

26 | person who keeps or possesses alcoholic beverages not permitted
 27 | to be sold by her or his license, or not permitted to be sold
 28 | without a license, with intent to sell or dispose of same
 29 | unlawfully, or who keeps and maintains a place where alcoholic
 30 | beverages are sold unlawfully, is guilty of a felony ~~misdemeanor~~
 31 | of the third ~~second~~ degree, punishable as provided in s. 775.082
 32 | or s. 775.083 and shall pay a fine of not less than \$5,000 and
 33 | not more than \$10,000.

34 | (2) A person who commits a second or subsequent violation
 35 | of subsection (1) commits a felony of the second degree
 36 | punishable as provided in s. 775.082 or s. 775.083 and shall pay
 37 | a fine of not less than \$15,000 and not more than \$20,000.

38 | Section 2. Paragraphs (f) and (g) of subsection (2) of
 39 | section 893.138, Florida Statutes, are amended, and paragraph
 40 | (h) is added to that subsection, to read:

41 | 893.138 Local administrative action to abate certain
 42 | activities declared public nuisances.—

43 | (2) Any place or premises that has been used:

44 | (f) On two or more occasions within a 6-month period, as
 45 | the site of a violation of chapter 499; ~~or~~

46 | (g) On more than two occasions within a 6-month period, as
 47 | the site of a violation of any combination of the following:

- 48 | 1. Section 782.04, relating to murder;
- 49 | 2. Section 782.051, relating to attempted felony murder;
- 50 | 3. Section 784.045(1)(a) 2., relating to aggravated battery

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51 with a deadly weapon; or
 52 4. Section 784.021(1)(a), relating to aggravated assault
 53 with a deadly weapon without intent to kill; ~~or~~
 54 (h) On more than two occasions within a 12-month period as
 55 the site where a violation related to the unlawful sale of
 56 alcoholic beverages under s. 562.12 occurred,
 57
 58 may be declared to be a public nuisance, and such nuisance may
 59 be abated pursuant to the procedures provided in this section.
 60 Section 3. This act shall take effect July 1, 2024.