784.083(3)	3rd	Battery on code inspector.
66	. 0 1 • 0 0 0 (0)	010	zasszi en sege inspector.
0.0	704 005	O1	Datham of shild by the sain
	784.085	3rd	Battery of child by throwing, tossing,
			projecting, or expelling certain fluids
			or materials.

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67			
68	787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
69	787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
70	787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
71	790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
72	790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
73	790.115(2)(c)	3rd	Possessing firearm on school property.
74	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.
75			

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	810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
76			
77	810.06	3rd	Burglary; possession of tools.
	810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
78	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
80	812.014 (2)(c)410.	3rd	Grand theft, 3rd degree, a will, firearm, motor vehicle, livestock, etc.
81	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
	817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
82	817.568(2)(a)	3rd	Fraudulent use of personal identification information.
83	817.625(2)(a)	3rd	Fraudulent use of scanning device or reencoder.
84	828.125(1)	2nd	Kill, maim, or cause great bodily harm

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			or permanent breeding disability to any
			registered horse or cattle.
85	027 02 (1)	2 1	
86	837.02(1)	3rd	Perjury in official proceedings.
00	837.021(1)	3rd	Make contradictory statements in
	(-,		official proceedings.
87			
	838.022	3rd	Official misconduct.
88			
	839.13(2)(a)	3rd	Falsifying records of an individual in
89			the care and custody of a state agency.
89	839.13(2)(c)	3rd	Falsifying records of the Department of
	003.13(2)(0)	31 d	Children and Family Services.
90			-
	843.021	3rd	Possession of a concealed handcuff key
			by a person in custody.
91			
	843.025	3rd	Deprive law enforcement, correctional,
			or correctional probation officer of means of protection or communication.
92			means of protection of communication.
	843.15(1)(a)	3rd	Failure to appear while on bail for
			felony (bond estreature or bond
			jumping).
93			
	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using
			computer; offender less than 18 years.
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94			
	874.05(1)	3rd	Encouraging or recruiting another to
			join a criminal gang.
95			
	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s.
			893.03(1)(a), (b), or (d), (2)(a),
0.6			(2)(b), or (2)(c)4. drugs).
96	914.14(2)	3rd	Witnesses asserting bribes
97	914.14(2)	31 U	Witnesses accepting bribes.
37	914.22(1)	3rd	Force, threaten, etc., witness, victim,
	3 = 1 • = = (= /	0 2 0.	or informant.
98			
	914.23(2)	3rd	Retaliation against a witness, victim,
			or informant, no bodily injury.
99			
	918.12	3rd	Tampering with jurors.
100			
	934.215	3rd	Use of two-way communications device to
			facilitate commission of a crime.
101			
102	Section 2. '	This ac	ct shall take effect July 1, 2012.