

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Eisnaugle offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Paragraphs (b) and (d) of subsection (3) of
6 section 921.0022, Florida Statutes, are amended to read:

7 921.0022 Criminal Punishment Code; offense severity
8 ranking chart.—

9 (3) OFFENSE SEVERITY RANKING CHART

10 (b) LEVEL 2

Florida Felony

Statute Degree

Description

11
379.2431 3rd Possession of 11 or fewer marine turtle
(1) (e) 3. eggs in violation of the Marine Turtle

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| 810.061(2) | 3rd | Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary. |
| 810.09(2)(e) | 3rd | Trespassing on posted commercial horticulture property. |
| 812.014(2)(c)1. | 3rd | Grand theft, 3rd degree; \$300 or more but less than \$5,000. |
| 812.014(2)(d) | 3rd | Grand theft, 3rd degree; \$100 or more but less than \$300, taken from unenclosed curtilage of dwelling. |
| 812.015(7) | 3rd | Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure. |
| 817.234(1)(a)2. | 3rd | False statement in support of insurance claim. |
| 817.481(3)(a) | 3rd | Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300. |
| 817.52(3) | 3rd | Failure to redeliver hired vehicle. |

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28	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
29	817.60 (5)	3rd	Dealing in credit cards of another.
30	817.60 (6) (a)	3rd	Forgery; purchase goods, services with false card.
31	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
32	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
33	831.01	3rd	Forgery.
34	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
35	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
36	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
	831.09	3rd	Uttering forged notes, bills, checks,

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46	499.0051(1)	3rd	Failure to maintain or deliver pedigree papers.
47	499.0051(2)	3rd	Failure to authenticate pedigree papers.
48	499.0051(6)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
49	<u>517.07(1)</u>	<u>3rd</u>	<u>Failure to register securities.</u>
50	<u>517.12(1)</u>	<u>3rd</u>	<u>Failure of dealer, associated person, or issuer of securities to register.</u>
51	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.
52	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.
53	784.075	3rd	Battery on detention or commitment facility staff.
54	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.

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55	784.08 (2) (c)	3rd Battery on a person 65 years of age or older.
56	784.081 (3)	3rd Battery on specified official or employee.
57	784.082 (3)	3rd Battery by detained person on visitor or other detainee.
58	784.083 (3)	3rd Battery on code inspector.
59	784.085	3rd Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
60	787.03 (1)	3rd Interference with custody; wrongly takes minor from appointed guardian.
61	787.04 (2)	3rd Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
62	787.04 (3)	3rd Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.

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63	790.115(1)	3rd Exhibiting firearm or weapon within 1,000 feet of a school.
64	790.115(2)(b)	3rd Possessing electric weapon or device, destructive device, or other weapon on school property.
65	790.115(2)(c)	3rd Possessing firearm on school property.
66	800.04(7)(c)	3rd Lewd or lascivious exhibition; offender less than 18 years.
67	810.02(4)(a)	3rd Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
68	810.02(4)(b)	3rd Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
69	810.06	3rd Burglary; possession of tools.
70	810.08(2)(c)	3rd Trespass on property, armed with firearm or dangerous weapon.
71	812.014(2)(c)3.	3rd Grand theft, 3rd degree \$10,000 or more but less than \$20,000.

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72	Amendment No. 812.014 (2) (c) 4.-10.	3rd	Grand theft, 3rd degree, a will, firearm, motor vehicle, livestock, etc.
73	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
74	817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
75	817.568(2) (a)	3rd	Fraudulent use of personal identification information.
76	817.625(2) (a)	3rd	Fraudulent use of scanning device or reencoder.
77	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
78	837.02(1)	3rd	Perjury in official proceedings.
79	837.021(1)	3rd	Make contradictory statements in official proceedings.
80	838.022	3rd	Official misconduct.

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81	839.13(2)(a)	3rd Falsifying records of an individual in the care and custody of a state agency.
82	839.13(2)(c)	3rd Falsifying records of the Department of Children and Family Services.
83	843.021	3rd Possession of a concealed handcuff key by a person in custody.
84	843.025	3rd Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
85	843.15(1)(a)	3rd Failure to appear while on bail for felony (bond estreature or bond jumping).
86	847.0135(5)(c)	3rd Lewd or lascivious exhibition using computer; offender less than 18 years.
87	874.05(1)	3rd Encouraging or recruiting another to join a criminal gang.
88	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).

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- 89 914.14(2) 3rd Witnesses accepting bribes.
- 90 914.22(1) 3rd Force, threaten, etc., witness, victim,
or informant.
- 91 914.23(2) 3rd Retaliation against a witness, victim,
or informant, no bodily injury.
- 92 918.12 3rd Tampering with jurors.
- 93 934.215 3rd Use of two-way communications device to
facilitate commission of a crime.

94 Section 2. This act shall take effect July 1, 2012.

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98 **T I T L E A M E N D M E N T**

99 Remove the entire title and insert:

100 A bill to be entitled

101 An act relating to criminal penalties for violations
102 of securities laws; amending s. 921.0022, F.S.;
103 increasing the offense severity ranking for failing to
104 register securities with the Office of Financial
105 Regulation; specifying the offense severity ranking
106 for the failure of a dealer, associated person, or
107 issuer of securities to register with the Office of
108 Financial Regulation; providing an effective date.

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