

1 A bill to be entitled

2 An act relating to computer crimes; amending s.  
3 721.071, F.S.; conforming a cross-reference; amending  
4 s. 815.02, F.S.; revising legislative findings;  
5 amending s. 815.03, F.S.; revising and providing  
6 definitions; amending s. 815.04, F.S.; providing that  
7 a person who willfully, knowingly, and without  
8 authorization introduces a computer contaminant to a  
9 specified device or modifies, renders unavailable, or  
10 destroys data, programs, or supporting documentation  
11 residing or existing internal or external to a  
12 specified device commits an offense against  
13 intellectual property; providing that a person who  
14 willfully, knowingly, and without authorization  
15 discloses or takes data, programs, or supporting  
16 documentation that is a trade secret or is  
17 confidential as provided by law residing or existing  
18 internal or external to an electronic device commits  
19 an offense against intellectual property; providing  
20 criminal penalties; amending s. 815.06, F.S.; defining  
21 the term "user"; providing that a person who  
22 willfully, knowingly, and without authorization  
23 accesses an electronic device, disrupts the ability to  
24 transmit data to or from a user of a computer,  
25 computer system, computer network, or electronic  
26 device, damages an electronic device or equipment or

27 | supplies used by an electronic device, introduces a  
28 | computer contaminant into an electronic device, or  
29 | engages in the audio or video surveillance of an  
30 | individual by accessing a computer, computer system,  
31 | computer network, or electronic device commits an  
32 | offense against users of computers, computer systems,  
33 | computer networks, or electronic devices; providing  
34 | criminal penalties; providing exceptions; providing  
35 | that the Florida Computer Crimes Act does not impose  
36 | liability on certain providers of specified services;  
37 | creating s. 815.061, F.S.; defining the term "public  
38 | utility"; prohibiting a person from willfully,  
39 | knowingly, and without authorization engaging in  
40 | specified activities against a computer, computer  
41 | system, computer network, or electronic device owned,  
42 | operated, or used by a public utility; providing  
43 | criminal penalties; amending s. 921.0022, F.S.;  
44 | conforming provisions of the offense severity ranking  
45 | chart to changes made by the act; providing an  
46 | effective date.

47 |  
48 | Be It Enacted by the Legislature of the State of Florida:

49 |  
50 | Section 1. Subsection (1) of section 721.071, Florida  
51 | Statutes, is amended to read:

52 | 721.071 Trade secrets.—

53 (1) If a developer or any other person filing material  
 54 with the division pursuant to this chapter expects the division  
 55 to keep the material confidential on grounds that the material  
 56 constitutes a trade secret, as that term is defined in s.  
 57 812.081, the developer or other person shall file the material  
 58 together with an affidavit of confidentiality. "Filed material"  
 59 for purposes of this section shall mean material that is filed  
 60 with the division with the expectation that the material will be  
 61 kept confidential and that is accompanied by an affidavit of  
 62 confidentiality. Filed material that is trade secret information  
 63 includes, but is not limited to, service contracts relating to  
 64 the operation of reservation systems and those items and matters  
 65 described in s. 815.04(3) ~~815.04(3)(a)~~.

66 Section 2. Present subsection (4) of section 815.02,  
 67 Florida Statutes, is redesignated as subsection (5), and a new  
 68 subsection (4) is added to that section, to read:

69 815.02 Legislative intent.—The Legislature finds and  
 70 declares that:

71 (4) The proliferation of new technology has led to the  
 72 integration of computer systems in most sectors of the  
 73 marketplace through the creation of computer networks, greatly  
 74 extending the reach of computer crime.

75 Section 3. Section 815.03, Florida Statutes, is amended to  
 76 read:

77 815.03 Definitions.—As used in this chapter, unless the  
 78 context clearly indicates otherwise:

79 (1) "Access" means to approach, instruct, communicate  
 80 with, store data in, retrieve data from, or otherwise make use  
 81 of any resources of a computer, computer system, or computer  
 82 network.

83 (2) "Computer" means an internally programmed, automatic  
 84 device that performs data processing.

85 (3) "Computer contaminant" means any set of computer  
 86 instructions designed to modify, damage, destroy, record, or  
 87 transmit information within a computer, computer system, or  
 88 computer network without the intent or permission of the owner  
 89 of the information. The term includes, but is not limited to, a  
 90 group of computer instructions, commonly called viruses or  
 91 worms, which are self-replicating or self-propagating and which  
 92 are designed to contaminate other computer programs or computer  
 93 data; consume computer resources; modify, destroy, record, or  
 94 transmit data; or in some other fashion usurp or interfere with  
 95 the normal operation of the computer, computer system, or  
 96 computer network.

97 (4) "Computer network" means a system that provides a  
 98 medium for communication between one or more computer systems or  
 99 electronic devices, including communication with an input or  
 100 output device such as a display terminal, printer, or other  
 101 electronic equipment that is connected to the computer systems  
 102 or electronic devices by physical or wireless telecommunication  
 103 facilities ~~any system that provides communications between one~~  
 104 ~~or more computer systems and its input or output devices,~~

105 ~~including, but not limited to, display terminals and printers~~  
106 ~~that are connected by telecommunication facilities.~~

107 (5) "Computer program or computer software" means a set of  
108 instructions or statements and related data which, when executed  
109 in actual or modified form, cause a computer, computer system,  
110 or computer network to perform specified functions.

111 (6) "Computer services" include, but are not limited to,  
112 computer time; data processing or storage functions; or other  
113 uses of a computer, computer system, or computer network.

114 (7) "Computer system" means a device or collection of  
115 devices, including support devices, one or more of which contain  
116 computer programs, electronic instructions, or input data and  
117 output data, and which perform functions, including, but not  
118 limited to, logic, arithmetic, data storage, retrieval,  
119 communication, or control. The term does not include calculators  
120 that are not programmable and that are not capable of being used  
121 in conjunction with external files.

122 (8) "Data" means a representation of information,  
123 knowledge, facts, concepts, computer software, computer  
124 programs, or instructions. Data may be in any form, in storage  
125 media or stored in the memory of the computer, or in transit or  
126 presented on a display device.

127 (9) "Electronic device" means a device or a portion of a  
128 device that is designed for and capable of communicating across  
129 a computer network with other computers or devices for the  
130 purpose of transmitting, receiving, or storing data, including,

131 but not limited to, a cellular telephone, tablet, or other  
 132 portable device designed for and capable of communicating with  
 133 or across a computer network and that is actually used for such  
 134 purpose.

135 ~~(10)-(9)~~ "Financial instrument" means any check, draft,  
 136 money order, certificate of deposit, letter of credit, bill of  
 137 exchange, credit card, or marketable security.

138 ~~(11)-(10)~~ "Intellectual property" means data, including  
 139 programs.

140 ~~(12)-(11)~~ "Property" means anything of value as defined in  
 141 s. 812.012 and includes, but is not limited to, financial  
 142 instruments, information, including electronically produced data  
 143 and computer software and programs in ~~either~~ machine-readable or  
 144 human-readable form, and any other tangible or intangible item  
 145 of value.

146 Section 4. Section 815.04, Florida Statutes, is amended to  
 147 read:

148 815.04 Offenses against intellectual property; public  
 149 records exemption.—

150 (1) A person who ~~Whoever~~ willfully, knowingly, and without  
 151 authorization introduces a computer contaminant or modifies or  
 152 renders unavailable data, programs, or supporting documentation  
 153 residing or existing internal or external to a computer,  
 154 computer system, ~~or~~ computer network, or electronic device  
 155 commits an offense against intellectual property.

156 (2) A person who ~~Whoever~~ willfully, knowingly, and without

157 authorization destroys data, programs, or supporting  
158 documentation residing or existing internal or external to a  
159 computer, computer system, ~~or~~ computer network, or electronic  
160 device commits an offense against intellectual property.

161 (3)~~(a)~~ Data, programs, or supporting documentation which  
162 is a trade secret as defined in s. 812.081 which resides or  
163 exists internal or external to a computer, computer system, or  
164 computer network which is held by an agency as defined in  
165 chapter 119 is confidential and exempt from the provisions of s.  
166 119.07(1) and s. 24(a), Art. I of the State Constitution.

167 ~~(4)(b)~~ A person who ~~Whoever~~ willfully, knowingly, and  
168 without authorization discloses or takes data, programs, or  
169 supporting documentation that ~~which~~ is a trade secret as defined  
170 in s. 812.081 or is confidential as provided by law residing or  
171 existing internal or external to a computer, computer system, ~~or~~  
172 computer network, or electronic device commits an offense  
173 against intellectual property.

174 ~~(5)(4)~~(a) Except as otherwise provided in this subsection,  
175 an offense against intellectual property is a felony of the  
176 third degree, punishable as provided in s. 775.082, s. 775.083,  
177 or s. 775.084.

178 (b) If the offense is committed for the purpose of  
179 devising or executing any scheme or artifice to defraud or to  
180 obtain any property, ~~then~~ the person commits ~~offender is guilty~~  
181 ~~of~~ a felony of the second degree, punishable as provided in s.  
182 775.082, s. 775.083, or s. 775.084.

183 Section 5. Section 815.06, Florida Statutes, is amended to  
 184 read:

185 815.06 Offenses against ~~computer~~ users of computers,  
 186 computer systems, computer networks, and electronic devices.—

187 (1) As used in this section, the term "user" means a  
 188 person with the authority to operate or maintain a computer,  
 189 computer system, computer network, or electronic device.

190 (2) A person commits an offense against users of  
 191 computers, computer systems, computer networks, or electronic  
 192 devices if he or she ~~whoever~~ willfully, knowingly, and without  
 193 authorization:

194 (a) Accesses or causes to be accessed any computer,  
 195 computer system, ~~or~~ computer network, or electronic device with  
 196 knowledge that such access is unauthorized;

197 (b) Disrupts or denies or causes the denial of the ability  
 198 to transmit data ~~computer system services~~ to or from an  
 199 authorized user of a computer, ~~such~~ computer system, computer  
 200 network, or electronic device ~~services,~~ which, in whole or in  
 201 part, is owned by, under contract to, or operated for, on behalf  
 202 of, or in conjunction with another;

203 (c) Destroys, takes, injures, or damages equipment or  
 204 supplies used or intended to be used in a computer, computer  
 205 system, ~~or~~ computer network, or electronic device;

206 (d) Destroys, injures, or damages any computer, computer  
 207 system, ~~or~~ computer network, or electronic device; ~~or~~

208 (e) Introduces any computer contaminant into any computer,

209 computer system, ~~or~~ computer network, or electronic device; or  
 210 (f) Engages in audio or video surveillance of an  
 211 individual by accessing any inherent feature or component of a  
 212 computer, computer system, computer network, or electronic  
 213 device, including accessing the data or information of a  
 214 computer, computer system, computer network, or electronic  
 215 device that is stored by a third party  
 216 ~~commits an offense against computer users.~~

217 (3)-(2)(a) Except as provided in paragraphs (b) and (c), a  
 218 person who ~~whoever~~ violates subsection (2) ~~(1)~~ commits a felony  
 219 of the third degree, punishable as provided in s. 775.082, s.  
 220 775.083, or s. 775.084.

221 (b) A person commits a felony of the second degree,  
 222 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
 223 if he or she ~~whoever~~ violates subsection (2) ~~(1)~~ and:

224 1. Damages a computer, computer equipment or supplies,  
 225 ~~computer supplies,~~ a computer system, or a computer network, and  
 226 the ~~monetary~~ damage or loss ~~incurred as a result of the~~  
 227 ~~violation~~ is at least \$5,000 ~~or greater;~~

228 2. Commits the offense for the purpose of devising or  
 229 executing any scheme or artifice to defraud or obtain property;  
 230 ~~or~~

231 3. Interrupts or impairs a governmental operation or  
 232 public communication, transportation, or supply of water, gas,  
 233 or other public service; or

234 4. Intentionally interrupts the transmittal of data to or

235 from, or gains unauthorized access to, a computer, computer  
236 system, computer network, or electronic device belonging to any  
237 mode of public or private transit, as defined in s. 341.031,  
238 ~~commits a felony of the second degree, punishable as provided in~~  
239 ~~s. 775.082, s. 775.083, or s. 775.084.~~

240 (c) A person who ~~Whoever~~ violates subsection (2) ~~(1)~~ and  
241 ~~the violation endangers human life~~ commits a felony of the first  
242 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
243 775.084, if the violation:

244 1. Endangers human life; or  
245 2. Disrupts a computer, computer system, computer network,  
246 or electronic device that affects medical equipment used in the  
247 direct administration of medical care or treatment to a person.

248 (4)(3) A person who ~~Whoever~~ willfully, knowingly, and  
249 without authorization modifies equipment or supplies used or  
250 intended to be used in a computer, computer system, ~~or~~ computer  
251 network, or electronic device commits a misdemeanor of the first  
252 degree, punishable as provided in s. 775.082 or s. 775.083.

253 (5)(4)(a) In addition to any other civil remedy available,  
254 the owner or lessee of the computer, computer system, computer  
255 network, computer program, computer equipment or supplies,  
256 electronic device, computer supplies, or computer data may bring  
257 a civil action against a ~~any~~ person convicted under this section  
258 for compensatory damages.

259 (b) In an ~~any~~ action brought under this subsection, the  
260 court may award reasonable attorney ~~attorney's~~ fees to the

261 prevailing party.

262 (6)-(5) A ~~Any~~ computer, computer system, computer network,  
 263 computer software, ~~or~~ computer data, or electronic device owned  
 264 by a defendant ~~that~~ ~~which~~ is used during the commission of a ~~any~~  
 265 violation of this section or a ~~any~~ computer or electronic device  
 266 owned by the defendant ~~that~~ ~~which~~ is used as a repository for  
 267 the storage of software or data obtained in violation of this  
 268 section is subject to forfeiture as provided under ss. 932.701-  
 269 932.704.

270 (7)-(6) This section does not apply to a ~~any~~ person who:

271 (a) Acts pursuant to a search warrant or to an exception  
 272 to a search warrant authorized by law;

273 (b) Acts within the scope of his or her lawful employment;  
 274 or

275 (c) Performs authorized security operations of a  
 276 government or business ~~Accesses his or her employer's computer~~  
 277 ~~system, computer network, computer program, or computer data~~  
 278 ~~when acting within the scope of his or her lawful employment.~~

279 (8)-(7) For purposes of bringing a civil or criminal action  
 280 under this section, a person who causes, by any means, the  
 281 access to a computer, computer system, ~~or~~ computer network, or  
 282 electronic device in one jurisdiction from another jurisdiction  
 283 is deemed to have personally accessed the computer, computer  
 284 system, ~~or~~ computer network, or electronic device in both  
 285 jurisdictions.

286 (9) This chapter does not impose liability on a provider

287 of an interactive computer service as defined in 47 U.S.C.  
 288 230(f), information service as defined in 47 U.S.C. 153, or  
 289 communications service as defined in s. 202.11 that provides the  
 290 transmission, storage, or caching of electronic communications  
 291 or messages of others; other related telecommunications or  
 292 commercial mobile radio service; or content provided by another  
 293 person.

294 Section 6. Section 815.061, Florida Statutes, is created  
 295 to read:

296 815.061 Offenses against public utilities.—

297 (1) As used in this section, the term "public utility"  
 298 includes:

299 (a) A public utility or electric utility as defined in s.  
 300 366.02.

301 (b) A utility as defined in s. 367.021.

302 (c) A natural gas transmission company as defined in s.  
 303 368.103.

304 (d) A person, corporation, partnership, association,  
 305 public agency, municipality, cooperative, gas district, or other  
 306 legal entity and their lessees, trustees, or receivers, now or  
 307 hereafter owning, operating, managing, or controlling gas  
 308 transmission or distribution facilities or any other facility  
 309 supplying or storing natural or manufactured gas or liquefied  
 310 gas with air admixture or any similar gaseous substances by  
 311 pipeline to or for the public within this state.

312 (e) A separate legal entity created under s. 163.01 and

313 composed of any of the entities described in this subsection for  
 314 the purpose of providing utility services in this state,  
 315 including wholesale power and electric transmission services.

316 (2) A person may not willfully, knowingly, and without  
 317 authorization:

318 (a) Gain access to a computer, computer system, computer  
 319 network, or electronic device owned, operated, or used by a  
 320 public utility while knowing that such access is unauthorized.

321 (b) Physically tamper with, insert a computer contaminant  
 322 into, or otherwise transmit commands or electronic  
 323 communications to a computer, computer system, computer network,  
 324 or electronic device that causes a disruption in any service  
 325 delivered by a public utility.

326 (3) (a) A person who violates paragraph (2) (a) commits a  
 327 felony of the third degree, punishable as provided in s.  
 328 775.082, s. 775.083, or s. 775.084.

329 (b) A person who violates paragraph (2) (b) commits a  
 330 felony of the second degree, punishable as provided in s.  
 331 775.082, s. 775.083, or s. 775.084.

332 Section 7. Paragraphs (a) and (c) of subsection (3) of  
 333 section 921.0022, Florida Statutes, are amended to read:

334 921.0022 Criminal Punishment Code; offense severity  
 335 ranking chart.—

336 (3) OFFENSE SEVERITY RANKING CHART

337 (a) LEVEL 1

338

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	Florida Statute	Felony Degree	Description
339	24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
340	212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
341	212.15 (2) (b)	3rd	Failure to remit sales taxes, amount greater than \$300 but less than \$20,000.
342	316.1935 (1)	3rd	Fleeing or attempting to elude law enforcement officer.
343	319.30 (5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
344	319.35 (1) (a)	3rd	Tamper, adjust, change, etc., an odometer.
345	320.26 (1) (a)	3rd	Counterfeit, manufacture, or

sell registration license  
plates or validation stickers.

346

322.212  
(1) (a) - (c)

3rd

Possession of forged, stolen,  
counterfeit, or unlawfully  
issued driver's license;  
possession of simulated  
identification.

347

322.212 (4)

3rd

Supply or aid in supplying  
unauthorized driver's license  
or identification card.

348

322.212 (5) (a)

3rd

False application for driver's  
license or identification card.

349

414.39 (2)

3rd

Unauthorized use, possession,  
forgery, or alteration of food  
assistance program, Medicaid  
ID, value greater than \$200.

350

414.39 (3) (a)

3rd

Fraudulent misappropriation of  
public assistance funds by  
employee/official, value more  
than \$200.

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352	443.071(1)	3rd	False statement or representation to obtain or increase reemployment assistance benefits.
353	509.151(1)	3rd	Defraud an innkeeper, food or lodging value greater than \$300.
354	517.302(1)	3rd	Violation of the Florida Securities and Investor Protection Act.
355	562.27(1)	3rd	Possess still or still apparatus.
356	713.69	3rd	Tenant removes property upon which lien has accrued, value more than \$50.
357	812.014(3)(c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
	812.081(2)	3rd	Unlawfully makes or causes to

be made a reproduction of a  
trade secret.

358

815.04 (5) ~~(4)~~ (a) 3rd Offense against intellectual  
property (i.e., computer  
programs, data).

359

817.52 (2) 3rd Hiring with intent to defraud,  
motor vehicle services.

360

817.569 (2) 3rd Use of public record or public  
records information to  
facilitate commission of a  
felony.

361

826.01 3rd Bigamy.

362

828.122 (3) 3rd Fighting or baiting animals.

363

831.04 (1) 3rd Any erasure, alteration, etc.,  
of any replacement deed, map,  
plat, or other document listed  
in s. 92.28.

364

831.31 (1) (a) 3rd Sell, deliver, or possess

counterfeit controlled  
 substances, all but s.  
 893.03(5) drugs.

365 832.041(1) 3rd Stopping payment with intent to  
 defraud \$150 or more.

366 832.05(2)(b) & 3rd Knowing, making, issuing  
 (4)(c) worthless checks \$150 or more  
 or obtaining property in return  
 for worthless check \$150 or  
 more.

367 838.15(2) 3rd Commercial bribe receiving.

368 838.16 3rd Commercial bribery.

369 843.18 3rd Fleeing by boat to elude a law  
 enforcement officer.

370 847.011(1)(a) 3rd Sell, distribute, etc.,  
 obscene, lewd, etc., material  
 (2nd conviction).

371 849.01 3rd Keeping gambling house.

372

373	849.09(1)(a)-(d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
374	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
375	849.25(2)	3rd	Engaging in bookmaking.
376	860.08	3rd	Interfere with a railroad signal.
377	860.13(1)(a)	3rd	Operate aircraft while under the influence.
378	893.13(2)(a)2.	3rd	Purchase of cannabis.
379	893.13(6)(a)	3rd	Possession of cannabis (more than 20 grams).
	934.03(1)(a)	3rd	Intercepts, or procures any other person to intercept, any

wire or oral communication.

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(c) LEVEL 3

Florida Statute	Felony Degree	Description
119.10 (2) (b)	3rd	Unlawful use of confidential information from police reports.
316.066 (3) (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 with siren and lights activated.
319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.

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389	319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
390	319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
391	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
392	327.35(2)(b)	3rd	Felony BUI.
393	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
394	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
	376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the



report.

399

501.001 (2) (b) 2nd Tampers with a consumer product or the container using materially false/misleading information.

400

624.401 (4) (a) 3rd Transacting insurance without a certificate of authority.

401

624.401 (4) (b) 1. 3rd Transacting insurance without a certificate of authority; premium collected less than \$20,000.

402

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

403

697.08 3rd Equity skimming.

404

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

405

796.05 (1) 3rd Live on earnings of a

prostitute.

406

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

407

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

408

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

409

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

410

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

411

815.04 (5) ~~(4)~~ (b) 2nd Computer offense devised to defraud or obtain property.

412

413	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
414	817.233	3rd	Burning to defraud insurer.
415	817.234 (8) (b) - (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
416	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
417	817.236	3rd	Filing a false motor vehicle insurance application.
418	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
419	817.413 (2)	3rd	Sale of used goods as new.
420	817.505 (4)	3rd	Patient brokering.

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421	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
422	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument.
423	831.29	2nd	Possession of instruments for counterfeiting drivers' licenses or identification cards.
424	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
425	843.19	3rd	Injure, disable, or kill police dog or horse.
426	860.15 (3)	3rd	Overcharging for repairs and parts.
427	870.01 (2)	3rd	Riot; inciting or encouraging.

428	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).
429	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 within 1,000 feet of university.
430	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.
430	893.13(6)(a)	3rd	Possession of any controlled substance other than felony

possession of cannabis.

431

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

432

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

433

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

434

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

435

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

436

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.

437

893.13 (8) (a) 3.            3rd    Knowingly write a prescription  
 for a controlled substance for  
 a fictitious person.

438

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.

439

918.13 (1) (a)                3rd    Alter, destroy, or conceal

