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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 that 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; providing requirements for
13 notice of violations; providing construction;
14 prohibiting a person who knowingly destroys, conceals,
15 or removes slot machines or devices or any part
16 thereof under certain circumstances; providing
17 criminal penalties; creating s. 849.155, F.S.;
18 prohibiting a person from trafficking in slot machines
19 or devices; providing a criminal penalty; requiring a
20 court to order an offender to pay a specified fine if
21 he or she is convicted of trafficking in a specified
22 number of slot machines or devices; providing for
23 deposit of fines collected and use of proceeds;
24 creating s. 849.157, F.S.; prohibiting a person from
25 making false statements or disseminating false
26 information regarding the legality of a slot machine
27 or device to facilitate the sale or delivery of such
28 device; providing criminal penalties; repealing s.
29 849.23, F.S., relating to penalties for specified

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30 violations; creating s. 849.47, F.S.; prohibiting a
31 person from, for profit or hire, transporting or
32 procuring the transportation of a specified number of
33 other persons to facilitate illegal gambling;
34 providing criminal penalties; defining the term
35 "illegal gambling"; creating s. 849.48, F.S.;
36 prohibiting a person from making or disseminating
37 specified advertisements to promote or facilitate
38 illegal gambling; prohibiting activities for creation
39 of specified advertisements if a person knows or
40 reasonably should know such material will be used to
41 promote or facilitate illegal gambling; providing a
42 criminal penalty; providing an exception; defining the
43 term "illegal gambling"; creating s. 849.49, F.S.;
44 specifying that the regulation of gambling is
45 expressly preempted to the state; providing an
46 exception; amending s. 903.046, F.S.; requiring a
47 court to consider the amount of currency seized that
48 is connected to specified violations relating to
49 illegal gambling when determining bail; amending s.
50 921.0022, F.S.; ranking offenses created by the act on
51 the offense severity ranking chart of the Criminal
52 Punishment Code; reranking specified offenses on the
53 offense severity ranking chart of the Criminal
54 Punishment Code; conforming provisions to changes made
55 by the act; amending ss. 772.102 and 895.02, F.S.;
56 conforming provisions to changes made by the act;
57 providing an effective date.
58

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59 Be It Enacted by the Legislature of the State of Florida:
60

61 Section 1. Section 843.08, Florida Statutes, is amended to
62 read:

63 843.08 False personation.—A person who falsely assumes or
64 pretends to be a firefighter, a sheriff, an officer of the
65 Florida Highway Patrol, an officer of the Fish and Wildlife
66 Conservation Commission, an officer of the Department of
67 Environmental Protection, an officer of the Department of
68 Financial Services, any personnel or representative of the
69 Division of Investigative and Forensic Services, any personnel
70 or representative of the Florida Gaming Control Commission, an
71 officer of the Department of Corrections, a correctional
72 probation officer, a deputy sheriff, a state attorney or an
73 assistant state attorney, a statewide prosecutor or an assistant
74 statewide prosecutor, a state attorney investigator, a coroner,
75 a police officer, a lottery special agent or lottery
76 investigator, a beverage enforcement agent, a school guardian as
77 described in s. 30.15(1)(k), a security officer licensed under
78 chapter 493, any member of the Florida Commission on Offender
79 Review or any administrative aide or supervisor employed by the
80 commission, any personnel or representative of the Department of
81 Law Enforcement, or a federal law enforcement officer as defined
82 in s. 901.1505, and takes upon himself or herself to act as
83 such, or to require any other person to aid or assist him or her
84 in a matter pertaining to the duty of any such officer, commits
85 a felony of the third degree, punishable as provided in s.
86 775.082, s. 775.083, or s. 775.084. However, a person who
87 falsely personates any such officer during the course of the

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88 commission of a felony commits a felony of the second degree,
89 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
90 If the commission of the felony results in the death or personal
91 injury of another human being, the person commits a felony of
92 the first degree, punishable as provided in s. 775.082, s.
93 775.083, or s. 775.084. In determining whether a defendant has
94 violated this section, the court or jury may consider any
95 relevant evidence, including, but not limited to, whether the
96 defendant used lights in violation of s. 316.2397 or s. 843.081.

97 Section 2. Section 849.01, Florida Statutes, is amended to
98 read:

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

111 Section 3. Section 849.15, Florida Statutes, is amended to
112 read:

113 849.15 Manufacture, sale, possession, etc., of slot
114 machines or devices prohibited.—

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

116 (a) "Conviction" means a determination of guilt that is the

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117 result of a plea or a trial, regardless of whether adjudication
118 is withheld or a plea of nolo contendere is entered.

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

122 1. Authorization to operate or hold open the business,
123 establishment, premises, or other location without any other
124 employee present;

125 2. Authorization to supervise another employee or
126 employees; or

127 3. Any ownership interest in the business, establishment,
128 premises, or other location.

129 (2)~~(1)~~ It is unlawful:

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

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

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146 thing of value.

147 (3) (a) Except as provided in paragraphs (b) and (c), a
148 person who violates subsection (2) commits a misdemeanor of the
149 first degree, punishable as provided in s. 775.082 or s.
150 775.083.

151 (b) If a person has received notice from the commission or
152 any other law enforcement agency in this state that the
153 operations at the establishment, premises, or other location
154 violate subsection (2), and, within 7 days of receiving such
155 notice, fails to cease and desist such operations at the
156 establishment, premises, or other location, or at any other
157 location where such person is conducting operations that violate
158 subsection (2), such person commits a felony of the third
159 degree, punishable as provided in s. 775.082, s. 775.083, or s.
160 775.084, if:

161 1. At the time of the violation the person is knowingly
162 acting as a manager; or

163 2. He or she has one prior conviction for a violation of
164 this section.

165 (c) If a person has received notice from the commission or
166 any other law enforcement agency in this state that the
167 operations at the establishment, premises, or other location
168 violate subsection (2), and, within 7 days of receiving such
169 notice, fails to cease and desist such operations at the
170 establishment, premises, or other location, or at any other
171 location where such person is conducting operations that violate
172 subsection (2), such person commits a felony of the second
173 degree, punishable as provided in s. 775.082, s. 775.083, or s.
174 775.084, if:

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175 1.a. At the time of the violation the person is knowingly
176 acting as a manager; and

177 b. The violation involves five or more slot machines or
178 devices; or

179 2. He or she has two or more prior convictions for a
180 violation of this section.

181 (d) For the purposes of this subsection, a person is deemed
182 to receive notice as described in paragraph (b) or paragraph (c)
183 at the time an agent of the commission or any other law
184 enforcement agency serves the notice to the person by:

185 1. Hand delivery;

186 2. Certified mail, return receipt requested;

187 3. Posting a notice to a conspicuous place on the exterior
188 of the establishment, premises, or other location where the
189 person is conducting operations that violate subsection (2),
190 which notice must be posted by an agent of the commission or any
191 other law enforcement agency; or

192 4. Service of process pursuant to chapter 48.

193 (e) The issuance of a notice as described in paragraph (b)
194 or paragraph (c) does not constitute agency action for any
195 purpose of chapter 120, including hearing rights under s.
196 120.569 or s. 120.57.

197 (4) A person who knowingly alters, destroys, conceals, or
198 removes a slot machine or device or any part thereof that is the
199 subject of a notice described in subsection (3) commits a felony
200 of the third degree, punishable as provided in s. 775.082, s.
201 775.083, or s. 775.084.

202 (5)~~(2)~~ Pursuant to section 2 of that chapter of the
203 Congress of the United States entitled "An act to prohibit

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204 transportation of gaming devices in interstate and foreign
205 commerce," approved January 2, 1951, being ch. 1194, 64 Stat.
206 1134, and also designated as 15 U.S.C. ss. 1171-1177, the State
207 of Florida, acting by and through the duly elected and qualified
208 members of its Legislature, does hereby in this section, and in
209 accordance with and in compliance with the provisions of section
210 2 of such chapter of Congress, declare and proclaim that any
211 county of the State of Florida within which slot machine gaming
212 is authorized pursuant to chapter 551 is exempt from the
213 provisions of section 2 of that chapter of the Congress of the
214 United States entitled "An act to prohibit transportation of
215 gaming devices in interstate and foreign commerce," designated
216 as 15 U.S.C. ss. 1171-1177, approved January 2, 1951. All
217 shipments of gaming devices, including slot machines, into any
218 county of this state within which slot machine gaming is
219 authorized pursuant to chapter 551 and the registering,
220 recording, and labeling of which have been duly performed by the
221 manufacturer or distributor thereof in accordance with sections
222 3 and 4 of that chapter of the Congress of the United States
223 entitled "An act to prohibit transportation of gaming devices in
224 interstate and foreign commerce," approved January 2, 1951,
225 being ch. 1194, 64 Stat. 1134, and also designated as 15 U.S.C.
226 ss. 1171-1177, shall be deemed legal shipments thereof into this
227 state provided the destination of such shipments is an eligible
228 facility as defined in s. 551.102 or the facility of a slot
229 machine manufacturer or slot machine distributor as provided in
230 s. 551.109(2) (a).

231 Section 4. Section 849.155, Florida Statutes, is created to
232 read:

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233 849.155 Trafficking in slot machines or devices or any
234 parts thereof.—Any person who knowingly sells, purchases,
235 manufactures, transports, delivers, or brings into this state
236 more than 15 slot machines or devices or any part thereof
237 commits a felony of the first degree, punishable as provided in
238 s. 775.082, s. 775.083, or s. 775.084. If the quantity of slot
239 machines or devices or any part thereof involved:

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

243 (2) Is 25 slot machines or devices or any part thereof or
244 more, but less than 50 slot machines or devices or any part
245 thereof, such person must be ordered to pay a fine of \$250,000.

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

248
249 All fines imposed and collected pursuant to this section must be
250 deposited into the Pari-mutuel Wagering Trust Fund and may be
251 used for the enforcement of chapters 546, 550, 551, and this
252 chapter by the Florida Gaming Control Commission.

253 Section 5. Section 849.157, Florida Statutes, is created to
254 read:

255 849.157 Making a false or misleading statement regarding
256 the legality of slot machines or devices to facilitate sale.—

257 (1) Except as provided in subsection (2), a person who
258 knowingly and willfully makes a materially false or misleading
259 statement or who knowingly and willfully disseminates false or
260 misleading information regarding the legality of a slot machine
261 or device for the purpose of facilitating the sale or delivery

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262 of a slot machine or device for any money or other valuable
263 consideration commits a felony of the third degree, punishable
264 as provided in s. 775.082, s. 775.083, or s. 775.084.

265 (2) A person who violates subsection (1) when such a
266 violation involves the sale or delivery, or attempted sale or
267 delivery, of five or more slot machines or devices commits a
268 felony of the second degree, punishable as provided in s.
269 775.082, s. 775.083, or s. 775.084.

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

271 Section 7. Section 849.47, Florida Statutes, is created to
272 read:

273 849.47 Transporting or procuring the transportation of
274 persons to facilitate illegal gambling.—

275 (1) Except as provided in subsection (2), a person who
276 knowingly and willfully for profit or hire transports, or
277 procures the transportation of, five or more other persons into
278 or within this state when he or she knows or reasonably should
279 know such transportation is for the purpose of facilitating
280 illegal gambling commits a misdemeanor of the first degree,
281 punishable as provided in s. 775.082 or s. 775.083.

282 (2) (a) A person who transports, or procures the
283 transportation of, a minor or a person 65 years of age or older
284 in violation of subsection (1) commits a felony of the third
285 degree, punishable as provided in s. 775.082, s. 775.083, or s.
286 775.084.

287 (b) A person who transports, or procures the transportation
288 of, 12 or more persons in violation of subsection (1) commits a
289 felony of the third degree, punishable as provided in s.
290 775.082, s. 775.083, or s. 775.084.

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291 (3) As used in this section, the term "illegal gambling"
292 means any criminal violation of chapter 546, chapter 550,
293 chapter 551, or this chapter that occurs at any business,
294 establishment, premises, or other location which operates for
295 profit.

296 Section 8. Section 849.48, Florida Statutes, is created to
297 read:

298 849.48 Gambling or gaming advertisements; prohibited.-

299 (1) (a) Except as otherwise specifically authorized by law,
300 a person may not knowingly and intentionally make, publish,
301 disseminate, circulate or place before the public, or cause,
302 directly or indirectly, to be made, published, disseminated or
303 circulated or placed before the public in this state, in any
304 manner, any advertisement, circular, bill, poster, pamphlet,
305 list, schedule, announcement, or notice for the purpose of
306 promoting or facilitating illegal gambling.

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

313 (2) A person who violates subsection (1) commits a
314 misdemeanor of the first degree, punishable as provided in s.
315 775.082 or s. 775.083.

316 (3) This section does not prohibit the printing or
317 producing of any advertisement, circular, bill, poster,
318 pamphlet, list, schedule, announcement, or notice to be used for
319 the purpose of promoting or facilitating gambling conducted in

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320 any other state or nation, outside of this state, where such
321 gambling is not prohibited.

322 (4) As used in this section, the term "illegal gambling"
323 means any criminal violation of chapter 546, chapter 550,
324 chapter 551, or this chapter which occurs at any business,
325 establishment, premises, or other location that operates for
326 profit.

327 Section 9. Section 849.49, Florida Statutes, is created to
328 read:

329 849.49 Preemption.—No county, municipality, or other
330 political subdivision of the state shall enact or enforce any
331 ordinance or local rule relating to gaming, gambling, lotteries,
332 or any activities described in s. 546.10 or this chapter, except
333 as otherwise expressly provided by the State Constitution,
334 general law, or special law.

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

339 903.046 Purpose of and criteria for bail determination.—

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

343 (i) The amount of currency seized that is connected to or
344 involved in a violation of chapter 546, chapter 550, chapter
345 551, or chapter 849.

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

348 921.0022 Criminal Punishment Code; offense severity ranking

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349	chart.—		
350	(3) OFFENSE SEVERITY RANKING CHART		
351	(a) LEVEL 1		
352			
	Florida	Felony	
	Statute	Degree	Description
353	24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
354	104.0616 (2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
355	212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
356	212.15 (2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
357	316.1935 (1)	3rd	Fleeing or attempting to elude law enforcement officer.
358	319.30 (5)	3rd	Sell, exchange, give away

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			certificate of title or identification number plate.
359	319.35 (1) (a)	3rd	Tamper, adjust, change, etc., an odometer.
360	320.26 (1) (a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
361	322.212 (1) (a) - (c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.
362	322.212 (4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.
363	322.212 (5) (a)	3rd	False application for driver license or identification card.
364	414.39 (3) (a)	3rd	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.

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365	443.071 (1)	3rd	False statement or representation to obtain or increase reemployment assistance benefits.
366	509.151 (1)	3rd	Defraud an innkeeper, food or lodging value \$1,000 or more.
367	517.302 (1)	3rd	Violation of the Florida Securities and Investor Protection Act.
368	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.
369	812.014 (3) (c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
370	815.04 (4) (a)	3rd	Offense against intellectual property (i.e., computer programs, data).
371	817.52 (2)	3rd	Hiring with intent to defraud, motor vehicle

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services.

372

817.569(2)

3rd

Use of public record or public records information or providing false information to facilitate commission of a felony.

373

826.01

3rd

Bigamy.

374

828.122(3)

3rd

Fighting or baiting animals.

375

831.04(1)

3rd

Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.

376

831.31(1)(a)

3rd

Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.

377

832.041(1)

3rd

Stopping payment with intent to defraud \$150 or more.

378

832.05(2)(b) &
(4)(c)

3rd

Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless

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			check \$150 or more.
379	838.15 (2)	3rd	Commercial bribe receiving.
380	838.16	3rd	Commercial bribery.
381	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
382	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
383	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
384	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
385	849.25 (2)	3rd	Engaging in bookmaking.
386	860.08	3rd	Interfere with a railroad signal.
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388	860.13(1)(a)	3rd	Operate aircraft while under the influence.
389	893.13(2)(a)2.	3rd	Purchase of cannabis.
390	893.13(6)(a)	3rd	Possession of cannabis (more than 20 grams).
391	934.03(1)(a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
392	(c) LEVEL 3		
393	Florida Statute	Felony Degree	Description
394	119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
395	316.066 (3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.
396	316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
397	316.1935(2)	3rd	Fleeing or attempting to

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			elude law enforcement officer in patrol vehicle with siren and lights activated.
398	319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
399	319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
400	319.33 (1) (c)	3rd	Procure or pass title on stolen vehicle.
401	319.33 (4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
402	327.35 (2) (b)	3rd	Felony BUI.
403	328.05 (2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent

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titles or bills of sale of
vessels.

404	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
405	376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
406	379.2431 (1)(e)5.	3rd	Taking, disturbing, mutilating, 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.
407	379.2431 (1)(e)6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any

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			marine turtle species described in the Marine Turtle Protection Act.
408	379.2431 (1) (e) 7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
409	400.9935 (4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
410	400.9935 (4) (e)	3rd	Filing a false license application or other required information or failing to report information.
411	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
412	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading

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			information.
413	624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.
414	624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
415	626.902(1)(a) & (b)	3rd	Representing an unauthorized insurer.
416	697.08	3rd	Equity skimming.
417	790.15(3)	3rd	Person directs another to discharge firearm from a vehicle.
418	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.
419	806.10(1)	3rd	Maliciously injure, destroy, or interfere with

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420			vehicles or equipment used in firefighting.
420	806.10(2)	3rd	Interferes with or assaults firefighter in performance of duty.
421			
421	810.09(2)(c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
422			
422	812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
423			
423	812.0145(2)(c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
424			
424	812.015(8)(b)	3rd	Retail theft with intent to sell; conspires with others.
425			
425	812.081(2)	3rd	Theft of a trade secret.
426			
426	815.04(4)(b)	2nd	Computer offense devised to defraud or obtain property.
427			

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428	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
429	817.233	3rd	Burning to defraud insurer.
430	817.234 (8) (b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
431	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
432	817.236	3rd	Filing a false motor vehicle insurance application.
433	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
434	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing

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great bodily harm,
 permanent disfigurement, or
 permanent disability.

435 831.28 (2) (a) 3rd Counterfeiting a payment
 instrument with intent to
 defraud or possessing a
 counterfeit payment
 instrument with intent to
 defraud.

436 831.29 2nd Possession of instruments
 for counterfeiting driver
 licenses or identification
 cards.

437 836.13 (2) 3rd Person who promotes an
 altered sexual depiction of
 an identifiable person
 without consent.

438 838.021 (3) (b) 3rd Threatens unlawful harm to
 public servant.

439 849.01 3rd Keeping a gambling house.

440 849.09 (1) (a) - (d) 3rd Lottery; set up, promote,
etc., or assist therein,
conduct or advertise

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drawing for prizes, or
dispose of property or
money by means of lottery

441	<u>849.09(1) (e), (f), (g),</u> <u>(i), or (k)</u>	<u>3rd</u>	<u>Conducting an unlawful</u> <u>lottery; second or</u> <u>subsequent offense.</u>
442	<u>849.09(1) (h) or (j)</u>	<u>3rd</u>	<u>Conducting an unlawful</u> <u>lottery; second or</u> <u>subsequent offense.</u>
443	<u>849.15(3) (b)</u>	<u>3rd</u>	<u>Manufacture, sale, or</u> <u>possession of slot machine;</u> <u>by manager or with prior</u> <u>conviction.</u>
444	<u>849.157(1)</u>	<u>3rd</u>	<u>False or misleading</u> <u>statement to facilitate</u> <u>sale of slot machines or</u> <u>devices.</u>
445	<u>849.25(2)</u>	<u>3rd</u>	<u>Engaging in bookmaking.</u>
446	<u>849.47(2) (a) & (b)</u>	<u>3rd</u>	<u>Transporting persons to</u> <u>facilitate illegal</u> <u>gambling; minor or person</u> <u>65 years of age or older or</u> <u>12 or more persons.</u>

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447	860.15 (3)	3rd	Overcharging for repairs and parts.
448	870.01 (2)	3rd	Riot.
449	870.01 (4)	3rd	Inciting a riot.
450	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).
451	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., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs within 1,000 feet of university.
452	893.13 (1) (f) 2.	2nd	Sell, manufacture, or deliver s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2.,

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			(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.
453	893.13 (4) (c)	3rd	Use or hire of minor; deliver to minor other controlled substances.
454	893.13 (6) (a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
455	893.13 (7) (a) 8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
456	893.13 (7) (a) 9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.
457	893.13 (7) (a) 10.	3rd	Affix false or forged label to package of controlled

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substance.

458

893.13(7)(a)11.

3rd

Furnish false or fraudulent material information on any document or record required by chapter 893.

459

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.

460

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.

461

893.13(8)(a)3.

3rd

Knowingly write a prescription for a controlled substance for a fictitious person.

462

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463	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.
464	918.13 (1)	3rd	Tampering with or fabricating physical evidence.
465	944.47 (1) (a) 1. & 2.	3rd	Introduce contraband to correctional facility.
466	944.47 (1) (c)	2nd	Possess contraband while upon the grounds of a correctional institution.
467	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
468	(e) LEVEL 5		
469	Florida Statute	Felony Degree	Description

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470	316.027(2)(a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
471	316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
472	316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
473	322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
474	327.30(5)	3rd	Vessel accidents involving personal injury; leaving scene.
475	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

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supply, aiding in supplying, or giving away stone crab trap tags or 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.

476	379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
477	379.407(5)(b)3.	3rd	Possession of 100 or more undersized spiny lobsters.
478	381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
479	440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage.
480	440.105(5)	2nd	Unlawful solicitation for the purpose of making

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481			workers' compensation claims.
	440.381 (2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
482			
	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
483			
	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
484			
	790.01 (3)	3rd	Unlawful carrying of a concealed firearm.
485			
	790.162	2nd	Threat to throw or discharge destructive device.
486			
	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.

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487	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
488	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
489	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
490	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
491	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
492	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
493	812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
494			

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495	812.015 (8) (a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
496	812.015 (8) (f)	3rd	Retail theft; multiple thefts within specified period.
497	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
498	812.081 (3)	2nd	Trafficking in trade secrets.
499	812.131 (2) (b)	3rd	Robbery by sudden snatching.
500	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
501	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
502	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
	817.2341 (1), (2) (a) & (3) (a)	3rd	Filing false financial statements, making false

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entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.

503

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 personal identification information of 10 or more persons.

504

817.611 (2) (a)

2nd

Traffic in or possess 5 to 14 counterfeit credit cards or related documents.

505

817.625 (2) (b)

2nd

Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.

506

825.1025 (4)

3rd

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

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507	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
508	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.
509	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
510	836.14 (4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.
511	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.

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512	843.01 (1)	3rd	Resist officer with violence to person; resist arrest with violence.
513	847.0135 (5) (b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
514	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
515	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
516	<u>849.15 (3) (c)</u>	<u>2nd</u>	<u>Manufacture, sale, or possession of a slot machine; by a manager of five or more machines or two or more prior convictions.</u>
517	<u>849.157 (2)</u>	<u>2nd</u>	<u>False or misleading statement to facilitate sale of slot machines or devices; five or more machines.</u>
518			

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519	<u>849.25 (3)</u>	<u>2nd</u>	<u>Bookmaking; second or subsequent offense.</u>
520	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
521	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
522	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).
	893.13 (1) (c) 2.	2nd	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) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly

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owned recreational facility
or community center.

523

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.

524

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.

525

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

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facility.

526

893.13(4)(b)

2nd

Use or hire of minor;
deliver to minor other
controlled substance.

527

893.1351(1)

3rd

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

528

529

(g) LEVEL 7

530

Florida
Statute

Felony
Degree

Description

531

316.027(2)(c)

1st

Accident involving death,
failure to stop; leaving scene.

532

316.193(3)(c)2.

3rd

DUI resulting in serious bodily
injury.

533

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

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siren and lights activated.

534	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
535	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
536	409.920 (2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
537	409.920 (2)(b)1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
538	456.065(2)	3rd	Practicing a health care profession without a license.
539	456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
540	458.327(1)	3rd	Practicing medicine without a license.
541			

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542	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
543	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
544	461.012 (1)	3rd	Practicing podiatric medicine without a license.
545	462.17	3rd	Practicing naturopathy without a license.
546	463.015 (1)	3rd	Practicing optometry without a license.
547	464.016 (1)	3rd	Practicing nursing without a license.
548	465.015 (2)	3rd	Practicing pharmacy without a license.
549	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
550	467.201	3rd	Practicing midwifery without a license.
	468.366	3rd	Delivering respiratory care services without a license.

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551	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
552	483.901 (7)	3rd	Practicing medical physics without a license.
553	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
554	484.053	3rd	Dispensing hearing aids without a license.
555	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.
556	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.
557	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments

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

558	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
559	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
560	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.
561	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
562	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
563	782.07(1)	2nd	Killing of a human being by the

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act, procurement, or culpable negligence of another (manslaughter).

564

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

565

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

566

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

567

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

568

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

569

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

570

784.048 (7) 3rd Aggravated stalking; violation

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of court order.

571	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
572	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
573	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
574	784.081(1)	1st	Aggravated battery on specified official or employee.
575	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
576	784.083(1)	1st	Aggravated battery on code inspector.
577	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
578	787.06(3)(e)2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of

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an adult from outside Florida
to within the state.

579

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

580

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

581

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

582

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

583

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

584

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

585

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586 790.23 1st,PBL Possession of a firearm by a
person who qualifies for the
penalty enhancements provided
for in s. 874.04.

587 794.08 (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.

588 796.05 (1) 1st Live on earnings of a
prostitute; 2nd offense.

589 796.05 (1) 1st Live on earnings of a
prostitute; 3rd and subsequent
offense.

590 800.04 (5) (c) 1. 2nd Lewd or lascivious molestation;
victim younger than 12 years of
age; offender younger than 18
years of age.

591 800.04 (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.

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592	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.
593	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
594	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
595	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
596	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
597	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
	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

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property damage; 1st degree
grand theft.

598

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

599

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

600

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

601

812.014 (2) (f) 2nd Grand theft; second degree;
firearm with previous
conviction of s.
812.014(2) (c) 5.

602

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

603

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

604

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

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605	812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
606	817.034(4)(a)1.	1st	Communications fraud, value greater than \$50,000.
607	817.234(8)(a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
608	817.234(9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
609	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.
610	817.2341 (2)(b) & (3)(b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
611	817.418(2)(a)	3rd	Offering for sale or advertising personal protective equipment with intent to

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defraud.

612			
	817.504 (1) (a)	3rd	Offering or advertising a vaccine with intent to defraud.
613			
	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
614			
	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
615			
	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
616			
	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.
617			
	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
618			
	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.

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619	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
620	838.015	2nd	Bribery.
621	838.016	2nd	Unlawful compensation or reward for official behavior.
622	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
623	838.22	2nd	Bid tampering.
624	843.0855 (2)	3rd	Impersonation of a public officer or employee.
625	843.0855 (3)	3rd	Unlawful simulation of legal process.
626	843.0855 (4)	3rd	Intimidation of a public officer or employee.
627	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
628	847.0135 (4)	2nd	Traveling to meet a minor to

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commit an unlawful sex act.

629

849.155 1st Trafficking in slot machines or devices or any part thereof.

630

872.06 2nd Abuse of a dead human body.

631

874.05 (2) (b) 1st Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

632

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

633

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.

634

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635 893.13(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.

636 893.13(4)(a) 1st Use or hire of minor; deliver
to minor other controlled
substance.

637 893.135(1)(a)1. 1st Trafficking in cannabis, more
than 25 lbs., less than 2,000
lbs.

638 893.135 (1)(b)1.a. 1st Trafficking in cocaine, more
than 28 grams, less than 200
grams.

639 893.135 (1)(c)1.a. 1st Trafficking in illegal drugs,
more than 4 grams, less than 14
grams.

640 893.135 (1)(c)2.a. 1st Trafficking in hydrocodone, 28
grams or more, less than 50
grams.

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641	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
642	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
643	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
644	893.135 (1) (c) 4.b. (I)	1st	Trafficking in fentanyl, 4 grams or more, less than 14 grams.
645	893.135 (1) (d) 1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.
646	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
647	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
	893.135	1st	Trafficking in flunitrazepam, 4

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648	(1) (g) 1.a.		grams or more, less than 14 grams.
	893.135	1st	Trafficking in gamma-
	(1) (h) 1.a.		hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
649			
	893.135	1st	Trafficking in 1,4-Butanediol,
	(1) (j) 1.a.		1 kilogram or more, less than 5 kilograms.
650			
	893.135	1st	Trafficking in Phenethylamines,
	(1) (k) 2.a.		10 grams or more, less than 200 grams.
651			
	893.135	1st	Trafficking in synthetic
	(1) (m) 2.a.		cannabinoids, 280 grams or more, less than 500 grams.
652			
	893.135	1st	Trafficking in synthetic
	(1) (m) 2.b.		cannabinoids, 500 grams or more, less than 1,000 grams.
653			
	893.135	1st	Trafficking in n-benzyl
	(1) (n) 2.a.		phenethylamines, 14 grams or more, less than 100 grams.
654			
	893.1351 (2)	2nd	Possession of place for

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trafficking in or manufacturing
of controlled substance.

655 896.101 (5) (a) 3rd Money laundering, financial
transactions exceeding \$300 but
less than \$20,000.

656 896.104 (4) (a) 1. 3rd Structuring transactions to
evade reporting or registration
requirements, financial
transactions exceeding \$300 but
less than \$20,000.

657 943.0435 (4) (c) 2nd Sexual offender vacating
permanent residence; failure to
comply with reporting
requirements.

658 943.0435 (8) 2nd Sexual offender; remains in
state after indicating intent
to leave; failure to comply
with reporting requirements.

659 943.0435 (9) (a) 3rd Sexual offender; failure to
comply with reporting
requirements.

660 943.0435 (13) 3rd Failure to report or providing
false information about a

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661			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.
662			
	944.607 (9)	3rd	Sexual offender; failure to comply with reporting requirements.
663			
	944.607 (10) (a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
664			
	944.607 (12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
665			
	944.607 (13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
666			
	985.4815 (10)	3rd	Sexual offender; failure to

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submit to the taking of a
digitized photograph.

667

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

668

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

669

670 Section 12. Paragraph (a) of subsection (1) and paragraph
671 (a) of subsection (2) of section 772.102, Florida Statutes, are
672 amended to read:

673 772.102 Definitions.—As used in this chapter, the term:

674 (1) "Criminal activity" means to commit, to attempt to
675 commit, to conspire to commit, or to solicit, coerce, or
676 intimidate another person to commit:

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

679 1. Section 210.18, relating to evasion of payment of
680 cigarette taxes.

681 2. Section 414.39, relating to public assistance fraud.

682 3. Section 440.105 or s. 440.106, relating to workers'
683 compensation.

684 4. Part IV of chapter 501, relating to telemarketing.

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- 685 5. Chapter 517, relating to securities transactions.
- 686 6. Section 550.235 or s. 550.3551, relating to dogracing
687 and horseracing.
- 688 7. Chapter 550, relating to jai alai frontons.
- 689 8. Chapter 552, relating to the manufacture, distribution,
690 and use of explosives.
- 691 9. Chapter 562, relating to beverage law enforcement.
- 692 10. Section 624.401, relating to transacting insurance
693 without a certificate of authority, s. 624.437(4)(c)1., relating
694 to operating an unauthorized multiple-employer welfare
695 arrangement, or s. 626.902(1)(b), relating to representing or
696 aiding an unauthorized insurer.
- 697 11. Chapter 687, relating to interest and usurious
698 practices.
- 699 12. Section 721.08, s. 721.09, or s. 721.13, relating to
700 real estate timeshare plans.
- 701 13. Chapter 782, relating to homicide.
- 702 14. Chapter 784, relating to assault and battery.
- 703 15. Chapter 787, relating to kidnapping or human
704 trafficking.
- 705 16. Chapter 790, relating to weapons and firearms.
- 706 17. Former s. 796.03, s. 796.04, s. 796.05, or s. 796.07,
707 relating to prostitution.
- 708 18. Chapter 806, relating to arson.
- 709 19. Section 810.02(2)(c), relating to specified burglary of
710 a dwelling or structure.
- 711 20. Chapter 812, relating to theft, robbery, and related
712 crimes.
- 713 21. Chapter 815, relating to computer-related crimes.

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- 714 22. Chapter 817, relating to fraudulent practices, false
715 pretenses, fraud generally, and credit card crimes.
- 716 23. Section 827.071, relating to commercial sexual
717 exploitation of children.
- 718 24. Chapter 831, relating to forgery and counterfeiting.
- 719 25. Chapter 832, relating to issuance of worthless checks
720 and drafts.
- 721 26. Section 836.05, relating to extortion.
- 722 27. Chapter 837, relating to perjury.
- 723 28. Chapter 838, relating to bribery and misuse of public
724 office.
- 725 29. Chapter 843, relating to obstruction of justice.
- 726 30. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or
727 s. 847.07, relating to obscene literature and profanity.
- 728 31. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
729 849.25, relating to gambling.
- 730 32. Chapter 893, relating to drug abuse prevention and
731 control.
- 732 33. Section 914.22 or s. 914.23, relating to witnesses,
733 victims, or informants.
- 734 34. Section 918.12 or s. 918.13, relating to tampering with
735 jurors and evidence.
- 736 (2) "Unlawful debt" means any money or other thing of value
737 constituting principal or interest of a debt that is legally
738 unenforceable in this state in whole or in part because the debt
739 was incurred or contracted:
- 740 (a) In violation of any one of the following provisions of
741 law:
- 742 1. Section 550.235 or s. 550.3551, relating to dogracing

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743 and horseracing.

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

745 3. Section 687.071, relating to criminal usury and loan
746 sharking.

747 4. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
748 849.25, relating to gambling.

749 Section 13. Paragraph (a) of subsection (12) of section
750 895.02, Florida Statutes, is amended to read:

751 895.02 Definitions.—As used in ss. 895.01-895.08, the term:

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

756 (a) In violation of any one of the following provisions of
757 law:

758 1. Section 550.235 or s. 550.3551, relating to dogracing
759 and horseracing.

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

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

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

763 5. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
764 849.25, relating to gambling.

765 Section 14. This act shall take effect October 1, 2024.