

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senator Martin

601-03148-24

20241046c1

1 A bill to be entitled
2 An act relating to gaming control; amending s. 843.08,
3 F.S.; prohibiting a person from falsely personating
4 any personnel or representative from the Florida
5 Gaming Control Commission; providing a criminal
6 penalty; amending s. 849.01, F.S.; specifying a
7 violation of the prohibition against keeping a
8 gambling house must be committed knowingly; increasing
9 the criminal penalty for a violation; amending s.
10 849.15, F.S.; providing definitions; increasing the
11 criminal penalty for specified violations involving a
12 slot machine or device; creating s. 849.155, F.S.;
13 prohibiting a person from trafficking in slot machines
14 or devices; providing a criminal penalty; requiring a
15 court to order an offender to pay a specified fine if
16 he or she is convicted of trafficking in a specified
17 number of slot machines or devices; providing for
18 deposit of fines collected and use of proceeds;
19 creating s. 849.157, F.S.; prohibiting a person from
20 making false statements or disseminating false
21 information regarding the legality of a slot machine
22 or device to facilitate the sale or delivery of such
23 device; providing criminal penalties; repealing s.
24 849.23, F.S., relating to penalties for specified
25 violations; creating s. 849.47, F.S.; prohibiting a
26 person from, for profit or hire, transporting or
27 procuring the transportation of a specified number of
28 other persons to facilitate illegal gambling;
29 providing criminal penalties; defining the term

601-03148-24

20241046c1

30 "illegal gambling"; creating s. 849.48, F.S.;

31 prohibiting a person from making or disseminating

32 specified advertisements to promote or facilitate

33 illegal gambling; prohibiting activities for creation

34 of specified advertisements if a person knows or

35 reasonably should know such material will be used to

36 promote or facilitate illegal gambling; providing a

37 criminal penalty; providing an exception; defining the

38 term "illegal gambling"; creating s. 849.49, F.S.;

39 specifying that the regulation of gambling is

40 expressly preempted to the state; providing an

41 exception; amending s. 903.046, F.S.; requiring a

42 court to consider the amount of currency seized that

43 is connected to specified violations relating to

44 illegal gambling when determining bail; amending s.

45 921.0022, F.S.; ranking offenses created by the act on

46 the offense severity ranking chart of the Criminal

47 Punishment Code; re-ranking specified offenses on the

48 offense severity ranking chart of the Criminal

49 Punishment Code; conforming provisions to changes made

50 by the act; amending ss. 772.102 and 895.02, F.S.;

51 conforming provisions to changes made by the act;

52 providing an effective date.

53

54 Be It Enacted by the Legislature of the State of Florida:

55

56 Section 1. Section 843.08, Florida Statutes, is amended to

57 read:

58 843.08 False personation.—A person who falsely assumes or

601-03148-24

20241046c1

59 pretends to be a firefighter, a sheriff, an officer of the
60 Florida Highway Patrol, an officer of the Fish and Wildlife
61 Conservation Commission, an officer of the Department of
62 Environmental Protection, an officer of the Department of
63 Financial Services, any personnel or representative of the
64 Division of Investigative and Forensic Services, any personnel
65 or representative of the Florida Gaming Control Commission, an
66 officer of the Department of Corrections, a correctional
67 probation officer, a deputy sheriff, a state attorney or an
68 assistant state attorney, a statewide prosecutor or an assistant
69 statewide prosecutor, a state attorney investigator, a coroner,
70 a police officer, a lottery special agent or lottery
71 investigator, a beverage enforcement agent, a school guardian as
72 described in s. 30.15(1)(k), a security officer licensed under
73 chapter 493, any member of the Florida Commission on Offender
74 Review or any administrative aide or supervisor employed by the
75 commission, any personnel or representative of the Department of
76 Law Enforcement, or a federal law enforcement officer as defined
77 in s. 901.1505, and takes upon himself or herself to act as
78 such, or to require any other person to aid or assist him or her
79 in a matter pertaining to the duty of any such officer, commits
80 a felony of the third degree, punishable as provided in s.
81 775.082, s. 775.083, or s. 775.084. However, a person who
82 falsely personates any such officer during the course of the
83 commission of a felony commits a felony of the second degree,
84 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
85 If the commission of the felony results in the death or personal
86 injury of another human being, the person commits a felony of
87 the first degree, punishable as provided in s. 775.082, s.

601-03148-24

20241046c1

88 775.083, or s. 775.084. In determining whether a defendant has
89 violated this section, the court or jury may consider any
90 relevant evidence, including, but not limited to, whether the
91 defendant used lights in violation of s. 316.2397 or s. 843.081.

92 Section 2. Section 849.01, Florida Statutes, is amended to
93 read:

94 849.01 Keeping gambling houses, etc.—Whoever by herself or
95 himself, her or his servant, clerk or agent, or in any other
96 manner knowingly has, keeps, exercises or maintains a gaming
97 table or room, or gaming implements or apparatus, or house,
98 booth, tent, shelter or other place for the purpose of gaming or
99 gambling or in any place of which she or he may directly or
100 indirectly have charge, control or management, either
101 exclusively or with others, procures, suffers or permits any
102 person to play for money or other valuable thing at any game
103 whatever, whether heretofore prohibited or not, commits a felony
104 of the third ~~misdemeanor of the second~~ degree, punishable as
105 provided in s. 775.082, ~~or~~ s. 775.083, or 775.084.

106 Section 3. Section 849.15, Florida Statutes, is amended to
107 read:

108 849.15 Manufacture, sale, possession, etc., of slot
109 machines or devices prohibited.—

110 (1) As used in this section the term:

111 (a) "Conviction" means a determination of guilt that is the
112 result of a plea or a trial, regardless of whether adjudication
113 is withheld or a plea of nolo contendere is entered.

114 (b) "Manager" means a person who, at any business,
115 establishment, premises, or other location at which a slot
116 machine or device is offered for play, has:

601-03148-24

20241046c1

117 1. Authorization to operate or hold open the business,
118 establishment, premises, or other location without any other
119 employee present;

120 2. Authorization to supervise another employee or
121 employees; or

122 3. Any ownership interest in the business, establishment,
123 premises, or other location.

124 ~~(2)~~~~(1)~~ It is unlawful:

125 (a) To manufacture, own, store, keep, possess, sell, rent,
126 lease, let on shares, lend or give away, transport, or expose
127 for sale or lease, or to offer to sell, rent, lease, let on
128 shares, lend or give away, or permit the operation of, or for
129 any person to permit to be placed, maintained, or used or kept
130 in any room, space, or building owned, leased or occupied by the
131 person or under the person's management or control, any slot
132 machine or device or any part thereof; or

133 (b) To make or to permit to be made with any person any
134 agreement with reference to any slot machine or device, pursuant
135 to which the user thereof, as a result of any element of chance
136 or other outcome unpredictable to him or her, may become
137 entitled to receive any money, credit, allowance, or thing of
138 value or additional chance or right to use such machine or
139 device, or to receive any check, slug, token or memorandum
140 entitling the holder to receive any money, credit, allowance or
141 thing of value.

142 (3) (a) Except as provided in paragraphs (b) and (c), a
143 person who violates subsection (2) commits a misdemeanor of the
144 first degree, punishable as provided in s. 775.082 or s.
145 775.083.

601-03148-24

20241046c1

146 (b) A person commits a felony of the third degree,
147 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
148 if he or she violates subsection (2) and:

149 1. At the time of the violation the person is acting as a
150 manager.

151 2. Has one prior conviction for a violation of this
152 section.

153 (c) A person commits a felony of the second degree,
154 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
155 if he or she violates subsection (2) and:

156 1.a. At the time of the violation the person is acting as a
157 manager; and

158 b. The violation involves five or more slot machines or
159 devices.

160 2. Has two or more prior convictions for a violation of
161 this section.

162 (4)-(2) Pursuant to section 2 of that chapter of the
163 Congress of the United States entitled "An act to prohibit
164 transportation of gaming devices in interstate and foreign
165 commerce," approved January 2, 1951, being ch. 1194, 64 Stat.
166 1134, and also designated as 15 U.S.C. ss. 1171-1177, the State
167 of Florida, acting by and through the duly elected and qualified
168 members of its Legislature, does hereby in this section, and in
169 accordance with and in compliance with the provisions of section
170 2 of such chapter of Congress, declare and proclaim that any
171 county of the State of Florida within which slot machine gaming
172 is authorized pursuant to chapter 551 is exempt from the
173 provisions of section 2 of that chapter of the Congress of the
174 United States entitled "An act to prohibit transportation of

601-03148-24

20241046c1

175 gaming devices in interstate and foreign commerce," designated
176 as 15 U.S.C. ss. 1171-1177, approved January 2, 1951. All
177 shipments of gaming devices, including slot machines, into any
178 county of this state within which slot machine gaming is
179 authorized pursuant to chapter 551 and the registering,
180 recording, and labeling of which have been duly performed by the
181 manufacturer or distributor thereof in accordance with sections
182 3 and 4 of that chapter of the Congress of the United States
183 entitled "An act to prohibit transportation of gaming devices in
184 interstate and foreign commerce," approved January 2, 1951,
185 being ch. 1194, 64 Stat. 1134, and also designated as 15 U.S.C.
186 ss. 1171-1177, shall be deemed legal shipments thereof into this
187 state provided the destination of such shipments is an eligible
188 facility as defined in s. 551.102 or the facility of a slot
189 machine manufacturer or slot machine distributor as provided in
190 s. 551.109(2) (a).

191 Section 4. Section 849.155, Florida Statutes, is created to
192 read:

193 849.155 Trafficking in slot machines or devices or any
194 parts thereof.—Any person who knowingly sells, purchases,
195 manufactures, transports, delivers, or brings into this state
196 more than 15 slot machines or devices or any part thereof,
197 commits a felony of the first degree, punishable as provided in
198 s. 775.082, s. 775.083, or s. 775.084. If the quantity of slot
199 machines or devices or any part thereof involved:

200 (1) Is more than 15 slot machines or devices or any part
201 thereof, but less than 25 slot machines or devices or any part
202 thereof, such person must be ordered to pay a fine of \$100,000.

203 (2) Is 25 slot machines or devices or any part thereof or

601-03148-24

20241046c1

204 more, but less than 50 slot machines or devices or any part
205 thereof, such person must be ordered to pay a fine of \$250,000.

206 (3) Is 50 slot machines or devices or any part thereof or
207 more, such person must be ordered to pay a fine of \$500,000.

208
209 All fines imposed and collected pursuant to this section must be
210 deposited into the Pari-mutuel Wagering Trust Fund and may be
211 used for the enforcement of chapters 546, 550, 551, and this
212 chapter by the Florida Gaming Control Commission.

213 Section 5. Section 849.157, Florida Statutes, is created to
214 read:

215 849.157 Making a false or misleading statement regarding
216 the legality of slot machines or devices to facilitate sale.-

217 (1) Except as provided in subsection (2), a person who
218 knowingly and willfully makes a materially false or misleading
219 statement or who knowingly and willfully disseminates false or
220 misleading information regarding the legality of a slot machine
221 or device for the purpose of facilitating the sale or delivery
222 of a slot machine or device for any money or other valuable
223 consideration commits a felony of the third degree, punishable
224 as provided in s. 775.082, s. 775.083, or s. 775.084.

225 (2) A person who violates subsection (1) when such a
226 violation involves the sale or delivery, or attempted sale or
227 delivery, of five or more slot machines or devices commits a
228 felony of the second degree, punishable as provided in s.
229 775.082, s. 775.083, or s. 775.084.

230 Section 6. Section 849.23, Florida Statutes, is repealed.

231 Section 7. Section 849.47, Florida Statutes, is created to
232 read:

601-03148-24

20241046c1

233 849.47 Transporting or procuring the transportation of
234 persons to facilitate illegal gambling.-

235 (1) Except as provided in subsection (2), a person who
236 knowingly and willfully for profit or hire transports, or
237 procures the transportation of, five or more other persons into
238 or within this state when he or she knows or reasonably should
239 know such transportation is for the purpose of facilitating
240 illegal gambling commits a misdemeanor of the first degree,
241 punishable as provided in s. 775.082 or s. 775.083.

242 (2) (a) A person who transports, or procures the
243 transportation of, a minor or a person 65 years of age or older
244 in violation of subsection (1) commits a felony of the third
245 degree, punishable as provided in s. 775.082, s. 775.083, or s.
246 775.084.

247 (b) A person who transports, or procures the transportation
248 of, 12 or more persons in violation of subsection (1) commits a
249 felony of the third degree, punishable as provided in s.
250 775.082, s. 775.083, or s. 775.084.

251 (3) As used in this section, the term "illegal gambling"
252 means any criminal violation of chapter 546, chapter 550,
253 chapter 551, or this chapter that occurs at any business,
254 establishment, premises, or other location which operates for
255 profit.

256 Section 8. Section 849.48, Florida Statutes, is created to
257 read:

258 849.48 Gambling or gaming advertisements; prohibited.-

259 (1) (a) Except as otherwise specifically authorized by law,
260 a person may not knowingly and intentionally make, publish,
261 disseminate, circulate or place before the public, or cause,

601-03148-24

20241046c1

262 directly or indirectly, to be made, published, disseminated or
263 circulated or placed before the public in this state, in any
264 manner, any advertisement, circular, bill, poster, pamphlet,
265 list, schedule, announcement, or notice for the purpose of
266 promoting or facilitating illegal gambling.

267 (b) Except as otherwise specifically authorized by law, a
268 person may not set up any type or plate for any type of
269 advertisement, circular, bill, poster, pamphlet, list, schedule,
270 announcement, or notice when he or she knows or reasonably
271 should know that such material will be used for the purpose of
272 promoting or facilitating illegal gambling.

273 (2) A person who violates subsection (1) commits a
274 misdemeanor of the first degree, punishable as provided in s.
275 775.082 or s. 775.083.

276 (3) This section does not prohibit the printing or
277 producing of any advertisement, circular, bill, poster,
278 pamphlet, list, schedule, announcement, or notice to be used for
279 the purpose of promoting or facilitating gambling conducted in
280 any other state or nation, outside of this state, where such
281 gambling is not prohibited.

282 (4) As used in this section, the term "illegal gambling"
283 means any criminal violation of chapter 546, chapter 550,
284 chapter 551, or this chapter that occurs at any business,
285 establishment, premises, or other location which operates for
286 profit.

287 Section 9. Section 849.49, Florida Statutes, is created to
288 read:

289 849.49 Preemption.— No county, municipality, or other
290 political subdivision of the state shall enact or enforce any

601-03148-24

20241046c1

291 ordinance or local rule relating to gaming, gambling, lotteries,
 292 or any activities described in s. 546.10 or this chapter, except
 293 as otherwise expressly provided by the state constitution or
 294 general law.

295 Section 10. Present paragraphs (i) through (m) of
 296 subsection (2) of section 903.046, Florida Statutes, are
 297 redesignated as paragraphs (j) through (n), respectively, and a
 298 new paragraph (i) is added to that subsection, to read:

299 903.046 Purpose of and criteria for bail determination.—

300 (2) When determining whether to release a defendant on bail
 301 or other conditions, and what that bail or those conditions may
 302 be, the court shall consider:

303 (i) The amount of currency seized that is connected to or
 304 involved in a violation of chapter 546, chapter 550, chapter
 305 551, or this chapter.

306 Section 11. Paragraphs (a), (c), (e), and (g) of subsection
 307 (3) of section 921.0022, Florida Statutes, are amended to read:

308 921.0022 Criminal Punishment Code; offense severity ranking
 309 chart.—

310 (3) OFFENSE SEVERITY RANKING CHART

311 (a) LEVEL 1

312

313

| Florida Statute | Felony Degree | Description |
|--------------------|------------------|---|
| 24.118(3) (a) | 3rd | Counterfeit or altered state lottery ticket. |

314

315

601-03148-24

20241046c1

104.0616(2)

3rd

Unlawfully distributing,
ordering, requesting,
collecting, delivering, or
possessing vote-by-mail
ballots.

316

212.054(2)(b)

3rd

Discretionary sales surtax;
limitations, administration,
and collection.

317

212.15(2)(b)

3rd

Failure to remit sales taxes,
amount \$1,000 or more but less
than \$20,000.

318

316.1935(1)

3rd

Fleeing or attempting to elude
law enforcement officer.

319

319.30(5)

3rd

Sell, exchange, give away
certificate of title or
identification number plate.

320

319.35(1)(a)

3rd

Tamper, adjust, change, etc.,
an odometer.

321

320.26(1)(a)

3rd

Counterfeit, manufacture, or
sell registration license
plates or validation stickers.

322

322.212

3rd

Possession of forged, stolen,

601-03148-24

20241046c1

(1) (a) - (c)

counterfeit, or unlawfully
issued driver license;
possession of simulated
identification.

323

322.212 (4)

3rd

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

324

322.212 (5) (a)

3rd

False application for driver
license or identification card.

325

414.39 (3) (a)

3rd

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

326

443.071 (1)

3rd

False statement or
representation to obtain or
increase reemployment
assistance benefits.

327

509.151 (1)

3rd

Defraud an innkeeper, food or
lodging value \$1,000 or more.

328

517.302 (1)

3rd

Violation of the Florida
Securities and Investor
Protection Act.

329

601-03148-24 20241046c1

| | | | |
|-----|-----------------|-----|---|
| 330 | 713.69 | 3rd | Tenant removes property upon which lien has accrued, value \$1,000 or more. |
| 331 | 812.014 (3) (c) | 3rd | Petit theft (3rd conviction); theft of any property not specified in subsection (2). |
| 332 | 815.04 (4) (a) | 3rd | Offense against intellectual property (i.e., computer programs, data). |
| 333 | 817.52 (2) | 3rd | Hiring with intent to defraud, motor vehicle services. |
| 334 | 817.569 (2) | 3rd | Use of public record or public records information or providing false information to facilitate commission of a felony. |
| 335 | 826.01 | 3rd | Bigamy. |
| 336 | 828.122 (3) | 3rd | Fighting or baiting animals. |
| | 831.04 (1) | 3rd | Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28. |

601-03148-24

20241046c1

337

831.31 (1) (a) 3rd Sell, deliver, or possess
counterfeit controlled
substances, all but s.
893.03 (5) drugs.

338

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

339

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

340

838.15 (2) 3rd Commercial bribe receiving.

341

838.16 3rd Commercial bribery.

342

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

343

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

344

~~849.09 (1) (a) - (d) 3rd Lottery; set up, promote, etc.,
or assist therein, conduct or
advertise drawing for prizes,~~

601-03148-24

20241046c1

~~or dispose of property or money
by means of lottery.~~

345

~~849.23 3rd Gambling-related machines;
"common offender" as to
property rights.~~

346

849.25 (2) 3rd Engaging in bookmaking.

347

860.08 3rd Interfere with a railroad
signal.

348

860.13 (1) (a) 3rd Operate aircraft while under
the influence.

349

893.13 (2) (a) 2. 3rd Purchase of cannabis.

350

893.13 (6) (a) 3rd Possession of cannabis (more
than 20 grams).

351

934.03 (1) (a) 3rd Intercepts, or procures any
other person to intercept, any
wire or oral communication.

352

353 (c) LEVEL 3

354

355

| | | |
|---------|--------|-------------|
| Florida | Felony | Description |
| Statute | Degree | |

601-03148-24

20241046c1

356

119.10 (2) (b) 3rd Unlawful use of confidential information from police reports.

357

316.066 (3) (b) - (d) 3rd Unlawfully obtaining or using confidential crash reports.

358

316.193 (2) (b) 3rd Felony DUI, 3rd conviction.

359

316.1935 (2) 3rd Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.

360

319.30 (4) 3rd Possession by junkyard of motor vehicle with identification number plate removed.

361

319.33 (1) (a) 3rd Alter or forge any certificate of title to a motor vehicle or mobile home.

362

319.33 (1) (c) 3rd Procure or pass title on stolen vehicle.

363

319.33 (4) 3rd With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained

601-03148-24

20241046c1

title or registration.

364

327.35 (2) (b) 3rd Felony BUI.

365

328.05 (2) 3rd Possess, sell, or counterfeit
fictitious, stolen, or
fraudulent titles or bills of
sale of vessels.

366

328.07 (4) 3rd Manufacture, exchange, or
possess vessel with counterfeit
or wrong ID number.

367

376.302 (5) 3rd Fraud related to reimbursement
for cleanup expenses under the
Inland Protection Trust Fund.

368

379.2431 3rd Taking, disturbing, mutilating,
(1) (e) 5. destroying, causing to be
destroyed, transferring,
selling, offering to sell,
molesting, or harassing marine
turtles, marine turtle eggs, or
marine turtle nests in
violation of the Marine Turtle
Protection Act.

369

379.2431 3rd Possessing any marine turtle
(1) (e) 6. species or hatchling, or parts

601-03148-24

20241046c1

thereof, or the nest of any
marine turtle species described
in the Marine Turtle Protection
Act.

370

379.2431
(1) (e) 7.

3rd Soliciting to commit or
conspiring to commit a
violation of the Marine Turtle
Protection Act.

371

400.9935 (4) (a)
or (b)

3rd Operating a clinic, or offering
services requiring licensure,
without a license.

372

400.9935 (4) (e)

3rd Filing a false license
application or other required
information or failing to
report information.

373

440.1051 (3)

3rd False report of workers'
compensation fraud or
retaliation for making such a
report.

374

501.001 (2) (b)

2nd Tamper with a consumer product
or the container using
materially false/misleading
information.

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601-03148-24

20241046c1

376

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

377

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

378

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

379

697.08 3rd Equity skimming.

380

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

381

794.053 3rd Lewd or lascivious written solicitation of a person 16 or 17 years of age by a person 24 years of age or older.

382

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

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

601-03148-24

20241046c1

383

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

384

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

385

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

386

812.015(8)(b) 3rd Retail theft with intent to sell; conspires with others.

387

812.081(2) 3rd Theft of a trade secret.

388

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

389

817.034(4)(a)3. 3rd Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.

390

817.233 3rd Burning to defraud insurer.

391

817.234 3rd Unlawful solicitation of

601-03148-24

20241046c1

(8) (b) & (c)

persons involved in motor
vehicle accidents.

392

817.234 (11) (a)

3rd

Insurance fraud; property value
less than \$20,000.

393

817.236

3rd

Filing a false motor vehicle
insurance application.

394

817.2361

3rd

Creating, marketing, or
presenting a false or
fraudulent motor vehicle
insurance card.

395

817.413 (2)

3rd

Sale of used goods of \$1,000 or
more as new.

396

817.49 (2) (b) 1.

3rd

Willful making of a false
report of a crime causing great
bodily harm, permanent
disfigurement, or permanent
disability.

397

831.28 (2) (a)

3rd

Counterfeiting a payment
instrument with intent to
defraud or possessing a
counterfeit payment instrument
with intent to defraud.

398

601-03148-24

20241046c1

| | | | |
|-----|--|------------|---|
| 399 | 831.29 | 2nd | Possession of instruments for counterfeiting driver licenses or identification cards. |
| 400 | 836.13 (2) | 3rd | Person who promotes an altered sexual depiction of an identifiable person without consent. |
| 401 | 838.021 (3) (b) | 3rd | Threatens unlawful harm to public servant. |
| 402 | <u>849.01</u> | <u>3rd</u> | <u>Keeping a gambling house.</u> |
| 403 | <u>849.09 (1) (a) - (d)</u> | <u>3rd</u> | <u>Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.</u> |
| 404 | <u>849.09 (1) (e), (f), (g), (i), or (k)</u> | <u>3rd</u> | <u>Conducting an unlawful lottery; second or subsequent offense.</u> |
| 405 | <u>849.09 (1) (h) or (j)</u> | <u>3rd</u> | <u>Conducting an unlawful lottery; second or subsequent offense.</u> |
| | <u>849.15 (3) (b)</u> | <u>3rd</u> | <u>Manufacture, sale, or possession of slot machine; by</u> |

601-03148-24

20241046c1

manager or with prior conviction.

406

849.157(1)

3rd

False or misleading statement to facilitate sale of slot machines or devices.

407

849.47(2)(a) & (b)

3rd

Transporting persons to facilitate illegal gambling; minor or person 65 years of age or older or 12 or more persons.

408

860.15(3)

3rd

Overcharging for repairs and parts.

409

870.01(2)

3rd

Riot.

410

870.01(4)

3rd

Inciting a riot.

411

893.13(1)(a)2.

3rd

Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs).

412

893.13(1)(d)2.

2nd

Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6.,

601-03148-24

20241046c1

(2) (c) 7., (2) (c) 8., (2) (c) 9.,
 (2) (c) 10., (3), or (4) drugs
 within 1,000 feet of
 university.

413

893.13(1)(f)2. 2nd Sell, manufacture, or deliver
 s. 893.03(1)(c), (2)(c)1.,
 (2)(c)2., (2)(c)3., (2)(c)6.,
 (2)(c)7., (2)(c)8., (2)(c)9.,
 (2)(c)10., (3), or (4) drugs
 within 1,000 feet of public
 housing facility.

414

893.13(4)(c) 3rd Use or hire of minor; deliver
 to minor other controlled
 substances.

415

893.13(6)(a) 3rd Possession of any controlled
 substance other than felony
 possession of cannabis.

416

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

417

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

601-03148-24

20241046c1

etc.

418

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

419

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

420

893.13(8)(a)1. 3rd Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.

421

893.13(8)(a)2. 3rd Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.

422

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

601-03148-24

20241046c1

a fictitious person.

423

893.13(8)(a)4.

3rd

Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.

424

918.13(1)

3rd

Tampering with or fabricating physical evidence.

425

944.47
(1)(a)1. & 2.

3rd

Introduce contraband to correctional facility.

426

944.47(1)(c)

2nd

Possess contraband while upon the grounds of a correctional institution.

427

985.721

3rd

Escapes from a juvenile facility (secure detention or residential commitment facility).

428

429

(e) LEVEL 5

430

431

Florida

Felony

Description

601-03148-24

20241046c1

Statute

Degree

432

316.027(2)(a) 3rd Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.

433

316.1935(4)(a) 2nd Aggravated fleeing or eluding.

434

316.80(2) 2nd Unlawful conveyance of fuel; obtaining fuel fraudulently.

435

322.34(6) 3rd Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.

436

327.30(5) 3rd Vessel accidents involving personal injury; leaving scene.

437

379.365(2)(c)1. 3rd Violation of rules relating to: willful molestation of stone crab traps, lines, or buoys; illegal bartering, trading, or sale, conspiring or aiding in such barter, trade, or sale, or supplying, agreeing to supply, aiding in supplying, or giving away stone crab trap tags or

601-03148-24

20241046c1

certificates; making, altering, forging, counterfeiting, or reproducing stone crab trap tags; possession of forged, counterfeit, or imitation stone crab trap tags; and engaging in the commercial harvest of stone crabs while license is suspended or revoked.

438

379.367(4) 3rd Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.

439

379.407(5)(b)3. 3rd Possession of 100 or more undersized spiny lobsters.

440

381.0041(11)(b) 3rd Donate blood, plasma, or organs knowing HIV positive.

441

440.10(1)(g) 2nd Failure to obtain workers' compensation coverage.

442

440.105(5) 2nd Unlawful solicitation for the purpose of making workers' compensation claims.

443

440.381(2) 3rd Submission of false, misleading, or incomplete

601-03148-24

20241046c1

information with the purpose of
avoiding or reducing workers'
compensation premiums.

444

624.401 (4) (b) 2. 2nd Transacting insurance without a
certificate or authority;
premium collected \$20,000 or
more but less than \$100,000.

445

626.902 (1) (c) 2nd Representing an unauthorized
insurer; repeat offender.

446

790.01 (3) 3rd Unlawful carrying of a
concealed firearm.

447

790.162 2nd Threat to throw or discharge
destructive device.

448

790.163 (1) 2nd False report of bomb,
explosive, weapon of mass
destruction, or use of firearms
in violent manner.

449

790.221 (1) 2nd Possession of short-barreled
shotgun or machine gun.

450

790.23 2nd Felons in possession of
firearms, ammunition, or
electronic weapons or devices.

601-03148-24

20241046c1

451

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

452

800.04 (6) (c) 3rd Lewd or lascivious conduct; offender less than 18 years of age.

453

800.04 (7) (b) 2nd Lewd or lascivious exhibition; offender 18 years of age or older.

454

806.111 (1) 3rd Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.

455

812.0145 (2) (b) 2nd Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.

456

812.015 (8) (a) & (c) - 3rd Retail theft; property stolen is valued at \$750 or more and one or more specified acts.

457

812.015 (8) (f) 3rd Retail theft; multiple thefts within specified period.

458

812.019 (1) 2nd Stolen property; dealing in or

601-03148-24

20241046c1

trafficking in.

459

812.081 (3) 2nd Trafficking in trade secrets.

460

812.131 (2) (b) 3rd Robbery by sudden snatching.

461

812.16 (2) 3rd Owning, operating, or
conducting a chop shop.

462

817.034 (4) (a) 2. 2nd Communications fraud, value
\$20,000 to \$50,000.

463

817.234 (11) (b) 2nd Insurance fraud; property value
\$20,000 or more but less than
\$100,000.

464

817.2341 (1), 3rd Filing false financial
(2) (a) & (3) (a) statements, making false
entries of material fact or
false statements regarding
property values relating to the
solvency of an insuring entity.

465

817.568 (2) (b) 2nd Fraudulent use of personal
identification information;
value of benefit, services
received, payment avoided, or
amount of injury or fraud,
\$5,000 or more or use of

601-03148-24

20241046c1

personal identification
information of 10 or more
persons.

466

817.611 (2) (a) 2nd Traffic in or possess 5 to 14
counterfeit credit cards or
related documents.

467

817.625 (2) (b) 2nd Second or subsequent fraudulent
use of scanning device,
skimming device, or reencoder.

468

825.1025 (4) 3rd Lewd or lascivious exhibition
in the presence of an elderly
person or disabled adult.

469

827.071 (4) 2nd Possess with intent to promote
any photographic material,
motion picture, etc., which
includes child pornography.

470

827.071 (5) 3rd Possess, control, or
intentionally view any
photographic material, motion
picture, etc., which includes
child pornography.

471

828.12 (2) 3rd Tortures any animal with intent
to inflict intense pain,

601-03148-24

20241046c1

serious physical injury, or death.

472

836.14(4)

2nd

Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.

473

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.

474

843.01(1)

3rd

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

475

847.0135(5)(b)

2nd

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

476

847.0137
(2) & (3)

3rd

Transmission of pornography by electronic device or equipment.

477

847.0138
(2) & (3)

3rd

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

601-03148-24

20241046c1

478

849.15 (3) (c) 2nd Manufacture, sale, or possession of a slot machine; by a manager of five or more machines or two or more prior convictions.

479

849.157 (2) 2nd False or misleading statement to facilitate sale of slot machines or devices; five or more machines.

480

874.05 (1) (b) 2nd Encouraging or recruiting another to join a criminal gang; second or subsequent offense.

481

874.05 (2) (a) 2nd Encouraging or recruiting person under 13 years of age to join a criminal gang.

482

893.13 (1) (a) 1. 2nd Sell, manufacture, or deliver cocaine (or other s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 5. drugs).

483

893.13 (1) (c) 2. 2nd Sell, manufacture, or deliver cannabis (or other s.

601-03148-24

20241046c1

893.03(1)(c), (2)(c)1.,
 (2)(c)2., (2)(c)3., (2)(c)6.,
 (2)(c)7., (2)(c)8., (2)(c)9.,
 (2)(c)10., (3), or (4) drugs)
 within 1,000 feet of a child
 care facility, school, or
 state, county, or municipal
 park or publicly owned
 recreational facility or
 community center.

484

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)5.
 drugs) within 1,000 feet of
 university.

485

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)6.,
 (2)(c)7., (2)(c)8., (2)(c)9.,
 (2)(c)10., (3), or (4) within
 1,000 feet of property used for
 religious services or a
 specified business site.

486

601-03148-24 20241046c1

487 893.13(1)(f)1. 1st Sell, manufacture, or deliver
cocaine (or other s.
893.03(1)(a), (1)(b), (1)(d),
or (2)(a), (2)(b), or (2)(c)5.
drugs) within 1,000 feet of
public housing facility.

488 893.13(4)(b) 2nd Use or hire of minor; deliver
to minor other controlled
substance.

489 893.1351(1) 3rd Ownership, lease, or rental for
trafficking in or manufacturing
of controlled substance.

490 (g) LEVEL 7

| 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; |

601-03148-24

20241046c1

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.

496

327.35 (3) (c) 2. 3rd Vessel BUI resulting in serious
bodily injury.

497

402.319 (2) 2nd Misrepresentation and
negligence or intentional act
resulting in great bodily harm,
permanent disfiguration,
permanent disability, or death.

498

409.920 3rd Medicaid provider fraud;
(2) (b) 1.a. \$10,000 or less.

499

409.920 2nd Medicaid provider fraud; more
(2) (b) 1.b. than \$10,000, but less than
\$50,000.

500

456.065 (2) 3rd Practicing a health care
profession without a license.

501

456.065 (2) 2nd Practicing a health care
profession without a license
which results in serious bodily

601-03148-24

20241046c1

injury.

502

458.327(1) 3rd Practicing medicine without a license.

503

459.013(1) 3rd Practicing osteopathic medicine without a license.

504

460.411(1) 3rd Practicing chiropractic medicine without a license.

505

461.012(1) 3rd Practicing podiatric medicine without a license.

506

462.17 3rd Practicing naturopathy without a license.

507

463.015(1) 3rd Practicing optometry without a license.

508

464.016(1) 3rd Practicing nursing without a license.

509

465.015(2) 3rd Practicing pharmacy without a license.

510

466.026(1) 3rd Practicing dentistry or dental hygiene without a license.

511

601-03148-24

20241046c1

512

467.201 3rd Practicing midwifery without a license.

513

468.366 3rd Delivering respiratory care services without a license.

514

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

515

483.901 (7) 3rd Practicing medical physics without a license.

516

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

517

484.053 3rd Dispensing hearing aids without a license.

518

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.

560.123 (8) (b) 1. 3rd Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a

601-03148-24

20241046c1

money services business.

519

560.125 (5) (a)

3rd

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

520

655.50 (10) (b) 1.

3rd

Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.

521

775.21 (10) (a)

3rd

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

522

775.21 (10) (b)

3rd

Sexual predator working where children regularly congregate.

523

775.21 (10) (g)

3rd

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

524

782.051 (3)

2nd

Attempted felony murder of a person by a person other than

601-03148-24

20241046c1

the perpetrator or the
perpetrator of an attempted
felony.

525

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

526

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

527

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

528

784.045(1)(a)1. 2nd Aggravated battery;
intentionally causing great
bodily harm or disfigurement.

529

784.045(1)(a)2. 2nd Aggravated battery; using
deadly weapon.

530

784.045(1)(b) 2nd Aggravated battery; perpetrator
aware victim pregnant.

601-03148-24

20241046c1

531

784.048 (4) 3rd Aggravated stalking; violation of injunction or court order.

532

784.048 (7) 3rd Aggravated stalking; violation of court order.

533

784.07 (2) (d) 1st Aggravated battery on law enforcement officer.

534

784.074 (1) (a) 1st Aggravated battery on sexually violent predators facility staff.

535

784.08 (2) (a) 1st Aggravated battery on a person 65 years of age or older.

536

784.081 (1) 1st Aggravated battery on specified official or employee.

537

784.082 (1) 1st Aggravated battery by detained person on visitor or other detainee.

538

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

539

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

601-03148-24

20241046c1

of an adult.

540

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.

541

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

542

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

543

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

544

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

545

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

546

790.166(4) 2nd Possessing, displaying, or

601-03148-24

20241046c1

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

547

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

548

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.

549

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

550

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

551

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

552

800.04 (5) (c) 2. 2nd Lewd or lascivious molestation;

601-03148-24

20241046c1

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

553

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.

554

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

555

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

556

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

557

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

558

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

559

601-03148-24

20241046c1

- 560
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.
- 561
812.014 (2) (b) 2.
2nd
Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
- 562
812.014 (2) (b) 3.
2nd
Property stolen, emergency medical equipment; 2nd degree grand theft.
- 563
812.014 (2) (b) 4.
2nd
Property stolen, law enforcement equipment from authorized emergency vehicle.
- 564
812.014 (2) (f)
2nd
Grand theft; second degree; firearm with previous conviction of s. 812.014(2) (c) 5.
- 565
812.0145 (2) (a)
1st
Theft from person 65 years of age or older; \$50,000 or more.
- 812.019 (2)
1st
Stolen property; initiates,

601-03148-24

20241046c1

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

566

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

567

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

568

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

569

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

570

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

571

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

572

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

601-03148-24

20241046c1

insolvency of that entity.

573

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

574

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

575

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

576

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

577

825.102 (3) (b) 2nd Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

578

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.

579

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

601-03148-24

20241046c1

or disfigurement.

580

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

581

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

582

838.015 2nd Bribery.

583

838.016 2nd Unlawful compensation or reward
for official behavior.

584

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

585

838.22 2nd Bid tampering.

586

843.0855 (2) 3rd Impersonation of a public
officer or employee.

587

843.0855 (3) 3rd Unlawful simulation of legal
process.

588

843.0855 (4) 3rd Intimidation of a public
officer or employee.

589

601-03148-24 20241046c1

| | | | |
|-----|----------------|------------|--|
| 590 | 847.0135(3) | 3rd | Solicitation of a child, via a computer service, to commit an unlawful sex act. |
| 591 | 847.0135(4) | 2nd | Traveling to meet a minor to commit an unlawful sex act. |
| 592 | <u>849.155</u> | <u>1st</u> | <u>Trafficking in slot machines or devices or any part thereof.</u> |
| 593 | 872.06 | 2nd | Abuse of a dead human body. |
| 594 | 874.05(2)(b) | 1st | Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense. |
| 595 | 874.10 | 1st,PBL | Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity. |
| | 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 |

601-03148-24

20241046c1

state, county, or municipal
park or publicly owned
recreational facility or
community center.

596

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.

597

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

598

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

599

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

600

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

601-03148-24

20241046c1

601
602
603
604
605
606
607
608

| | | |
|-----------------------------|-----|--|
| 893.135 (1) (c) 2.a. | 1st | Trafficking in hydrocodone, 28 grams or more, less than 50 grams. |
| 893.135 (1) (c) 2.b. | 1st | Trafficking in hydrocodone, 50 grams or more, less than 100 grams. |
| 893.135 (1) (c) 3.a. | 1st | Trafficking in oxycodone, 7 grams or more, less than 14 grams. |
| 893.135 (1) (c) 3.b. | 1st | Trafficking in oxycodone, 14 grams or more, less than 25 grams. |
| 893.135 (1) (c) 4.b. (I) | 1st | Trafficking in fentanyl, 4 grams or more, less than 14 grams. |
| 893.135 (1) (d) 1.a. | 1st | Trafficking in phencyclidine, 28 grams or more, less than 200 grams. |
| 893.135 (1) (e) 1. | 1st | Trafficking in methaqualone, 200 grams or more, less than 5 kilograms. |

601-03148-24

20241046c1

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- 893.135(1)(f)1. 1st Trafficking in amphetamine, 14 grams or more, less than 28 grams.
- 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 kilograms.
- 893.135(1)(j)1.a. 1st Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
- 893.135(1)(k)2.a. 1st Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
- 893.135(1)(m)2.a. 1st Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
- 893.135(1)(m)2.b. 1st Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.

601-03148-24 20241046c1

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|-----|-------------------------|-----|--|
| 616 | 893.135 (1) (n) 2.a. | 1st | Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams. |
| 617 | 893.1351 (2) | 2nd | Possession of place for trafficking in or manufacturing of controlled substance. |
| 618 | 896.101 (5) (a) | 3rd | Money laundering, financial transactions exceeding \$300 but less than \$20,000. |
| 619 | 896.104 (4) (a) 1. | 3rd | Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000. |
| 620 | 943.0435 (4) (c) | 2nd | Sexual offender vacating permanent residence; failure to comply with reporting requirements. |
| 621 | 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 |

601-03148-24

20241046c1

comply with reporting requirements.

622

943.0435(13)

3rd

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

623

943.0435(14)

3rd

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

624

944.607(9)

3rd

Sexual offender; failure to comply with reporting requirements.

625

944.607(10) (a)

3rd

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

626

944.607(12)

3rd

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

627

944.607(13)

3rd

Sexual offender; failure to report and reregister; failure

601-03148-24

20241046c1

to respond to address
verification; providing false
registration information.

628

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

629

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

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

631

632 Section 12. Paragraph (a) of subsection (1) and paragraph
633 (a) of subsection (2) of section 772.102, Florida Statutes, are
634 amended to read:

635 772.102 Definitions.—As used in this chapter, the term:

636 (1) "Criminal activity" means to commit, to attempt to
637 commit, to conspire to commit, or to solicit, coerce, or
638 intimidate another person to commit:

639 (a) Any crime that is chargeable by indictment or
640 information under the following provisions:

641 1. Section 210.18, relating to evasion of payment of

601-03148-24

20241046c1

- 642 cigarette taxes.
- 643 2. Section 414.39, relating to public assistance fraud.
- 644 3. Section 440.105 or s. 440.106, relating to workers'
- 645 compensation.
- 646 4. Part IV of chapter 501, relating to telemarketing.
- 647 5. Chapter 517, relating to securities transactions.
- 648 6. Section 550.235 or s. 550.3551, relating to dogracing
- 649 and horseracing.
- 650 7. Chapter 550, relating to jai alai frontons.
- 651 8. Chapter 552, relating to the manufacture, distribution,
- 652 and use of explosives.
- 653 9. Chapter 562, relating to beverage law enforcement.
- 654 10. Section 624.401, relating to transacting insurance
- 655 without a certificate of authority, s. 624.437(4)(c)1., relating
- 656 to operating an unauthorized multiple-employer welfare
- 657 arrangement, or s. 626.902(1)(b), relating to representing or
- 658 aiding an unauthorized insurer.
- 659 11. Chapter 687, relating to interest and usurious
- 660 practices.
- 661 12. Section 721.08, s. 721.09, or s. 721.13, relating to
- 662 real estate timeshare plans.
- 663 13. Chapter 782, relating to homicide.
- 664 14. Chapter 784, relating to assault and battery.
- 665 15. Chapter 787, relating to kidnapping or human
- 666 trafficking.
- 667 16. Chapter 790, relating to weapons and firearms.
- 668 17. Former s. 796.03, s. 796.04, s. 796.05, or s. 796.07,
- 669 relating to prostitution.
- 670 18. Chapter 806, relating to arson.

601-03148-24

20241046c1

671 19. Section 810.02(2)(c), relating to specified burglary of
672 a dwelling or structure.

673 20. Chapter 812, relating to theft, robbery, and related
674 crimes.

675 21. Chapter 815, relating to computer-related crimes.

676 22. Chapter 817, relating to fraudulent practices, false
677 pretenses, fraud generally, and credit card crimes.

678 23. Section 827.071, relating to commercial sexual
679 exploitation of children.

680 24. Chapter 831, relating to forgery and counterfeiting.

681 25. Chapter 832, relating to issuance of worthless checks
682 and drafts.

683 26. Section 836.05, relating to extortion.

684 27. Chapter 837, relating to perjury.

685 28. Chapter 838, relating to bribery and misuse of public
686 office.

687 29. Chapter 843, relating to obstruction of justice.

688 30. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or
689 s. 847.07, relating to obscene literature and profanity.

690 31. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
691 849.25, relating to gambling.

692 32. Chapter 893, relating to drug abuse prevention and
693 control.

694 33. Section 914.22 or s. 914.23, relating to witnesses,
695 victims, or informants.

696 34. Section 918.12 or s. 918.13, relating to tampering with
697 jurors and evidence.

698 (2) "Unlawful debt" means any money or other thing of value
699 constituting principal or interest of a debt that is legally

601-03148-24

20241046c1

700 unenforceable in this state in whole or in part because the debt
701 was incurred or contracted:

702 (a) In violation of any one of the following provisions of
703 law:

704 1. Section 550.235 or s. 550.3551, relating to dogracing
705 and horseracing.

706 2. Chapter 550, relating to jai alai frontons.

707 3. Section 687.071, relating to criminal usury and loan
708 sharking.

709 4. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
710 849.25, relating to gambling.

711 Section 13. Paragraph (a) of subsection (12) of section
712 895.02, Florida Statutes, is amended to read:

713 895.02 Definitions.—As used in ss. 895.01-895.08, the term:

714 (12) "Unlawful debt" means any money or other thing of
715 value constituting principal or interest of a debt that is
716 legally unenforceable in this state in whole or in part because
717 the debt was incurred or contracted:

718 (a) In violation of any one of the following provisions of
719 law:

720 1. Section 550.235 or s. 550.3551, relating to dogracing
721 and horseracing.

722 2. Chapter 550, relating to jai alai frontons.

723 3. Section 551.109, relating to slot machine gaming.

724 4. Chapter 687, relating to interest and usury.

725 5. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
726 849.25, relating to gambling.

727 Section 14. This act shall take effect July 1, 2024.