

By Senator Simpson

18-00534-15

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1 A bill to be entitled
2 An act relating to controlled substances; amending s.
3 893.13, F.S.; specifying the penalty for a person who
4 violates a certain controlled substance law in a
5 dwelling; amending s. 893.135, F.S.; establishing the
6 felony of "trafficking in synthetic drugs" and
7 specifying a penalty; amending s. 921.0022, F.S.;
8 conforming cross-references; reenacting ss. 893.13(9),
9 893.135(1), and 921.0022(3)(e), F.S., to incorporate
10 the amendment made to s. 893.13, F.S., in references
11 thereto; reenacting ss. 373.6055(3)(c), 381.986(7)(a)
12 and (b), 397.451(6), 414.095(1), 772.12(2),
13 775.087(2)(a) and (3)(a), 782.04(1)(a), (3)(a), and
14 (4)(a), 810.02(3), 893.03(3)(c), 893.13(8)(d),
15 893.1351(1) and (2), 903.133, 907.041(4)(c),
16 921.0024(1)(b), 943.0585, and 943.059, F.S., to
17 incorporate the amendment made to s. 893.135, F.S., in
18 references thereto; reenacting s. 812.014(2)(c), to
19 incorporate the amendments made to ss. 893.13 and
20 893.135, F.S., in a reference thereto; providing an
21 effective date.

22
23 Be It Enacted by the Legislature of the State of Florida:

24
25 Section 1. Paragraph (a) of subsection (1) of section
26 893.13, Florida Statutes, is amended to read:

27 893.13 Prohibited acts; penalties.—

28 (1)(a) Except as authorized by this chapter and chapter
29 499, a person may not sell, manufacture, or deliver, or possess

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30 with intent to sell, manufacture, or deliver, a controlled
 31 substance. A person who violates this provision with respect to:

32 1. A controlled substance named or described in s.
 33 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.
 34 commits a felony of the second degree, punishable as provided in
 35 s. 775.082, s. 775.083, or s. 775.084.

36 2. A controlled substance named or described in s.
 37 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 38 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 39 the third degree, punishable as provided in s. 775.082, s.
 40 775.083, or s. 775.084.

41 3. A controlled substance named or described in s.
 42 893.03(5) commits a misdemeanor of the first degree, punishable
 43 as provided in s. 775.082 or s. 775.083.

44

45 A person who violates this paragraph while in a dwelling, as
 46 that term is defined in s. 810.011, shall be sentenced to a
 47 mandatory minimum term of imprisonment of 3 years.

48 Section 2. Present paragraphs (b) through (l) of subsection
 49 (1) of section 893.135, Florida Statutes, are redesignated as
 50 paragraphs (c) through (m), respectively, and a new paragraph
 51 (b) is added to that subsection, to read:

52 893.135 Trafficking; mandatory sentences; suspension or
 53 reduction of sentences; conspiracy to engage in trafficking.—

54 (1) Except as authorized in this chapter or in chapter 499
 55 and notwithstanding the provisions of s. 893.13:

56 (b) Any person who knowingly sells, purchases,
 57 manufactures, delivers, or brings into this state, or who is
 58 knowingly in actual or constructive possession of, more than 250

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59 grams of a controlled substance described in s. 893.03(1)(c)46.-
 60 50., s. 893.03(1)(c)114.-142., s. 893.03(1)(c)151.-159., or s.
 61 893.03(1)(c)166.-173., or any mixture containing these
 62 substances, commits a felony of the first degree, which felony
 63 shall be known as "trafficking in synthetic drugs," punishable
 64 as provided in s. 775.082, s. 775.083, or s. 775.084. If the
 65 quantity involved:

66 1. Is more than 250 grams, but less than 500 grams, the
 67 person shall be sentenced to a mandatory minimum term of
 68 imprisonment of 3 years and ordered to pay a fine of \$25,000.

69 2. Is 500 grams or more, but less than 1,000 grams, the
 70 person shall be sentenced to a mandatory minimum term of
 71 imprisonment of 7 years and ordered to pay a fine of \$50,000.

72 3. Is 1,000 grams or more, but less than 30 kilograms, the
 73 person shall be sentenced to a mandatory minimum term of
 74 imprisonment of 15 years and ordered to pay a fine of \$200,000.

75 Section 3. Paragraphs (g), (h), and (i) of subsection (3)
 76 of section 921.0022, Florida Statutes, are amended to read:

77 921.0022 Criminal Punishment Code; offense severity ranking
 78 chart.-

79 (3) OFFENSE SEVERITY RANKING CHART

80 (g) LEVEL 7

81

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.

82

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83	316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
84	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.
85	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
86	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
87	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
88	409.920	2nd	Medicaid provider fraud;

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	(2) (b) 1.b.		more than \$10,000, but less than \$50,000.
89	456.065 (2)	3rd	Practicing a health care profession without a license.
90	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
91	458.327 (1)	3rd	Practicing medicine without a license.
92	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
93	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
94	461.012 (1)	3rd	Practicing podiatric medicine without a license.
95	462.17	3rd	Practicing naturopathy without a license.

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104

463.015 (1)	3rd	Practicing optometry without a license.
464.016 (1)	3rd	Practicing nursing without a license.
465.015 (2)	3rd	Practicing pharmacy without a license.
466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
467.201	3rd	Practicing midwifery without a license.
468.366	3rd	Delivering respiratory care services without a license.
483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
483.901 (9)	3rd	Practicing medical physics without a license.
484.013 (1) (c)	3rd	Preparing or dispensing

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optical devices without a prescription.

105

484.053

3rd

Dispensing hearing aids without a license.

106

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 were five or more victims.

107

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.

108

560.125 (5) (a)

3rd

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

109

655.50 (10) (b) 1.

3rd

Failure to report financial transactions exceeding \$300 but less

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than \$20,000 by financial institution.

110

775.21 (10) (a)

3rd

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

111

775.21 (10) (b)

3rd

Sexual predator working where children regularly congregate.

112

775.21 (10) (g)

3rd

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

113

782.051 (3)

2nd

Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.

114

782.07 (1)

2nd

Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

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122	784.048 (7)	3rd	Aggravated stalking; violation of court order.
123	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
124	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
125	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
126	784.081 (1)	1st	Aggravated battery on specified official or employee.
127	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
128	784.083 (1)	1st	Aggravated battery on code inspector.
129	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.

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130	787.06(3)(e)2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.
131	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
132	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
133	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
134	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
134	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass

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destruction.

135

790.166(4)

2nd

Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.

136

790.23

1st,PBL

Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.

137

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.

138

796.05(1)

1st

Live on earnings of a prostitute; 2nd offense.

139

796.05(1)

1st

Live on earnings of a prostitute; 3rd and subsequent offense.

140

800.04(5)(c)1.

2nd

Lewd or lascivious

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molestation; victim
 younger than 12 years of
 age; offender younger than
 18 years of age.

141

800.04 (5) (c) 2.

2nd

Lewd or lascivious
 molestation; victim 12
 years of age or older but
 younger than 16 years of
 age; offender 18 years of
 age or older.

142

800.04 (5) (e)

1st

Lewd or lascivious
 molestation; victim 12
 years of age or older but
 younger than 16 years;
 offender 18 years or
 older; prior conviction
 for specified sex offense.

143

806.01 (2)

2nd

Maliciously damage
 structure by fire or
 explosive.

144

810.02 (3) (a)

2nd

Burglary of occupied
 dwelling; unarmed; no
 assault or battery.

145

810.02 (3) (b)

2nd

Burglary of unoccupied

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dwelling; unarmed; no
assault or battery.

146

810.02 (3) (d)

2nd

Burglary of occupied
conveyance; unarmed; no
assault or battery.

147

810.02 (3) (e)

2nd

Burglary of authorized
emergency vehicle.

148

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
damage; 1st degree grand
theft.

149

812.014 (2) (b) 2.

2nd

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

150

812.014 (2) (b) 3.

2nd

Property stolen, emergency
medical equipment; 2nd
degree grand theft.

151

812.014 (2) (b) 4.

2nd

Property stolen, law

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enforcement equipment from
authorized emergency
vehicle.

152

812.0145 (2) (a)

1st

Theft from person 65 years
of age or older; \$50,000
or more.

153

812.019 (2)

1st

Stolen property;
initiates, organizes,
plans, etc., the theft of
property and traffics in
stolen property.

154

812.131 (2) (a)

2nd

Robbery by sudden
snatching.

155

812.133 (2) (b)

1st

Carjacking; no firearm,
deadly weapon, or other
weapon.

156

817.034 (4) (a) 1.

1st

Communications fraud,
value greater than
\$50,000.

157

817.234 (8) (a)

2nd

Solicitation of motor
vehicle accident victims
with intent to defraud.

158

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159	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
160	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
161	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact 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.
162	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
163	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at

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			\$10,000 or more, but less than \$50,000.
164	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
165	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
166	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
167	838.015	2nd	Bribery.
168	838.016	2nd	Unlawful compensation or reward for official behavior.
169	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
170	838.22	2nd	Bid tampering.
171			

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172	843.0855 (2)	3rd	Impersonation of a public officer or employee.
173	843.0855 (3)	3rd	Unlawful simulation of legal process.
174	843.0855 (4)	3rd	Intimidation of a public officer or employee.
175	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
176	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
177	872.06	2nd	Abuse of a dead human body.
178	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs,

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manages, or supervises
criminal gang-related
activity.

179

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.

180

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.

181

893.13(4)(a)

1st

Deliver to minor cocaine

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(or other s. 893.03(1) (a),
 (1) (b), (1) (d), (2) (a),
 (2) (b), or (2) (c) 4.
 drugs).

182

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

183

893.135 1st Trafficking in cocaine,
(1) (c) 1.a. more than 28 grams, less
~~893.135~~ than 200 grams.
~~(1) (b) 1.a.~~

184

893.135 1st Trafficking in illegal
(1) (d) 1.a. drugs, more than 4 grams,
~~893.135~~ less than 14 grams.
~~(1) (c) 1.a.~~

185

893.135 1st Trafficking in
(1) (d) 2.a. hydrocodone, 14 grams or
~~893.135~~ more, less than 28 grams.
~~(1) (c) 2.a.~~

186

893.135 1st Trafficking in
(1) (d) 2.b. hydrocodone, 28 grams or
~~893.135~~ more, less than 50 grams.
~~(1) (c) 2.b.~~

187

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893.135
(1) (d) 3.a.

1st Trafficking in oxycodone,
7 grams or more, less than
14 grams.

~~893.135~~
~~(1) (e) 3.a.~~

188

893.135
(1) (d) 3.b.

1st Trafficking in oxycodone,
14 grams or more, less
than 25 grams.

~~893.135~~
~~(1) (e) 3.b.~~

189

893.135 (1) (e) 1.
~~893.135 (1) (d) 1.~~

1st Trafficking in
phencyclidine, more than
28 grams, less than 200
grams.

190

893.135 (1) (f) 1.
~~893.135 (1) (e) 1.~~

1st Trafficking in
methaqualone, more than
200 grams, less than 5
kilograms.

191

893.135 (1) (g) 1.
~~893.135 (1) (f) 1.~~

1st Trafficking in
amphetamine, more than 14
grams, less than 28 grams.

192

893.135
(1) (h) 1.a.

1st Trafficking in
flunitrazepam, 4 grams or
more, less than 14 grams.

~~893.135~~
~~(1) (g) 1.a.~~

193

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893.135

1st

Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.

(1) (i) 1.a.

~~893.135~~

~~(1) (h) 1.a.~~

194

893.135

1st

Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.

(1) (k) 1.a.

~~893.135~~

~~(1) (j) 1.a.~~

195

893.135

1st

Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.

(1) (l) 2.a.

~~893.135~~

~~(1) (k) 2.a.~~

196

893.1351 (2)

2nd

Possession of place for trafficking in or manufacturing of controlled substance.

197

896.101 (5) (a)

3rd

Money laundering, financial transactions exceeding \$300 but less than \$20,000.

198

896.104 (4) (a) 1.

3rd

Structuring transactions to evade reporting or registration requirements, financial transactions

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exceeding \$300 but less than \$20,000.

199

943.0435 (4) (c)

2nd

Sexual offender vacating permanent residence; failure to comply with reporting requirements.

200

943.0435 (8)

2nd

Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.

201

943.0435 (9) (a)

3rd

Sexual offender; failure to comply with reporting requirements.

202

943.0435 (13)

3rd

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

203

943.0435 (14)

3rd

Sexual offender; failure to report and reregister; failure to respond to address verification; providing false

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204			registration information.
	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
205			
	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
206			
	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
207			
	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
208			
	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
209			
	985.4815(12)	3rd	Failure to report or providing false

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information about a sexual
offender; harbor or
conceal a sexual offender.

210

985.4815 (13)

3rd

Sexual offender; failure
to report and reregister;
failure to respond to
address verification;
providing false
registration information.

211

212

(h) LEVEL 8

213

Florida
Statute

Felony
Degree

Description

214

316.193
(3) (c) 3.a.

2nd

DUI manslaughter.

215

316.1935 (4) (b)

1st

Aggravated fleeing or attempted
eluding with serious bodily injury
or death.

216

327.35 (3) (c) 3.

2nd

Vessel BUI manslaughter.

217

499.0051 (7)

1st

Knowing trafficking in contraband
prescription drugs.

218

499.0051 (8)

1st

Knowing forgery of prescription

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labels or prescription drug
labels.

219

560.123 (8) (b) 2. 2nd Failure to report currency or
payment instruments totaling or
exceeding \$20,000, but less than
\$100,000 by money transmitter.

220

560.125 (5) (b) 2nd Money transmitter business by
unauthorized person, currency or
payment instruments totaling or
exceeding \$20,000, but less than
\$100,000.

221

655.50 (10) (b) 2. 2nd Failure to report financial
transactions totaling or exceeding
\$20,000, but less than \$100,000 by
financial institutions.

222

777.03 (2) (a) 1st Accessory after the fact, capital
felony.

223

782.04 (4) 2nd Killing of human without design
when engaged in act or attempt of
any felony other than arson,
sexual battery, robbery, burglary,
kidnapping, aggravated fleeing or
eluding with serious bodily injury
or death, aircraft piracy, or

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unlawfully discharging bomb.

224

782.051 (2) 1st Attempted felony murder while
perpetrating or attempting to
perpetrate a felony not enumerated
in s. 782.04(3).

225

782.071 (1) (b) 1st Committing vehicular homicide and
failing to render aid or give
information.

226

782.072 (2) 1st Committing vessel homicide and
failing to render aid or give
information.

227

787.06 (3) (a) 1. 1st Human trafficking for labor and
services of a child.

228

787.06 (3) (b) 1st Human trafficking using coercion
for commercial sexual activity of
an adult.

229

787.06 (3) (c) 2. 1st Human trafficking using coercion
for labor and services of an
unauthorized alien adult.

230

787.06 (3) (e) 1. 1st Human trafficking for labor and
services by the transfer or
transport of a child from outside

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Florida to within the state.

231

787.06 (3) (f) 2. 1st Human trafficking using coercion for commercial sexual activity by the transfer or transport of any adult from outside Florida to within the state.

232

790.161 (3) 1st Discharging a destructive device which results in bodily harm or property damage.

233

794.011 (5) (a) 1st Sexual battery; victim 12 years of age or older but younger than 18 years; offender 18 years or older; offender does not use physical force likely to cause serious injury.

234

794.011 (5) (b) 2nd Sexual battery; victim and offender 18 years of age or older; offender does not use physical force likely to cause serious injury.

235

794.011 (5) (c) 2nd Sexual battery; victim 12 years of age or older; offender younger than 18 years; offender does not use physical force likely to cause

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injury.

236

794.011 (5) (d) 1st Sexual battery; victim 12 years of age or older; offender does not use physical force likely to cause serious injury; prior conviction for specified sex offense.

237

794.08 (3) 2nd Female genital mutilation, removal of a victim younger than 18 years of age from this state.

238

800.04 (4) (b) 2nd Lewd or lascivious battery.

239

800.04 (4) (c) 1st Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.

240

806.01 (1) 1st Maliciously damage dwelling or structure by fire or explosive, believing person in structure.

241

810.02 (2) (a) 1st,PBL Burglary with assault or battery.

242

810.02 (2) (b) 1st,PBL Burglary; armed with explosives or dangerous weapon.

243

810.02 (2) (c) 1st Burglary of a dwelling or

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structure causing structural damage or \$1,000 or more property damage.

244

812.014 (2) (a) 2. 1st Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.

245

812.13 (2) (b) 1st Robbery with a weapon.

246

812.135 (2) (c) 1st Home-invasion robbery, no firearm, deadly weapon, or other weapon.

247

817.535 (2) (b) 2nd Filing false lien or other unauthorized document; second or subsequent offense.

248

817.535 (3) (a) 2nd Filing false lien or other unauthorized document; property owner is a public officer or employee.

249

817.535 (4) (a) 1. 2nd Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.

250

817.535 (5) (a) 2nd Filing false lien or other unauthorized document; owner of

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the property incurs financial loss
as a result of the false
instrument.

251

817.568 (6) 2nd Fraudulent use of personal
identification information of an
individual under the age of 18.

252

825.102 (2) 1st Aggravated abuse of an elderly
person or disabled adult.

253

825.1025 (2) 2nd Lewd or lascivious battery upon an
elderly person or disabled adult.

254

825.103 (3) (a) 1st Exploiting an elderly person or
disabled adult and property is
valued at \$50,000 or more.

255

837.02 (2) 2nd Perjury in official proceedings
relating to prosecution of a
capital felony.

256

837.021 (2) 2nd Making contradictory statements in
official proceedings relating to
prosecution of a capital felony.

257

860.121 (2) (c) 1st Shooting at or throwing any object
in path of railroad vehicle
resulting in great bodily harm.

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258
259
260
261
262
263
264
265

860.16	1st	Aircraft piracy.
893.13(1)(b)	1st	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.13(6)(c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
<u>893.135</u> <u>(1)(c)1.b.</u>	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.
893.135 (1)(b)1.b.		
<u>893.135</u> <u>(1)(d)1.b.</u>	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.
893.135 (1)(e)1.b.		
<u>893.135</u>	1st	Trafficking in hydrocodone, 50

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(1) (d) 2.c. grams or more, less than 200
~~893.135~~ grams.

~~(1) (e) 2.e.~~

266

893.135 1st Trafficking in oxycodone, 25 grams
(1) (d) 3.c. or more, less than 100 grams.

~~893.135~~

~~(1) (e) 3.e.~~

267

893.135 1st Trafficking in phencyclidine, more
(1) (e) 1.b. than 200 grams, less than 400
~~893.135~~ grams.

~~(1) (d) 1.b.~~

268

893.135 1st Trafficking in methaqualone, more
(1) (f) 1.b. than 5 kilograms, less than 25
~~893.135~~ kilograms.

~~(1) (e) 1.b.~~

269

893.135 1st Trafficking in amphetamine, more
(1) (g) 1.b. than 28 grams, less than 200
~~893.135~~ grams.

~~(1) (f) 1.b.~~

270

893.135 1st Trafficking in flunitrazepam, 14
(1) (h) 1.b. grams or more, less than 28 grams.

~~893.135~~

~~(1) (g) 1.b.~~

271

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893.135 1st Trafficking in gamma-
(1) (i) 1.b. hydroxybutyric acid (GHB), 5
~~893.135~~ kilograms or more, less than 10
~~(1) (h) 1.b.~~ kilograms.

272

893.135 1st Trafficking in 1,4-Butanediol, 5
(1) (k) 1.b. kilograms or more, less than 10
~~893.135~~ kilograms.
~~(1) (j) 1.b.~~

273

893.135 1st Trafficking in Phenethylamines,
(1) (l) 2.b. 200 grams or more, less than 400
~~893.135~~ grams.
~~(1) (k) 2.b.~~

274

893.1351 (3) 1st Possession of a place used to
 manufacture controlled substance
 when minor is present or resides
 there.

275

895.03 (1) 1st Use or invest proceeds derived
 from pattern of racketeering
 activity.

276

895.03 (2) 1st Acquire or maintain through
 racketeering activity any interest
 in or control of any enterprise or
 real property.

277

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278	895.03 (3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.
279	896.101 (5) (b)	2nd	Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.
280	896.104 (4) (a) 2.	2nd	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000.
281	(i) LEVEL 9		
282			
283	Florida Statute	Felony Degree	Description
284	316.193 (3) (c) 3.b.	1st	DUI manslaughter; failing to render aid or give information.
285	327.35 (3) (c) 3.b.	1st	BUI manslaughter; failing to render aid or give information.
286	409.920 (2) (b) 1.c.	1st	Medicaid provider fraud; \$50,000 or more.
	499.0051 (9)	1st	Knowing sale or purchase of

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contraband prescription drugs
resulting in great bodily harm.

287

560.123 (8) (b) 3. 1st Failure to report currency or
payment instruments totaling or
exceeding \$100,000 by money
transmitter.

288

560.125 (5) (c) 1st Money transmitter business by
unauthorized person, currency, or
payment instruments totaling or
exceeding \$100,000.

289

655.50 (10) (b) 3. 1st Failure to report financial
transactions totaling or exceeding
\$100,000 by financial institution.

290

775.0844 1st Aggravated white collar crime.

291

782.04 (1) 1st Attempt, conspire, or solicit to
commit premeditated murder.

292

782.04 (3) 1st, PBL Accomplice to murder in connection
with arson, sexual battery,
robbery, burglary, aggravated
fleeing or eluding with serious
bodily injury or death, and other
specified felonies.

293

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294 782.051(1) 1st Attempted felony murder while
perpetrating or attempting to
perpetrate a felony enumerated in
s. 782.04(3).

295 782.07(2) 1st Aggravated manslaughter of an
elderly person or disabled adult.

296 787.01(1)(a)1. 1st,PBL Kidnapping; hold for ransom or
reward or as a shield or hostage.

297 787.01(1)(a)2. 1st,PBL Kidnapping with intent to commit
or facilitate commission of any
felony.

298 787.01(1)(a)4. 1st,PBL Kidnapping with intent to
interfere with performance of any
governmental or political
function.

299 787.02(3)(a) 1st,PBL False imprisonment; child under
age 13; perpetrator also commits
aggravated child abuse, sexual
battery, or lewd or lascivious
battery, molestation, conduct, or
exhibition.

787.06(3)(c)1. 1st Human trafficking for labor and
services of an unauthorized alien

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child.

300

787.06(3)(d) 1st Human trafficking using coercion for commercial sexual activity of an unauthorized adult alien.

301

787.06(3)(f)1. 1st,PBL Human trafficking for commercial sexual activity by the transfer or transport of any child from outside Florida to within the state.

302

790.161 1st Attempted capital destructive device offense.

303

790.166(2) 1st,PBL Possessing, selling, using, or attempting to use a weapon of mass destruction.

304

794.011(2) 1st Attempted sexual battery; victim less than 12 years of age.

305

794.011(2) Life Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.

306

794.011(4)(a) 1st,PBL Sexual battery, certain circumstances; victim 12 years of

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age or older but younger than 18
years; offender 18 years or older.

307

794.011 (4) (b) 1st Sexual battery, certain
circumstances; victim and offender
18 years of age or older.

308

794.011 (4) (c) 1st Sexual battery, certain
circumstances; victim 12 years of
age or older; offender younger
than 18 years.

309

794.011 (4) (d) 1st,PBL Sexual battery, certain
circumstances; victim 12 years of
age or older; prior conviction for
specified sex offenses.

310

794.011 (8) (b) 1st,PBL Sexual battery; engage in sexual
conduct with minor 12 to 18 years
by person in familial or custodial
authority.

311

794.08 (2) 1st Female genital mutilation; victim
younger than 18 years of age.

312

800.04 (5) (b) Life Lewd or lascivious molestation;
victim less than 12 years;
offender 18 years or older.

313

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314 812.13 (2) (a) 1st,PBL Robbery with firearm or other
deadly weapon.

315 812.133 (2) (a) 1st,PBL Carjacking; firearm or other
deadly weapon.

316 812.135 (2) (b) 1st Home-invasion robbery with weapon.

317 817.535 (3) (b) 1st Filing false lien or other
unauthorized document; second or
subsequent offense; property owner
is a public officer or employee.

318 817.535 (4) (a) 2. 1st Filing false claim or other
unauthorized document; defendant
is incarcerated or under
supervision.

319 817.535 (5) (b) 1st Filing false lien or other
unauthorized document; second or
subsequent offense; owner of the
property incurs financial loss as
a result of the false instrument.

817.568 (7) 2nd,
PBL Fraudulent use of personal
identification information of an
individual under the age of 18 by
his or her parent, legal guardian,
or person exercising custodial

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authority.

320

827.03 (2) (a) 1st Aggravated child abuse.

321

847.0145 (1) 1st Selling, or otherwise transferring custody or control, of a minor.

322

847.0145 (2) 1st Purchasing, or otherwise obtaining custody or control, of a minor.

323

859.01 1st Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure another person.

324

893.135 1st Attempted capital trafficking offense.

325

893.135 (1) (a) 3. 1st Trafficking in cannabis, more than 10,000 lbs.

326

893.135 1st Trafficking in cocaine, more than
(1) (c) 1.c. 400 grams, less than 150
~~893.135~~ kilograms.

~~(1) (b) 1.c.~~

327

893.135 1st Trafficking in illegal drugs, more

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(1) (d) 1.c.

than 28 grams, less than 30 kilograms.

~~893.135~~

~~(1) (e) 1.e.~~

328

893.135

1st Trafficking in hydrocodone, 200 grams or more, less than 30 kilograms.

(1) (d) 2.d.

~~893.135~~

~~(1) (e) 2.d.~~

329

893.135

1st Trafficking in oxycodone, 100 grams or more, less than 30 kilograms.

(1) (d) 3.d.

~~893.135~~

~~(1) (e) 3.d.~~

330

893.135

1st Trafficking in phencyclidine, more than 400 grams.

(1) (e) 1.c.

~~893.135~~

~~(1) (d) 1.e.~~

331

893.135

1st Trafficking in methaqualone, more than 25 kilograms.

(1) (f) 1.c.

~~893.135~~

~~(1) (e) 1.e.~~

332

893.135

1st Trafficking in amphetamine, more than 200 grams.

(1) (g) 1.c.

~~893.135~~

~~(1) (f) 1.e.~~

333

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893.135 1st Trafficking in gamma-
(1) (i) 1.c. hydroxybutyric acid (GHB), 10
~~893.135~~ kilograms or more.
~~(1) (h) 1.e.~~

334

893.135 1st Trafficking in 1,4-Butanediol, 10
(1) (k) 1.c. kilograms or more.
~~893.135~~
~~(1) (j) 1.e.~~

335

893.135 1st Trafficking in Phenethylamines,
(1) (l) 2.c. 400 grams or more.
~~893.135~~
~~(1) (k) 2.e.~~

336

896.101 (5) (c) 1st Money laundering, financial
instruments totaling or exceeding
\$100,000.

337

896.104 (4) (a) 3. 1st Structuring transactions to evade
reporting or registration
requirements, financial
transactions totaling or exceeding
\$100,000.

338

339 Section 4. Subsection (9) of s. 893.13, subsection (1) of
340 s. 893.135, and paragraph (e) of subsection (3) of s. 921.0022,
341 Florida Statutes, are reenacted for the purpose of incorporating
342 the amendment made to s. 893.13, Florida Statutes, in references

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343 thereto.

344 Section 5. Paragraph (c) of subsection (3) of s. 373.6055,
345 paragraphs (a) and (b) of subsection (7) of s. 381.986,
346 subsection (6) of s. 397.451, subsection (1) of s. 414.095,
347 subsection (2) of s. 772.12, paragraph (a) of subsection (2),
348 and paragraph (a) of subsection (3) of s. 775.087, paragraph (a)
349 of subsection (1), paragraph (a) of subsection (3), and
350 paragraph (a) of subsection (4) of s. 782.04, subsection (3) of
351 s. 810.02, paragraph (c) of subsection (3) of s. 893.03,
352 paragraph (d) of subsection (8) of s. 893.13, subsections (1)
353 and (2) of s. 893.1351, s. 903.133, paragraph (c) of subsection
354 (4) of s. 907.041, paragraph (b) of subsection (1) of s.
355 921.0024, s. 943.0585, and s. 943.059, Florida Statutes, are
356 reenacted for the purpose of incorporating the amendment made by
357 this act to s. 893.135, Florida Statutes, in references thereto.

358 Section 6. Paragraph (c) of subsection (2) of s. 812.014,
359 Florida Statutes, is reenacted for the purpose of incorporating
360 the amendments made to ss. 893.13 and 893.135, Florida Statutes,
361 in a reference thereto.

362 Section 7. This act shall take effect October 1, 2015.