

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Criminal Justice
 2 Subcommittee

3 Representative Burgess offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (a) of subsection (1) of section
 8 893.13, Florida Statutes, is amended to read:

9 893.13 Prohibited acts; penalties.—

10 (1)(a) Except as authorized by this chapter and chapter
 11 499, a person may not sell, manufacture, or deliver, or possess
 12 with intent to sell, manufacture, or deliver, a controlled
 13 substance. A person who violates this provision with respect to:

14 1. A controlled substance named or described in s.
 15 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.
 16 commits a felony of the second degree, punishable as provided in
 17 s. 775.082, s. 775.083, or s. 775.084. A person who violates

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18 this subparagraph in a dwelling as defined in s. 810.011 shall
19 be sentenced to a mandatory minimum term of imprisonment of 3
20 years.

21 2. A controlled substance named or described in s.
22 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
23 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
24 the third degree, punishable as provided in s. 775.082, s.
25 775.083, or s. 775.084.

26 3. A controlled substance named or described in s.
27 893.03(5) commits a misdemeanor of the first degree, punishable
28 as provided in s. 775.082 or s. 775.083.

29 Section 2. Paragraph (m) is added to subsection (1) of
30 section 893.135, Florida Statutes, to read:

31 893.135 Trafficking; mandatory sentences; suspension or
32 reduction of sentences; conspiracy to engage in trafficking.-

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

35 (m)1. Any person who knowingly sells, purchases,
36 manufactures, delivers, or brings into this state, or who is
37 knowingly in actual or constructive possession of, 250 grams or
38 more of a controlled substance described in s. 893.03(1)(c)46.-
39 50., 114.-142., 151.-159., or 166.-173., or any mixture
40 containing those substances, commits a felony of the first
41 degree, which felony shall be known as "trafficking in synthetic
42 drugs," punishable as provided in s. 775.082, s. 775.083, or s.
43 775.084. If the quantity involved:

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44 a. Is 250 grams or more, but less than 500 grams, such
45 person shall be sentenced to a mandatory minimum term of
46 imprisonment of 3 years, and the defendant shall be ordered to
47 pay a fine of \$25,000.

48 b. Is 500 grams or more, but less than 1,000 grams, such
49 person shall be sentenced to a mandatory minimum term of
50 imprisonment of 7 years, and the defendant shall be ordered to
51 pay a fine of \$50,000.

52 c. Is 1,000 grams or more, but less than 30 kilograms,
53 such person shall be sentenced to a mandatory minimum term of
54 imprisonment of 15 years, and the defendant shall be ordered to
55 pay a fine of \$200,000.

56 d. Is 30 kilograms or more, such person shall be sentenced
57 to a mandatory minimum term of imprisonment of 25 years, and the
58 defendant shall be ordered to pay a fine of \$750,000.

59 2. A person who knowingly sells, purchases, manufactures,
60 delivers, or brings into this state, or who is knowingly in
61 actual or constructive possession of, 30 kilograms or more of a
62 controlled substance described in s. 893.03(1)(c)46.-50., 114.-
63 142., 151.-159., or 166.-173., or any mixture containing those
64 substances, commits the first degree felony of trafficking in
65 synthetic drugs. A person who has been convicted of the first
66 degree felony of trafficking in synthetic drugs under this
67 subparagraph shall be punished by life imprisonment and is
68 ineligible for any form of discretionary early release except
69 pardon or executive clemency or conditional medical release

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70 under s. 947.149. However, if the court determines that, in
71 addition to committing any act specified in this paragraph:

72 a. The person intentionally killed an individual or
73 counseled, commanded, induced, procured, or caused the
74 intentional killing of an individual and such killing was the
75 result; or

76 b. The person's conduct in committing that act led to a
77 natural, though not inevitable, lethal result,

78
79 such person commits the capital felony of trafficking in
80 synthetic drugs, punishable as provided in ss. 775.082 and
81 921.142. A person sentenced for a capital felony under this
82 paragraph shall also be sentenced to pay the maximum fine
83 provided under subparagraph 1.

84 3. A person who knowingly brings into this state 60
85 kilograms or more of a controlled substance described in s.
86 893.03(1)(c)46.-50., 114.-142., 151.-159., or 166.-173., or any
87 mixture containing those substances, and who knows that the
88 probable result of such importation would be the death of a
89 person, commits capital importation of synthetic drugs, a
90 capital felony punishable as provided in ss. 775.082 and
91 921.142. A person sentenced for a capital felony under this
92 paragraph shall also be sentenced to pay the maximum fine
93 provided under subparagraph 1.

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

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96 921.0022 Criminal Punishment Code; offense severity
 97 ranking chart.—

98 (3) OFFENSE SEVERITY RANKING CHART

99 (g) LEVEL 7

100
101
102
103
104
105

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
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.
327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.

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106	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
107	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
108	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
109	456.065(2)	3rd	Practicing a health care profession without a license.
110	456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
111	458.327(1)	3rd	Practicing medicine without a license.
	459.013(1)	3rd	Practicing osteopathic medicine without a license.

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460.411(1)	3rd	Practicing chiropractic medicine without a license.
461.012(1)	3rd	Practicing podiatric medicine without a license.
462.17	3rd	Practicing naturopathy without a license.
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

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services without a license.

121

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

122

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

123

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

124

484.053 3rd Dispensing hearing aids without
a license.

125

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.

126

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.

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127
560.125 (5) (a) 3rd Money services business by
unauthorized person, currency
or payment instruments
exceeding \$300 but less than
\$20,000.

128
655.50 (10) (b) 1. 3rd Failure to report financial
transactions exceeding \$300 but
less than \$20,000 by financial
institution.

129
775.21 (10) (a) 3rd Sexual predator; failure to
register; failure to renew
driver license or
identification card; other
registration violations.

130
775.21 (10) (b) 3rd Sexual predator working where
children regularly congregate.

131
775.21 (10) (g) 3rd Failure to report or providing
false information about a
sexual predator; harbor or
conceal a sexual predator.

132

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- 133 782.051(3) 2nd Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
- 134 782.07(1) 2nd Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
- 135 782.071 2nd Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
- 136 782.072 2nd Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
- 137 784.045(1)(a)1. 2nd Aggravated battery; intentionally causing great bodily harm or disfigurement.

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138	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
139	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
140	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
141	784.048 (7)	3rd	Aggravated stalking; violation of court order.
142	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
143	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
144	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
145	784.081 (1)	1st	Aggravated battery on specified official or employee.
	784.082 (1)	1st	Aggravated battery by detained

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person on visitor or other
detainee.

146

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

147

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

148

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.

149

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

150

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

151

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

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152

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

153

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

154

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

155

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

156

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.

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157	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.
158	796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
159	800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
160	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.
161	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.
162			

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163	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
164	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
165	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
166	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
167	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
168	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.
	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued

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176	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
177	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
178	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
179	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.
180	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
181	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or

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disfigurement.

182

825.103(3)(b) 2nd Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.

183

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

184

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

185

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

186

838.015 2nd Bribery.

187

838.016 2nd Unlawful compensation or reward for official behavior.

188

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

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838.22	2nd	Bid tampering.
843.0855(2)	3rd	Impersonation of a public officer or employee.
843.0855(3)	3rd	Unlawful simulation of legal process.
843.0855(4)	3rd	Intimidation of a public officer or employee.
847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
872.06	2nd	Abuse of a dead human body.
874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

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201	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).
202	893.135(1) (a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
203	893.135 (1) (b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
204	893.135 (1) (c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
205	893.135 (1) (c)2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
206	893.135 (1) (c)2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
	893.135	1st	Trafficking in oxycodone, 7

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	(1) (c) 3.a.		grams or more, less than 14 grams.
207	893.135	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
208	(1) (c) 3.b.		grams or more, less than 25 grams.
209	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
210	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
211	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
212	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5

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kilograms.

213

893.135 (1) (j) 1.a. 1st Trafficking in 1,4-Butanediol,
1 kilogram or more, less than 5
kilograms.

214

893.135 (1) (k) 2.a. 1st Trafficking in Phenethylamines,
10 grams or more, less than 200
grams.

215

893.135 (1) (l) 1.a. 1st Trafficking in LSD, 1 gram or
more, less than 5 grams.

216

893.135 (1) (m) 1.a. 1st Trafficking in synthetic drugs,
250 grams or more, less than
500 grams.

217

893.135 (1) (m) 1.b. 1st Trafficking in synthetic drugs,
500 grams or more, less than
1,000 grams.

218

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

219

896.101 (5) (a) 3rd Money laundering, financial

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

220

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

221

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

222

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

223

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

224

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

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conceal a sexual offender.

225

943.0435(14) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

226

944.607(9) 3rd Sexual offender; failure to comply with reporting requirements.

227

944.607(10)(a) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

228

944.607(12) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

229

944.607(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

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230

985.4815(10) 3rd Sexual offender; failure to
submit to the taking of a
digitized photograph.

231

985.4815(12) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

232

985.4815(13) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

233

234 (h) LEVEL 8

235

Florida	Felony	
Statute	Degree	Description

236

316.193	2nd	DUI manslaughter.
(3) (c) 3.a.		

237

316.1935(4) (b)	1st	Aggravated fleeing or attempted eluding with serious bodily
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injury or death.

238

327.35 (3) (c) 3. 2nd Vessel BUI manslaughter.

239

499.0051 (7) 1st Knowing trafficking in
contraband prescription drugs.

240

499.0051 (8) 1st Knowing forgery of prescription
labels or prescription drug
labels.

241

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.

242

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.

243

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

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than \$100,000 by financial institutions.

244

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

245

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 unlawfully discharging bomb.

246

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

247

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

248

782.072(2) 1st Committing vessel homicide and

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failing to render aid or give
information.

249

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

250

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

251

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

252

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

253

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.

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254

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

255

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.

256

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.

257

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 injury.

258

794.011 (5) (d) 1st Sexual battery; victim 12 years of age or older; offender does

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not use physical force likely
to cause serious injury; prior
conviction for specified sex
offense.

259

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

260

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

261

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

262

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

263

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

264

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

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265

810.02 (2) (c) 1st Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.

266

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

267

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

268

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

269

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

270

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

271

817.535 (4) (a) 1. 2nd Filing false lien or other

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272 unauthorized document;
defendant is incarcerated or
under supervision.

273 817.535 (5) (a) 2nd Filing false lien or other
unauthorized document; owner of
the property incurs financial
loss as a result of the false
instrument.

274 817.568 (6) 2nd Fraudulent use of personal
identification information of
an individual under the age of
18.

275 825.102 (2) 1st Aggravated abuse of an elderly
person or disabled adult.

276 825.1025 (2) 2nd Lewd or lascivious battery upon
an elderly person or disabled
adult.

277 825.103 (3) (a) 1st Exploiting an elderly person or
disabled adult and property is
valued at \$50,000 or more.

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278	837.02 (2)	2nd	Perjury in official proceedings relating to prosecution of a capital felony.
279	837.021 (2)	2nd	Making contradictory statements in official proceedings relating to prosecution of a capital felony.
280	860.121 (2) (c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.
281	860.16	1st	Aircraft piracy.
282	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) .
283	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

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of any substance specified in
s. 893.03(1) (a) or (b).

284

893.135(1) (a) 2. 1st Trafficking in cannabis, more
than 2,000 lbs., less than
10,000 lbs.

285

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

286

893.135 1st Trafficking in illegal drugs,
(1) (c) 1.b. more than 14 grams, less than
28 grams.

287

893.135 1st Trafficking in hydrocodone, 50
(1) (c) 2.c. grams or more, less than 200
grams.

288

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

289

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

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290
893.135 1st Trafficking in methaqualone,
(1) (e) 1.b. more than 5 kilograms, less
than 25 kilograms.

291
893.135 1st Trafficking in amphetamine,
(1) (f) 1.b. more than 28 grams, less than
200 grams.

292
893.135 1st Trafficking in flunitrazepam,
(1) (g) 1.b. 14 grams or more, less than 28
grams.

293
893.135 1st Trafficking in gamma-
(1) (h) 1.b. hydroxybutyric acid (GHB), 5
kilograms or more, less than 10
kilograms.

294
893.135 1st Trafficking in 1,4-Butanediol,
(1) (j) 1.b. 5 kilograms or more, less than
10 kilograms.

295
893.135 1st Trafficking in Phenethylamines,
(1) (k) 2.b. 200 grams or more, less than
400 grams.

296

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297	<u>893.135</u> <u>(1) (1) 1.b.</u>	<u>1st</u>	<u>Trafficking in LSD, 5 grams or more, less than 7 grams.</u>
298	<u>893.135</u> <u>(1) (m) 1.c.</u>	<u>1st</u>	<u>Trafficking in synthetic drugs, 1,000 grams or more, less than 30 kilograms.</u>
299	893.1351 (3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
300	895.03 (1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
301	895.03 (2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
302	895.03 (3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.
	896.101 (5) (b)	2nd	Money laundering, financial

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transactions totaling or
 exceeding \$20,000, but less
 than \$100,000.

303

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.

304

305 (i) LEVEL 9

306

Florida	Felony	
Statute	Degree	Description

307

316.193	1st	DUI manslaughter; failing to render aid or give information.
(3) (c) 3.b.		

308

327.35	1st	BUI manslaughter; failing to render aid or give information.
(3) (c) 3.b.		

309

409.920	1st	Medicaid provider fraud; \$50,000 or more.
(2) (b) 1.c.		

310

499.0051(9)	1st	Knowing sale or purchase of
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contraband prescription drugs
resulting in great bodily harm.

311

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

312

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

313

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

314

775.0844 1st Aggravated white collar crime.

315

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

316

782.04(3) 1st,PBL Accomplice to murder in
connection with arson, sexual
battery, robbery, burglary,

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aggravated fleeing or eluding
with serious bodily injury or
death, and other specified
felonies.

317

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

318

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

319

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

320

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

321

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

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322

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.

323

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

324

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

325

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.

326

790.161 1st Attempted capital destructive device offense.

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327

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

328

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

329

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

330

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

331

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

332

794.011(4)(c) 1st Sexual battery, certain

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circumstances; victim 12 years
of age or older; offender
younger than 18 years.

333

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

334

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.

335

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

336

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

337

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

338

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339	812.133(2)(a)	1st, PBL	Carjacking; firearm or other deadly weapon.
340	812.135(2)(b)	1st	Home-invasion robbery with weapon.
341	817.535(3)(b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.
342	817.535(4)(a)2.	1st	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.
343	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

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an individual under the age of
18 by his or her parent, legal
guardian, or person exercising
custodial authority.

344

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

345

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

346

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

347

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.

348

893.135 1st Attempted capital trafficking
offense.

349

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350	893.135 (1) (a) 3.	1st	Trafficking in cannabis, more than 10,000 lbs.
351	893.135 (1) (b) 1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
352	893.135 (1) (c) 1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.
353	893.135 (1) (c) 2.d.	1st	Trafficking in hydrocodone, 200 grams or more, less than 30 kilograms.
354	893.135 (1) (c) 3.d.	1st	Trafficking in oxycodone, 100 grams or more, less than 30 kilograms.
355	893.135 (1) (d) 1.c.	1st	Trafficking in phencyclidine, more than 400 grams.
356	893.135 (1) (e) 1.c.	1st	Trafficking in methaqualone, more than 25 kilograms.
	893.135	1st	Trafficking in amphetamine,

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357	(1) (f) 1.c.		more than 200 grams.
358	893.135 (1) (h) 1.c.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 10 kilograms or more.
359	893.135 (1) (j) 1.c.	1st	Trafficking in 1,4-Butanediol, 10 kilograms or more.
360	893.135 (1) (k) 2.c.	1st	Trafficking in Phenethylamines, 400 grams or more.
361	<u>893.135</u> <u>(1) (l) 1.c.</u>	<u>1st</u>	<u>Trafficking in LSD, 7 grams or more.</u>
362	<u>893.135</u> <u>(1) (m) 1.d.</u>	<u>1st</u>	<u>Trafficking in synthetic drugs, 30 kilograms or more.</u>
363	896.101 (5) (c)	1st	Money laundering, financial instruments totaling or exceeding \$100,000.
	896.104 (4) (a) 3.	1st	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or

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exceeding \$100,000.

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Section 4. This act shall take effect October 1, 2015.

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

Remove everything before the enacting clause and insert:
An act relating to controlled substances; amending s. 893.13, F.S.; providing a minimum mandatory term of imprisonment for specified violations committed in a dwelling; amending s. 893.135, F.S.; creating the offense of trafficking in synthetic drugs; providing specified offenses involving 250 grams or more of specified controlled substances; providing specified minimum terms of imprisonment and fines based on the quantity involved in the offense; amending s. 921.0022, F.S.; adding specified trafficking provisions established in s. 893.135, F.S., to the offense severity ranking chart; providing an effective date.