

1                   A bill to be entitled  
2           An act relating to theft; amending s. 812.014, F.S.;  
3           increasing the minimum monetary value that must be  
4           attributed to certain property for the theft of such  
5           property to reach the threshold for prosecution as a  
6           felony of the third degree or a misdemeanor of the  
7           first degree, under specified circumstances;  
8           authorizing a law enforcement officer who has probable  
9           cause to believe that an offender has committed retail  
10          theft to issue a notice to appear in lieu of arresting  
11          the offender under certain circumstances; authorizing  
12          a state attorney to establish a retail theft diversion  
13          program for the purpose of diverting offenders from  
14          criminal prosecution if the offender meets certain  
15          criteria; providing eligibility criteria for  
16          participation in a retail theft diversion program;  
17          requiring the state attorney to mail a notice to  
18          appear to an offender upon referral to a diversion  
19          program; requiring each participant in the retail  
20          theft diversion program to complete specified  
21          conditions; providing that an offender may be  
22          prosecuted for the retail theft if all conditions of  
23          the diversion program are not fulfilled; authorizing a  
24          state attorney to collect a fee from each participant  
25          in the program; setting a limit on the fee for each  
26          offender; amending s. 812.015, F.S.; increasing the

27 minimum monetary value that must be attributed to  
28 retail property for the theft of such property to  
29 reach the threshold amount for prosecution as a felony  
30 of the third degree; amending s. 921.0022, F.S.;  
31 conforming provisions to changes made by the act;  
32 reenacting s. 943.051(3)(b), F.S., relating to the  
33 Criminal Justice Information Program, to incorporate  
34 the amendment made to s. 812.014, F.S., in a reference  
35 thereto; providing an effective date.

36  
37 Be It Enacted by the Legislature of the State of Florida:

38  
39 Section 1. Subsection (2) of section 812.014, Florida  
40 Statutes, is amended, paragraph (a) of subsection (3) of that  
41 section is republished, and paragraphs (e) and (f) are added to  
42 that subsection, to read:

43 812.014 Theft.—

44 (2)(a)1. If the property stolen is valued at \$100,000 or  
45 more or is a semitrailer that was deployed by a law enforcement  
46 officer; or

47 2. If the property stolen is cargo valued at \$50,000 or  
48 more that has entered the stream of interstate or intrastate  
49 commerce from the shipper's loading platform to the consignee's  
50 receiving dock; or

51 3. If the offender commits any grand theft and:

52 a. In the course of committing the offense the offender

53 uses a motor vehicle as an instrumentality, other than merely as  
 54 a getaway vehicle, to assist in committing the offense and  
 55 thereby damages the real property of another; or

56 b. In the course of committing the offense the offender  
 57 causes damage to the real or personal property of another in  
 58 excess of \$1,000,

59

60 the offender commits grand theft in the first degree, punishable  
 61 as a felony of the first degree, as provided in s. 775.082, s.  
 62 775.083, or s. 775.084.

63 (b)1. If the property stolen is valued at \$20,000 or more,  
 64 but less than \$100,000;

65 2. The property stolen is cargo valued at less than  
 66 \$50,000 which ~~that~~ has entered the stream of interstate or  
 67 intrastate commerce from the shipper's loading platform to the  
 68 consignee's receiving dock;

69 3. The property stolen is emergency medical equipment,  
 70 valued at \$300 or more, which ~~that~~ is taken from a facility  
 71 licensed under chapter 395 or from an aircraft or vehicle  
 72 permitted under chapter 401; or

73 4. The property stolen is law enforcement equipment,  
 74 valued at \$300 or more, which ~~that~~ is taken from an authorized  
 75 emergency vehicle, as defined in s. 316.003,

76

77 the offender commits grand theft in the second degree,  
 78 punishable as a felony of the second degree, as provided in s.

79 775.082, s. 775.083, or s. 775.084. Emergency medical equipment  
 80 means mechanical or electronic apparatus used to provide  
 81 emergency services and care as defined in s. 395.002(9) or to  
 82 treat medical emergencies. Law enforcement equipment means any  
 83 property, device, or apparatus used by any law enforcement  
 84 officer as defined in s. 943.10 in the officer's official  
 85 business. However, if the property is stolen within a county  
 86 that is subject to a state of emergency declared by the Governor  
 87 under chapter 252, the theft is committed after the declaration  
 88 of emergency is made, and the perpetration of the theft is  
 89 facilitated by conditions arising from the emergency, the theft  
 90 is a felony of the first degree, punishable as provided in s.  
 91 775.082, s. 775.083, or s. 775.084. As used in this paragraph,  
 92 the term "conditions arising from the emergency" means civil  
 93 unrest, power outages, curfews, voluntary or mandatory  
 94 evacuations, or a reduction in the presence of or response time  
 95 for first responders or homeland security personnel. For  
 96 purposes of sentencing under chapter 921, a felony offense that  
 97 is reclassified under this paragraph is ranked one level above  
 98 the ranking under s. 921.0022 or s. 921.0023 of the offense  
 99 committed.

100 (c) It is grand theft of the third degree and a felony of  
 101 the third degree, punishable as provided in s. 775.082, s.  
 102 775.083, or s. 775.084, if the property stolen is:

- 103 1. Valued at \$1,000 ~~\$300~~ or more, but less than \$5,000.
- 104 2. Valued at \$5,000 or more, but less than \$10,000.

- 105 3. Valued at \$10,000 or more, but less than \$20,000.
- 106 4. A will, codicil, or other testamentary instrument.
- 107 5. A firearm.
- 108 6. A motor vehicle, except as provided in paragraph (a).
- 109 7. Any commercially farmed animal, including any animal of
- 110 the equine, bovine, or swine class or other grazing animal; a
- 111 bee colony of a registered beekeeper; and aquaculture species
- 112 raised at a certified aquaculture facility. If the property
- 113 stolen is aquaculture species raised at a certified aquaculture
- 114 facility, then a \$10,000 fine shall be imposed.
- 115 8. Any fire extinguisher.
- 116 9. Any amount of citrus fruit consisting of 2,000 or more
- 117 individual pieces of fruit.
- 118 10. Taken from a designated construction site identified
- 119 by the posting of a sign as provided for in s. 810.09(2)(d).
- 120 11. Any stop sign.
- 121 12. Anhydrous ammonia.
- 122 13. Any amount of a controlled substance as defined in s.
- 123 893.02. Notwithstanding any other law, separate judgments and
- 124 sentences for theft of a controlled substance under this
- 125 subparagraph and for any applicable possession of controlled
- 126 substance offense under s. 893.13 or trafficking in controlled
- 127 substance offense under s. 893.135 may be imposed when all such
- 128 offenses involve the same amount or amounts of a controlled
- 129 substance.

130

131 However, if the property is stolen within a county that is  
132 subject to a state of emergency declared by the Governor under  
133 chapter 252, the property is stolen after the declaration of  
134 emergency is made, and the perpetration of the theft is  
135 facilitated by conditions arising from the emergency, the  
136 offender commits a felony of the second degree, punishable as  
137 provided in s. 775.082, s. 775.083, or s. 775.084, if the  
138 property is valued at \$5,000 or more, but less than \$10,000, as  
139 provided under subparagraph 2., or if the property is valued at  
140 \$10,000 or more, but less than \$20,000, as provided under  
141 subparagraph 3. As used in this paragraph, the term "conditions  
142 arising from the emergency" means civil unrest, power outages,  
143 curfews, voluntary or mandatory evacuations, or a reduction in  
144 the presence of or the response time for first responders or  
145 homeland security personnel. For purposes of sentencing under  
146 chapter 921, a felony offense that is reclassified under this  
147 paragraph is ranked one level above the ranking under s.  
148 921.0022 or s. 921.0023 of the offense committed.

149 (d) It is grand theft of the third degree and a felony of  
150 the third degree, punishable as provided in s. 775.082, s.  
151 775.083, or s. 775.084, if the property stolen is valued at \$600  
152 ~~\$100~~ or more, but less than \$1,000 ~~\$300~~, and is taken from a  
153 dwelling as defined in s. 810.011(2) or from the unenclosed  
154 curtilage of a dwelling pursuant to s. 810.09(1).

155 (e) Except as provided in paragraph (d), if the property  
156 stolen is valued at \$600 ~~\$100~~ or more, but less than \$1,000

157 | ~~\$300~~, the offender commits petit theft of the first degree,  
158 | punishable as a misdemeanor of the first degree, as provided in  
159 | s. 775.082 or s. 775.083.

160 | (3) (a) Theft of any property not specified in subsection  
161 | (2) is petit theft of the second degree and a misdemeanor of the  
162 | second degree, punishable as provided in s. 775.082 or s.  
163 | 775.083, and as provided in subsection (5), as applicable.

164 | (e) If a law enforcement officer has probable cause to  
165 | believe that a person has committed retail theft as defined in  
166 | s. 812.015(1), the officer may issue a notice to appear in lieu  
167 | of arresting the offender if the aggregate value of the  
168 | merchandise stolen is less than \$1,000 and the offender has no  
169 | previous criminal convictions. The officer may lawfully detain  
170 | the offender until the offender's identity and criminal history  
171 | have been provided to the officer to allow him or her to make an  
172 | informed decision regarding whether to issue the notice to  
173 | appear in lieu of arrest.

174 | (f) A state attorney may establish a retail theft  
175 | diversion program in the state attorney's office or may use an  
176 | independent contractor for the purpose of diverting from  
177 | prosecution offenders who meet the criteria set forth in  
178 | paragraph (e). However, the establishment and operation of a  
179 | diversion program does not supersede the authority of the state  
180 | attorney to prosecute an offender for committing retail theft.

181 | 1. Upon receipt of a complaint or notice to appear  
182 | alleging the crime of retail theft, a state attorney who

183 operates a retail theft diversion program shall determine  
184 whether the offender is eligible for referral to the retail  
185 theft diversion program. In making such a determination, the  
186 state attorney shall consider:

187 a. The value of the merchandise stolen in the retail  
188 theft;

189 b. The existence of other pending complaints or criminal  
190 charges against the offender;

191 c. The strength of the evidence of the retail theft; and

192 d. The victim's input.

193 2. Upon referral of the offender to the retail theft  
194 diversion program, the state attorney shall mail a copy of the  
195 notice to appear to the offender. The notice must contain:

196 a. The date and location of the alleged retail theft;

197 b. The date before which the offender must contact the  
198 retail theft diversion program concerning the notice to appear;

199 and

200 c. A statement of the maximum penalty for the retail  
201 theft.

202 3. If the state attorney allows the offender to enter the  
203 retail theft diversion program, the state attorney shall enter  
204 into a written agreement with the offender to divert him or her  
205 from prosecution for retail theft. The diversion agreement must  
206 include all of the following conditions, which must be accepted  
207 by the offender:

208 a. Attendance and proof of completion of a program



209 designed to assist, educate, and prevent future unlawful conduct  
 210 by the offender;

211 b. Full restitution of the value of the retail theft, if a  
 212 value is established;

213 c. Full payment of fees due under subparagraph 5.; and

214 d. A knowing and intelligent waiver of his or her right to  
 215 a speedy trial for the period of his or her diversion.

216 4. An offender who does not fulfill all of the conditions  
 217 imposed under subparagraph 3. may be prosecuted for the crime of  
 218 retail theft.

219 5. The state attorney may collect a fee from each  
 220 participating offender to fund the retail theft diversion  
 221 program. The fee may not exceed \$250.

222 Section 2. Subsection (8) of section 812.015, Florida  
 223 Statutes, is amended, and subsection (9) of that section is  
 224 republished, to read:

225 812.015 Retail and farm theft; transit fare evasion;  
 226 mandatory fine; alternative punishment; detention and arrest;  
 227 exemption from liability for false arrest; resisting arrest;  
 228 penalties.—

229 (8) Except as provided in subsection (9), a person who  
 230 commits retail theft commits a felony of the third degree,  
 231 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
 232 if the property stolen is valued at \$1,000 ~~\$300~~ or more, and the  
 233 person:

234 (a) Individually, or in concert with one or more other

235 persons, coordinates the activities of one or more individuals  
236 in committing the offense, in which case the amount of each  
237 individual theft is aggregated to determine the value of the  
238 property stolen;

239 (b) Commits theft from more than one location within a 48-  
240 hour period, in which case the amount of each individual theft  
241 is aggregated to determine the value of the property stolen;

242 (c) Acts in concert with one or more other individuals  
243 within one or more establishments to distract the merchant,  
244 merchant's employee, or law enforcement officer in order to  
245 carry out the offense, or acts in other ways to coordinate  
246 efforts to carry out the offense; or

247 (d) Commits the offense through the purchase of  
248 merchandise in a package or box that contains merchandise other  
249 than, or in addition to, the merchandise purported to be  
250 contained in the package or box.

251 (9) A person commits a felony of the second degree,  
252 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,  
253 if the person:

254 (a) Violates subsection (8) and has previously been  
255 convicted of a violation of subsection (8); or

256 (b) Individually, or in concert with one or more other  
257 persons, coordinates the activities of one or more persons in  
258 committing the offense of retail theft where the stolen property  
259 has a value in excess of \$3,000.

260 Section 3. Paragraphs (b) and (e) of subsection (3) of

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261 section 921.0022, Florida Statutes, are amended to read:

262 921.0022 Criminal Punishment Code; offense severity  
 263 ranking chart.—

264 (3) OFFENSE SEVERITY RANKING CHART

265 (b) LEVEL 2

266

Florida	Felony	Description
Statute	Degree	Description
379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
403.413 (6) (c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.

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270	517.07 (2)	3rd	Failure to furnish a prospectus meeting requirements.
271	590.28 (1)	3rd	Intentional burning of lands.
272	784.05 (3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
273	787.04 (1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
274	806.13 (1) (b) 3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.
275	810.061 (2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or

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furthering burglary.

276

810.09(2)(e) 3rd Trespassing on posted commercial horticulture property.

277

812.014(2)(c)1. 3rd Grand theft, 3rd degree; \$1,000 ~~\$300~~ or more but less than \$5,000.

278

812.014(2)(d) 3rd Grand theft, 3rd degree; \$600 ~~\$100~~ or more but less than \$1,000 ~~\$300~~, taken from unenclosed curtilage of dwelling.

279

812.015(7) 3rd Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.

280

817.234(1)(a)2. 3rd False statement in support of insurance claim.

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281	817.481 (3) (a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
282	817.52 (3)	3rd	Failure to redeliver hired vehicle.
283	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
284	817.60 (5)	3rd	Dealing in credit cards of another.
285	817.60 (6) (a)	3rd	Forgery; purchase goods, services with false card.
286	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
287	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom

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288			related.
289	831.01	3rd	Forgery.
290	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
291	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
292	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
293	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
294	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.
	832.05 (3) (a)	3rd	Cashing or depositing item with intent to defraud.

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843.08	3rd	False personation.
893.13 (2) (a) 2.	3rd	Purchase of any 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 other than cannabis.
893.147 (2)	3rd	Manufacture or delivery of drug paraphernalia.
(e) LEVEL 5		
Florida Statute	Felony Degree	Description
316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.



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303	316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
304	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
305	327.30 (5)	3rd	Vessel accidents involving personal injury; leaving scene.
306	379.367 (4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
307	379.3671 (2) (c) 3.	3rd	Willful molestation, possession, or removal of a commercial harvester's trap contents or trap gear by another harvester.
	381.0041 (11) (b)	3rd	Donate blood, plasma, or organs

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308	440.10 (1) (g)	2nd	knowing HIV positive. Failure to obtain workers' compensation coverage.
309	440.105 (5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
310	440.381 (2)	2nd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
311	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
312	626.902 (1) (c)	2nd	Representing an

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			unauthorized insurer; repeat offender.
313	790.01 (2)	3rd	Carrying a concealed firearm.
314	790.162	2nd	Threat to throw or discharge destructive device.
315	790.163 (1)	2nd	False report of deadly explosive or weapon of mass destruction.
316	790.221 (1)	2nd	Possession of short- barreled shotgun or machine gun.
317	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
318	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
319	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less

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320			than 18 years of age.
320	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
321	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
322	812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
323	812.015 (8)	3rd	Retail theft; property stolen is valued at <u>\$1,000</u> <del>\$300</del> or more and one or more specified acts.
324	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
325			

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326	812.131 (2) (b)	3rd	Robbery by sudden snatching.
327	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
328	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
329	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
330	817.2341 (1), (2) (a) & (3) (a)	3rd	Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
	817.568 (2) (b)	2nd	Fraudulent use of personal identification information; value of benefit, services received, payment avoided,

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or amount of injury or  
 fraud, \$5,000 or more or use  
 of personal identification  
 information of 10 or more  
 persons.

331

817.625 (2) (b)

2nd Second or subsequent  
 fraudulent use of  
 scanning device or  
 reencoder.

332

825.1025 (4)

3rd Lewd or lascivious  
 exhibition in the  
 presence of an elderly  
 person or disabled adult.

333

827.071 (4)

2nd Possess with intent to  
 promote any photographic  
 material, motion picture,  
 etc., which includes sexual  
 conduct by a child.

334

827.071 (5)

3rd Possess, control, or  
 intentionally view any  
 photographic material, motion  
 picture, etc., which includes

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sexual conduct by a child.

335

839.13 (2) (b)

2nd Falsifying records of an individual in the care and custody of a state agency involving great bodily harm or death.

336

843.01

3rd Resist officer with violence to person; resist arrest with violence.

337

847.0135 (5) (b)

2nd Lewd or lascivious exhibition using computer; offender 18 years or older.

338

847.0137  
(2) & (3)

3rd Transmission of pornography by electronic device or equipment.

339

847.0138  
(2) & (3)

3rd Transmission of material harmful to minors to a minor by electronic device or equipment.

340

874.05 (1) (b)

2nd Encouraging or recruiting another to join a

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341	874.05 (2) (a)	2nd	criminal gang; second or subsequent offense.
342	893.13 (1) (a) 1.	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
343	893.13 (1) (c) 2.	2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03(1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 4. drugs).
			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) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned



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recreational facility or  
community center.

344

893.13(1)(d)1.

1st

Sell, manufacture, or  
deliver cocaine (or other  
s. 893.03(1)(a), (1)(b),  
(1)(d), (2)(a), (2)(b), or  
(2)(c)4. drugs) within  
1,000 feet of university.

345

893.13(1)(e)2.

2nd

Sell, manufacture, or  
deliver cannabis or other  
drug prohibited under 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)  
within 1,000 feet of  
property used for  
religious services or a  
specified business site.

346

893.13(1)(f)1.

1st

Sell, manufacture, or  
deliver cocaine (or other  
s. 893.03(1)(a), (1)(b),

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(1) (d), or (2) (a), (2) (b),  
 or (2) (c) 4. drugs) within  
 1,000 feet of public  
 housing facility.

347

893.13 (4) (b)

2nd

Deliver to minor 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).

348

893.1351 (1)

3rd

Ownership, lease, or rental  
 for trafficking in or  
 manufacturing of controlled  
 substance.

349

350 Section 4. For the purpose of incorporating the amendment  
 351 made by this act to section 812.014, Florida Statutes, in a  
 352 reference thereto, paragraph (b) of subsection (3) of section  
 353 943.051, Florida Statutes, is reenacted to read:

354 943.051 Criminal justice information; collection and  
 355 storage; fingerprinting.—

356 (3)

357 (b) A minor who is charged with or found to have committed

358 the following offenses shall be fingerprinted and the  
 359 fingerprints shall be submitted electronically to the  
 360 department, unless the minor is issued a civil citation pursuant  
 361 to s. 985.12:

- 362 1. Assault, as defined in s. 784.011.
- 363 2. Battery, as defined in s. 784.03.
- 364 3. Carrying a concealed weapon, as defined in s.  
 365 790.01(1).
- 366 4. Unlawful use of destructive devices or bombs, as  
 367 defined in s. 790.1615(1).
- 368 5. Neglect of a child, as defined in s. 827.03(1)(e).
- 369 6. Assault or battery on a law enforcement officer, a  
 370 firefighter, or other specified officers, as defined in s.  
 371 784.07(2)(a) and (b).
- 372 7. Open carrying of a weapon, as defined in s. 790.053.
- 373 8. Exposure of sexual organs, as defined in s. 800.03.
- 374 9. Unlawful possession of a firearm, as defined in s.  
 375 790.22(5).
- 376 10. Petit theft, as defined in s. 812.014(3).
- 377 11. Cruelty to animals, as defined in s. 828.12(1).
- 378 12. Arson, as defined in s. 806.031(1).
- 379 13. Unlawful possession or discharge of a weapon or  
 380 firearm at a school-sponsored event or on school property, as  
 381 provided in s. 790.115.

382 Section 5. This act shall take effect July 1, 2016.