

By Senator Bradley

6-00881-23

2023486\_\_

1 A bill to be entitled

2 An act relating to solicitation of minors to commit  
3 lewd or lascivious acts; amending s. 800.04, F.S.;  
4 prohibiting a person 24 years of age or older from  
5 soliciting a person 16 or 17 years of age in writing  
6 to commit a lewd or lascivious act; providing criminal  
7 penalties; amending s. 921.0022, F.S.; ranking an  
8 offense on the offense severity ranking chart of the  
9 Criminal Punishment Code; providing an effective date.

10  
11 Be It Enacted by the Legislature of the State of Florida:

12  
13 Section 1. Subsection (8) of section 800.04, Florida  
14 Statutes, is renumbered as subsection (9), and a new subsection  
15 (8) is added to that section, to read:

16 800.04 Lewd or lascivious offenses committed upon or in the  
17 presence of persons less than 16 years of age.—

18 (8) LEWD OR LASCIVIOUS SOLICITATION.—A person 24 years of  
19 age or older who solicits a person who is 16 or 17 years of age  
20 in writing to commit a lewd or lascivious act commits a felony  
21 of the third degree, punishable as provided in s. 775.082, s.  
22 775.083, or s. 775.084.

23 Section 2. Paragraph (g) of subsection (3) of section  
24 921.0022, Florida Statutes, is amended to read:

25 921.0022 Criminal Punishment Code; offense severity ranking  
26 chart.—

27 (3) OFFENSE SEVERITY RANKING CHART

28 (g) LEVEL 7  
29

6-00881-23 2023486\_\_

	Florida Statute	Felony Degree	Description
30	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
31	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
32	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.
33	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
34	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
35	409.920 (2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.

6-00881-23

2023486\_\_

36  
37  
38  
39  
40  
41  
42  
43  
44

409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
456.065 (2)	3rd	Practicing a health care profession without a license.
456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
458.327 (1)	3rd	Practicing medicine without a license.
459.013 (1)	3rd	Practicing osteopathic medicine without a license.
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

6-00881-23

2023486\_\_

			license.
45			
	464.016(1)	3rd	Practicing nursing without a license.
46			
	465.015(2)	3rd	Practicing pharmacy without a license.
47			
	466.026(1)	3rd	Practicing dentistry or dental hygiene without a license.
48			
	467.201	3rd	Practicing midwifery without a license.
49			
	468.366	3rd	Delivering respiratory care services without a license.
50			
	483.828(1)	3rd	Practicing as clinical laboratory personnel without a license.
51			
	483.901(7)	3rd	Practicing medical physics without a license.
52			
	484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.
53			
	484.053	3rd	Dispensing hearing aids without a license.

6-00881-23

2023486\_\_

54

494.0018(2) 1st Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.

55

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.

56

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

57

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

58

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

6-00881-23

2023486\_\_

59

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

60

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

61

782.051(3) 2nd Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.

62

782.07(1) 2nd Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

63

782.071 2nd Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).

64

782.072 2nd Killing of a human being by the operation of a vessel in a reckless manner (vessel

6-00881-23

2023486\_\_

			homicide).
65	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
66	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
67	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
68	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
69	784.048 (7)	3rd	Aggravated stalking; violation of court order.
70	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
71	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
72	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
73	784.081 (1)	1st	Aggravated battery on specified

6-00881-23

2023486\_\_

74			official or employee.
	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
75			
	784.083(1)	1st	Aggravated battery on code inspector.
76			
	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
77			
	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.
78			
	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
79			
	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
80			
	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.



6-00881-23

2023486\_\_

81

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

82

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

83

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

84

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

85

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.

86

796.05 (1)                    1st    Live on earnings of a prostitute; 2nd offense.

6-00881-23

2023486\_\_

87

796.05 (1)                    1st     Live on earnings of a prostitute; 3rd and subsequent offense.

88

800.04 (5) (c) 1.            2nd     Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.

89

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.

90

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.

91

800.04 (8)                    3rd     Lewd or lascivious written solicitation of 16 or 17 year old.

92

806.01 (2)                    2nd     Maliciously damage structure by fire or explosive.

6-00881-23

2023486\_\_

93

810.02 (3) (a) 2nd Burglary of occupied dwelling;  
unarmed; no assault or battery.

94

810.02 (3) (b) 2nd Burglary of unoccupied  
dwelling; unarmed; no assault  
or battery.

95

810.02 (3) (d) 2nd Burglary of occupied  
conveyance; unarmed; no assault  
or battery.

96

810.02 (3) (e) 2nd Burglary of authorized  
emergency vehicle.

97

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.

98

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

99

812.014 (2) (b) 3. 2nd Property stolen, emergency  
medical equipment; 2nd degree

6-00881-23

2023486\_\_

grand theft.

100

812.014 (2) (b) 4.            2nd    Property stolen, law enforcement equipment from authorized emergency vehicle.

101

812.0145 (2) (a)            1st    Theft from person 65 years of age or older; \$50,000 or more.

102

812.019 (2)                1st    Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.

103

812.131 (2) (a)            2nd    Robbery by sudden snatching.

104

812.133 (2) (b)            1st    Carjacking; no firearm, deadly weapon, or other weapon.

105

817.034 (4) (a) 1.        1st    Communications fraud, value greater than \$50,000.

106

817.234 (8) (a)            2nd    Solicitation of motor vehicle accident victims with intent to defraud.

107

817.234 (9)                2nd    Organizing, planning, or participating in an intentional motor vehicle collision.

6-00881-23

2023486\_\_

108

817.234 (11) (c) 1st Insurance fraud; property value  
\$100,000 or more.

109

817.2341 1st Making false entries of  
(2) (b) & (3) (b) 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.

110

817.418 (2) (a) 3rd Offering for sale or  
advertising personal protective  
equipment with intent to  
defraud.

111

817.504 (1) (a) 3rd Offering or advertising a  
vaccine with intent to defraud.

112

817.535 (2) (a) 3rd Filing false lien or other  
unauthorized document.

113

817.611 (2) (b) 2nd Traffic in or possess 15 to 49  
counterfeit credit cards or  
related documents.

114

825.102 (3) (b) 2nd Neglecting an elderly person or  
disabled adult causing great

6-00881-23

2023486\_\_

bodily harm, disability, or  
disfigurement.

115

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.

116

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

117

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

118

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

119

838.015                  2nd    Bribery.

120

838.016                  2nd    Unlawful compensation or reward  
for official behavior.

121

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

122

838.22                    2nd    Bid tampering.

6-00881-23

2023486\_\_

123  
124  
125  
126  
127  
128  
129  
130  
131

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.
874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

6-00881-23

2023486\_\_

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)5.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

132

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)5., within 1,000 feet of property used for religious services or a specified business site.

133

893.13(4)(a)            1st    Use or hire of minor; deliver to minor other controlled substance.

134

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

135



6-00881-23 2023486\_\_

136	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
137	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
138	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
139	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
140	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
141	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
142	893.135 (1) (c) 4.b. (I)	1st	Trafficking in fentanyl, 4 grams or more, less than 14 grams.
	893.135	1st	Trafficking in phencyclidine,

6-00881-23

2023486\_\_

143	(1) (d) 1.a.		28 grams or more, less than 200 grams.
144	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
145	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
146	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
147	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
148	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
149	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
	893.135	1st	Trafficking in synthetic

6-00881-23 2023486\_\_

150	(1) (m) 2.a.		cannabinoids, 280 grams or more, less than 500 grams.
151	893.135 (1) (m) 2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.
152	893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
153	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
154	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
155	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.

6-00881-23

2023486\_\_

156  
157  
158  
159  
160  
161  
162

- 943.0435 (8)                      2nd      Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
- 943.0435 (9) (a)                  3rd      Sexual offender; failure to comply with reporting requirements.
- 943.0435 (13)                    3rd      Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
- 943.0435 (14)                    3rd      Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
- 944.607 (9)                        3rd      Sexual offender; failure to comply with reporting requirements.
- 944.607 (10) (a)                 3rd      Sexual offender; failure to submit to the taking of a digitized photograph.

6-00881-23

2023486\_\_

944.607(12)

3rd

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

163

944.607(13)

3rd

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

164

985.4815(10)

3rd

Sexual offender; failure to submit to the taking of a digitized photograph.

165

985.4815(12)

3rd

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

166

985.4815(13)

3rd

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

167

168

Section 3. This act shall take effect October 1, 2023.