

By the Committee on Criminal Justice; and Senators Trumbull and Perry

591-02400-24

20241222c1

1 A bill to be entitled
2 An act relating to theft; amending s. 812.014, F.S.;
3 reducing the minimum threshold amount for grand theft
4 of the third degree; creating the offense of grand
5 theft of the third degree; providing criminal
6 penalties; creating the offense of grand theft of the
7 second degree; providing criminal penalties; creating
8 the offense of petit theft of the first degree;
9 providing criminal penalties; providing enhanced
10 criminal penalties for committing petit theft of the
11 first degree and having certain previous convictions;
12 amending s. 812.015, F.S.; defining the term "social
13 media platform"; revising specified timeframes, from
14 30-day periods to 45-day periods, during which there
15 is a lookback period for the commission of specified
16 retail theft offenses; providing criminal penalties
17 for persons committing certain retail theft acts in
18 concert with a certain number of other persons within
19 one or more establishments for specified purposes;
20 providing criminal penalties for persons who commit
21 retail theft and have certain prior retail theft
22 convictions; providing criminal penalties for persons
23 who commit retail theft who possess a firearm during
24 the commission of such offense; making technical
25 changes; amending s. 921.0022, F.S.; ranking offenses
26 on the offense severity ranking chart of the Criminal
27 Punishment Code; conforming provisions to changes made
28 by the act; conforming a cross-reference; amending s.
29 784.07, F.S.; conforming a cross-reference; making a

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30 correction; providing an effective date.

31
32 Be It Enacted by the Legislature of the State of Florida:

33
34 Section 1. Present paragraphs (e) and (f) of subsection (2)
35 of section 812.014, Florida Statutes, are redesignated as
36 paragraphs (f) and (g), respectively, a new paragraph (e) is
37 added to that subsection, and paragraphs (c) and (d) of that
38 subsection are amended, to read:

39 812.014 Theft.—

40 (2)

41 (c) It is grand theft of the third degree and a felony of
42 the third degree, punishable as provided in s. 775.082, s.
43 775.083, or s. 775.084, if the property stolen is:

44 1. Valued at \$750 or more, but less than \$5,000.

45 2. Valued at \$5,000 or more, but less than \$10,000.

46 3. Valued at \$10,000 or more, but less than \$20,000.

47 4. A will, codicil, or other testamentary instrument.

48 5. A firearm, except as provided in paragraph (g) ~~paragraph~~
49 ~~(f)~~.

50 6. A motor vehicle, except as provided in paragraph (a).

51 7. Any commercially farmed animal, including any animal of
52 the equine, avian, bovine, or swine class or other grazing
53 animal; a bee colony of a registered beekeeper; and aquaculture
54 species raised at a certified aquaculture facility. If the
55 property stolen is a commercially farmed animal, including an
56 animal of the equine, avian, bovine, or swine class or other
57 grazing animal; a bee colony of a registered beekeeper; or an
58 aquaculture species raised at a certified aquaculture facility,

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59 a \$10,000 fine shall be imposed.

60 8. Any fire extinguisher that, at the time of the taking,
61 was installed in any building for the purpose of fire prevention
62 and control. This subparagraph does not apply to a fire
63 extinguisher taken from the inventory at a point-of-sale
64 business.

65 9. Any amount of citrus fruit consisting of 2,000 or more
66 individual pieces of fruit.

67 10. Taken from a designated construction site identified by
68 the posting of a sign as provided for in s. 810.09(2)(d).

69 11. Any stop sign.

70 12. Anhydrous ammonia.

71 13. Any amount of a controlled substance as defined in s.
72 893.02. Notwithstanding any other law, separate judgments and
73 sentences for theft of a controlled substance under this
74 subparagraph and for any applicable possession of controlled
75 substance offense under s. 893.13 or trafficking in controlled
76 substance offense under s. 893.135 may be imposed when all such
77 offenses involve the same amount or amounts of a controlled
78 substance.

79
80 However, if the property is stolen during a riot or an
81 aggravated riot prohibited under s. 870.01 and the perpetration
82 of the theft is facilitated by conditions arising from the riot;
83 or within a county that is subject to a state of emergency
84 declared by the Governor under chapter 252, the property is
85 stolen after the declaration of emergency is made, and the
86 perpetration of the theft is facilitated by conditions arising
87 from the emergency, the offender commits a felony of the second

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88 degree, punishable as provided in s. 775.082, s. 775.083, or s.
89 775.084, if the property is valued at \$5,000 or more, but less
90 than \$10,000, as provided under subparagraph 2., or if the
91 property is valued at \$10,000 or more, but less than \$20,000, as
92 provided under subparagraph 3. As used in this paragraph, the
93 terms "conditions arising from a riot" and "conditions arising
94 from the emergency" have the same meanings as provided in
95 paragraph (b). A person arrested for committing a theft during a
96 riot or an aggravated riot or within a county that is subject to
97 a state of emergency may not be released until the person
98 appears before a committing magistrate at a first appearance
99 hearing. For purposes of sentencing under chapter 921, a felony
100 offense that is reclassified under this paragraph is ranked one
101 level above the ranking under s. 921.0022 or s. 921.0023 of the
102 offense committed.

103 (d)1. It is grand theft of the third degree and a felony of
104 the third degree, punishable as provided in s. 775.082, s.
105 775.083, or s. 775.084, if the property stolen is valued at \$40
106 ~~\$100~~ or more, but less than \$750, and is taken from a dwelling
107 as defined in s. 810.011(2) or from the unenclosed curtilage of
108 a dwelling pursuant to s. 810.09(1).

109 2. It is grand theft of the third degree and a felony of
110 the third degree, punishable as provided in s. 775.082, s.
111 775.083, or s. 775.084, if the property stolen is valued at \$750
112 or more, and is taken from a dwelling as defined in s.
113 810.011(2) or from the unenclosed curtilage of a dwelling
114 pursuant to s. 810.09(1).

115 3. It is grand theft of the second degree and a felony of
116 the second degree, punishable as provided in s. 775.082, s.

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117 775.083, or s. 775.084, if the property stolen is taken from
118 more than 20 dwellings as defined in s. 810.011(2) or from the
119 unenclosed curtilage of more than 20 dwellings pursuant to s.
120 810.09(1), or any combination thereof.

121 (e)1. It is petit theft of the first degree and a
122 misdemeanor of the first degree, punishable as provided in s.
123 775.082 or s. 775.083, if the property stolen is valued at less
124 than \$40 and is taken from a dwelling as defined in s.
125 810.011(2) or from the unenclosed curtilage of a dwelling
126 pursuant to s. 810.09(1).

127 2. A person who commits a violation of subparagraph 1. and
128 has previously been convicted of any theft commits a felony of
129 the third degree, punishable as provided in s. 775.082 or s.
130 775.083.

131 3. A person who commits a violation of subparagraph 1. and
132 has previously been convicted two or more times of any theft
133 commits a felony of the third degree, punishable as provided in
134 s. 775.082 or s. 775.083.

135 Section 2. Present subsection (11) of section 812.015,
136 Florida Statutes, is redesignated as subsection (12), a new
137 subsection (11) is added to that section, and subsections (1),
138 (8), (9), and (10) of that section are amended, to read:

139 812.015 Retail and farm theft; transit fare evasion;
140 mandatory fine; alternative punishment; detention and arrest;
141 exemption from liability for false arrest; resisting arrest;
142 penalties.—

143 (1) As used in this section:

144 (g)~~(a)~~ "Merchandise" means any personal property, capable
145 of manual delivery, displayed, held, or offered for retail sale

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146 by a merchant.

147 (h)~~(b)~~ "Merchant" means an owner or operator, or the agent,
148 consignee, employee, lessee, or officer of an owner or operator,
149 of any premises or apparatus used for retail purchase or sale of
150 any merchandise.

151 (n)~~(e)~~ "Value of merchandise" means the retail sale price
152 of the merchandise at the time it was stolen or otherwise
153 removed, depriving the owner of her or his lawful right to
154 ownership and sale of said item.

155 (i)~~(d)~~ "Retail theft" means the taking possession of or
156 carrying away of merchandise, property, money, or negotiable
157 documents; altering or removing a label, universal product code,
158 or price tag; transferring merchandise from one container to
159 another; or removing a shopping cart, with intent to deprive the
160 merchant of possession, use, benefit, or full retail value.

161 (c)~~(e)~~ "Farm produce" means livestock or any item grown,
162 produced, or manufactured by a person owning, renting, or
163 leasing land for the purpose of growing, producing, or
164 manufacturing items for sale or personal use, either part time
165 or full time.

166 (e)~~(f)~~ "Farmer" means a person who is engaging in the
167 growing or producing of farm produce, milk products, honey,
168 eggs, or meat, either part time or full time, for personal
169 consumption or for sale and who is the owner or lessee of the
170 land or a person designated in writing by the owner or lessee to
171 act as her or his agent. No person defined as a farm labor
172 contractor pursuant to s. 450.28 shall be designated to act as
173 an agent for purposes of this section.

174 (d)~~(g)~~ "Farm theft" means the unlawful taking possession of

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175 any items that are grown or produced on land owned, rented, or
176 leased by another person. The term includes the unlawful taking
177 possession of equipment and associated materials used to grow or
178 produce farm products as defined in s. 823.14(3)(e).

179 (a)~~(h)~~ "Antishoplifting or inventory control device" means
180 a mechanism or other device designed and operated for the
181 purpose of detecting the removal from a mercantile establishment
182 or similar enclosure, or from a protected area within such an
183 enclosure, of specially marked or tagged merchandise. The term
184 includes any electronic or digital imaging or any video
185 recording or other film used for security purposes and the cash
186 register tape or other record made of the register receipt.

187 (b)~~(i)~~ "Antishoplifting or inventory control device
188 countermeasure" means any item or device which is designed,
189 manufactured, modified, or altered to defeat any antishoplifting
190 or inventory control device.

191 (l)~~(j)~~ "Transit fare evasion" means the unlawful refusal to
192 pay the appropriate fare for transportation upon a mass transit
193 vehicle, or to evade the payment of such fare, or to enter any
194 mass transit vehicle or facility by any door, passageway, or
195 gate, except as provided for the entry of fare-paying
196 passengers, and shall constitute petit theft as proscribed by
197 this chapter.

198 (f)~~(k)~~ "Mass transit vehicle" means buses, rail cars, or
199 fixed-guideway mover systems operated by, or under contract to,
200 state agencies, political subdivisions of the state, or
201 municipalities for the transportation of fare-paying passengers.

202 (k)~~(l)~~ "Transit agency" means any state agency, political
203 subdivision of the state, or municipality which operates mass

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204 transit vehicles.

205 (m) "Trespass" means the violation as described in s.
206 810.08.

207 (j) "Social media platform" has the same meaning as in s.
208 501.2041(1).

209 (8) Except as provided in subsection (9) or subsection
210 (11), a person who commits retail theft commits a felony of the
211 third degree, punishable as provided in s. 775.082, s. 775.083,
212 or s. 775.084, if the person:

213 (a) Individually, or in concert with one or more other
214 persons, coordinates the activities of one or more individuals
215 in committing the offense, which may occur through multiple acts
216 of retail theft, in which the amount of each individual theft is
217 aggregated within a 45-day ~~30-day~~ period to determine the value
218 of the property stolen and such value is \$750 or more;

219 (b) Conspires with another person to commit retail theft
220 with the intent to sell the stolen property for monetary or
221 other gain, and subsequently takes or causes such property to be
222 placed in the control of another person in exchange for
223 consideration, in which the stolen property taken or placed
224 within a 45-day ~~30-day~~ period is aggregated to determine the
225 value of the stolen property and such value is \$750 or more;

226 (c) Individually, or in concert with one or more other
227 persons, commits theft from more than one location within a 45-
228 day ~~30-day~~ period, in which the amount of each individual theft
229 is aggregated to determine the value of the property stolen and
230 such value is \$750 or more;

231 (d) Acts in concert with one or more other individuals
232 within one or more establishments to distract the merchant,

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233 merchant's employee, or law enforcement officer in order to
234 carry out the offense, or acts in other ways to coordinate
235 efforts to carry out the offense and such value is \$750 or more;

236 (e) Commits the offense through the purchase of merchandise
237 in a package or box that contains merchandise other than, or in
238 addition to, the merchandise purported to be contained in the
239 package or box and such value is \$750 or more; ~~or~~

240 (f) Individually, or in concert with one ~~1~~ or more other
241 persons, commits five ~~5~~ or more retail thefts within a 45-day
242 ~~30-day~~ period and in committing such thefts obtains or uses 10
243 or more items of merchandise, and the number of items stolen
244 during each theft is aggregated within the 45-day ~~30-day~~ period
245 to determine the total number of items stolen, regardless of the
246 value of such merchandise, and two ~~2~~ or more of the thefts occur
247 at different physical merchant locations; or

248 (g) Acts in concert with five or more other persons within
249 one or more establishments for the purpose of overwhelming the
250 response of a merchant, a merchant's employee, or a law
251 enforcement officer in order to carry out the offense or avoid
252 detection or apprehension for the offense.

253 (9) Except as provided in subsection (11), a person commits
254 a felony of the second degree, punishable as provided in s.
255 775.082, s. 775.083, or s. 775.084, if the person:

256 (a) Violates subsection (8) and has previously been
257 convicted of a violation of subsection (8) or of this
258 subsection;

259 (b) Individually, or in concert with one or more other
260 persons, coordinates the activities of one or more persons in
261 committing the offense of retail theft, in which the amount of

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262 each individual theft within a 45-day ~~30-day~~ period is
263 aggregated to determine the value of the stolen property and
264 such value is in excess of \$3,000;

265 (c) Conspires with another person to commit retail theft
266 with the intent to sell the stolen property for monetary or
267 other gain, and subsequently takes or causes such property to be
268 placed in control of another person in exchange for
269 consideration, in which the stolen property taken or placed
270 within a 45-day ~~30-day~~ period is aggregated to have a value in
271 excess of \$3,000; ~~or~~

272 (d) Individually, or in concert with one ~~±~~ or more other
273 persons, commits five ~~5~~ or more retail thefts within a 45-day
274 ~~30-day~~ period and in committing such thefts obtains or uses 20
275 or more items of merchandise, and the number of items stolen
276 during each theft is aggregated within the 45-day ~~30-day~~ period
277 to determine the total number of items stolen, regardless of the
278 value of such merchandise, and two ~~2~~ or more of the thefts occur
279 at a different physical retail merchant location; or

280 (e) Acts in concert with five or more other persons within
281 one or more establishments for the purpose of overwhelming the
282 response of a merchant, a merchant's employee, or a law
283 enforcement officer in order to carry out the offense or avoid
284 detection or apprehension for the offense and, in the course of
285 organizing or committing the offense, solicits the participation
286 of another person in the offense through the use of a social
287 media platform.

288 (10) If a person commits retail theft in more than one
289 judicial circuit within a 45-day ~~30-day~~ period, the value of the
290 stolen property resulting from the thefts in each judicial

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291 circuit may be aggregated, and the person must be prosecuted by
 292 the Office of the Statewide Prosecutor in accordance with s.
 293 16.56.

294 (11) A person commits a felony of the first degree
 295 punishable as provided in s. 775.082, s. 775.083, or s. 775.084
 296 if he or she violates subsection (8) or subsection (9) and:

297 (a) Has two or more previous convictions of violations of
 298 either or both of those subsections; or

299 (b) Possesses a firearm during the commission of such
 300 offense.

301 Section 3. Paragraphs (b), (d), (e), (f), (g), and (h) of
 302 subsection (3) of section 921.0022, Florida Statutes, are
 303 amended to read:

304 921.0022 Criminal Punishment Code; offense severity ranking
 305 chart.—

306 (3) OFFENSE SEVERITY RANKING CHART

307 (b) LEVEL 2

308

Florida Statute	Felony Degree	Description
379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.

310

379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in
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violation of the Marine
Turtle Protection Act.

311

403.413(6)(c)

3rd

Dumps waste litter
exceeding 500 lbs. in
weight or 100 cubic feet
in volume or any
quantity for commercial
purposes, or hazardous
waste.

312

517.07(2)

3rd

Failure to furnish a
prospectus meeting
requirements.

313

590.28(1)

3rd

Intentional burning of
lands.

314

784.03(3)

3rd

Battery during a riot or
an aggravated riot.

315

784.05(3)

3rd

Storing or leaving a
loaded firearm within
reach of minor who uses
it to inflict injury or
death.

316

787.04(1)

3rd

In violation of court
order, take, entice,

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etc., minor beyond state limits.

317

806.13(1)(b)3.

3rd

Criminal mischief; damage \$1,000 or more to public communication or any other public service.

318

806.13(3)

3rd

Criminal mischief; damage of \$200 or more to a memorial or historic property.

319

810.061(2)

3rd

Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.

320

810.09(2)(e)

3rd

Trespassing on posted commercial horticulture property.

321

812.014(2)(c)1.

3rd

Grand theft, 3rd degree; \$750 or more but less than \$5,000.

322

812.014(2)(d)1.

3rd

Grand theft, 3rd degree; \$40 ~~\$100~~ or more but

~~812.014(2)(d)~~

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less than \$750, taken
 from dwelling or its
 unenclosed curtilage ~~of~~
~~dwelling~~.

323

812.014 (2) (e) 2.

3rd

Petit theft, 1st degree;
less than \$40 taken from
dwelling or its
unenclosed curtilage
with one prior theft
conviction.

324

812.015 (7)

3rd

Possession, use, or
 attempted use of an
 antishoplifting or
 inventory control device
 countermeasure.

325

817.234 (1) (a) 2.

3rd

False statement in
 support of insurance
 claim.

326

817.481 (3) (a)

3rd

Obtain credit or
 purchase with false,
 expired, counterfeit,
 etc., credit card, value
 over \$300.

327

817.52 (3)

3rd

Failure to redeliver

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hired vehicle.

328

817.54

3rd

With intent to defraud,
obtain mortgage note,
etc., by false
representation.

329

817.60 (5)

3rd

Dealing in credit cards
of another.

330

817.60 (6) (a)

3rd

Forgery; purchase goods,
services with false
card.

331

817.61

3rd

Fraudulent use of credit
cards over \$100 or more
within 6 months.

332

826.04

3rd

Knowingly marries or has
sexual intercourse with
person to whom related.

333

831.01

3rd

Forgery.

334

831.02

3rd

Uttering forged
instrument; utters or
publishes alteration
with intent to defraud.

335

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336

831.07 3rd Forging bank bills,
checks, drafts, or
promissory notes.

337

831.08 3rd Possessing 10 or more
forged notes, bills,
checks, or drafts.

338

831.09 3rd Uttering forged notes,
bills, checks, drafts,
or promissory notes.

339

831.11 3rd Bringing into the state
forged bank bills,
checks, drafts, or
notes.

340

832.05 (3) (a) 3rd Cashing or depositing
item with intent to
defraud.

341

843.01 (2) 3rd Resist police canine or
police horse with
violence; under certain
circumstances.

342

843.08 3rd False personation.

843.19 (3) 3rd Touch or strike police,

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fire, SAR canine or
police horse.

343

893.13(2)(a)2.

3rd

Purchase of any s.
893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3.,
(2)(c)6., (2)(c)7.,
(2)(c)8., (2)(c)9.,
(2)(c)10., (3), or (4)
drugs other than
cannabis.

344

893.147(2)

3rd

Manufacture or delivery
of drug paraphernalia.

345

346

(d) LEVEL 4

347

Florida

Felony

Statute

Degree

Description

348

316.1935(3)(a)

2nd

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.

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499.0051 (1)

3rd

Failure to maintain or deliver transaction history, transaction information, or transaction statements.

350

499.0051 (5)

2nd

Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.

351

517.07 (1)

3rd

Failure to register securities.

352

517.12 (1)

3rd

Failure of dealer or associated person of a dealer of securities to register.

353

784.031

3rd

Battery by strangulation.

354

784.07 (2) (b)

3rd

Battery of law enforcement officer, firefighter, etc.

355

784.074 (1) (c)

3rd

Battery of sexually violent predators

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facility staff.

356

784.075

3rd

Battery on detention or
commitment facility
staff.

357

784.078

3rd

Battery of facility
employee by throwing,
tossing, or expelling
certain fluids or
materials.

358

784.08 (2) (c)

3rd

Battery on a person 65
years of age or older.

359

784.081 (3)

3rd

Battery on specified
official or employee.

360

784.082 (3)

3rd

Battery by detained
person on visitor or
other detainee.

361

784.083 (3)

3rd

Battery on code
inspector.

362

784.085

3rd

Battery of child by
throwing, tossing,
projecting, or expelling
certain fluids or

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materials.

363

787.03 (1)

3rd

Interference with custody; wrongly takes minor from appointed guardian.

364

787.04 (2)

3rd

Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.

365

787.04 (3)

3rd

Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.

366

787.07

3rd

Human smuggling.

367

790.115 (1)

3rd

Exhibiting firearm or weapon within 1,000 feet of a school.

368

790.115 (2) (b)

3rd

Possessing electric weapon or device,

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destructive device, or
other weapon on school
property.

369

790.115 (2) (c)

3rd

Possessing firearm on
school property.

370

794.051 (1)

3rd

Indecent, lewd, or
lascivious touching of
certain minors.

371

800.04 (7) (c)

3rd

Lewd or lascivious
exhibition; offender
less than 18 years.

372

806.135

2nd

Destroying or
demolishing a memorial
or historic property.

373

810.02 (4) (a)

3rd

Burglary, or attempted
burglary, of an
unoccupied structure;
unarmed; no assault or
battery.

374

810.02 (4) (b)

3rd

Burglary, or attempted
burglary, of an
unoccupied conveyance;
unarmed; no assault or

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battery.

375

810.06 3rd Burglary; possession of tools.

376

810.08 (2) (c) 3rd Trespass on property, armed with firearm or dangerous weapon.

377

812.014 (2) (c) 3. 3rd Grand theft, 3rd degree \$10,000 or more but less than \$20,000.

378

812.014 (2) (c) 4. & 3rd Grand theft, 3rd degree; specified items.
6.-10.

379

812.014 (2) (d) 2. 3rd Grand theft, 3rd degree;
\$750 or more taken from
dwelling or its
unenclosed curtilage.

380

812.014 (2) (e) 3. 3rd Petit theft, 1st degree;
less than \$40 taken from
dwelling or its
unenclosed curtilage
with two or more prior
theft convictions.

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812.0195 (2)

3rd

Dealing in stolen property by use of the Internet; property stolen \$300 or more.

382

817.505 (4) (a)

3rd

Patient brokering.

383

817.563 (1)

3rd

Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.

384

817.568 (2) (a)

3rd

Fraudulent use of personal identification information.

385

817.5695 (3) (c)

3rd

Exploitation of person 65 years of age or older, value less than \$10,000.

386

817.625 (2) (a)

3rd

Fraudulent use of scanning device, skimming device, or reencoder.

387

817.625 (2) (c)

3rd

Possess, sell, or deliver skimming device.

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388

828.125 (1) 2nd Kill, maim, or cause
great bodily harm or
permanent breeding
disability to any
registered horse or
cattle.

389

836.14 (2) 3rd Person who commits theft
of a sexually explicit
image with intent to
promote it.

390

836.14 (3) 3rd Person who willfully
possesses a sexually
explicit image with
certain knowledge,
intent, and purpose.

391

837.02 (1) 3rd Perjury in official
proceedings.

392

837.021 (1) 3rd Make contradictory
statements in official
proceedings.

393

838.022 3rd Official misconduct.

394

839.13 (2) (a) 3rd Falsifying records of an

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individual in the care
and custody of a state
agency.

395

839.13(2)(c)

3rd

Falsifying records of
the Department of
Children and Families.

396

843.021

3rd

Possession of a
concealed handcuff key
by a person in custody.

397

843.025

3rd

Deprive law enforcement,
correctional, or
correctional probation
officer of means of
protection or
communication.

398

843.15(1)(a)

3rd

Failure to appear while
on bail for felony (bond
estreature or bond
jumping).

399

843.19(2)

2nd

Injure, disable, or kill
police, fire, or SAR
canine or police horse.

400

847.0135(5)(c)

3rd

Lewd or lascivious

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exhibition using
computer; offender less
than 18 years.

401

870.01(3) 2nd Aggravated rioting.

402

870.01(5) 2nd Aggravated inciting a
riot.

403

874.05(1)(a) 3rd Encouraging or
recruiting another to
join a criminal gang.

404

893.13(2)(a)1. 2nd Purchase of cocaine (or
other s. 893.03(1)(a),
(b), or (d), (2)(a),
(2)(b), or (2)(c)5.
drugs).

405

914.14(2) 3rd Witnesses accepting
bribes.

406

914.22(1) 3rd Force, threaten, etc.,
witness, victim, or
informant.

407

914.23(2) 3rd Retaliation against a
witness, victim, or
informant, no bodily

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injury.

408

916.1085
(2) (c) 1.

3rd

Introduction of
specified contraband
into certain DCF
facilities.

409

918.12

3rd

Tampering with jurors.

410

934.215

3rd

Use of two-way
communications device to
facilitate commission of
a crime.

411

944.47 (1) (a) 6.

3rd

Introduction of
contraband (cellular
telephone or other
portable communication
device) into
correctional
institution.

412

951.22 (1) (h) ,
(j) & (k)

3rd

Intoxicating drug,
instrumentality or other
device to aid escape, or
cellular telephone or
other portable
communication device
introduced into county

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detention facility.

413

414 (e) LEVEL 5

415

Florida

Felony

Statute

Degree

Description

416

316.027(2)(a)

3rd

Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.

417

316.1935(4)(a)

2nd

Aggravated fleeing or eluding.

418

316.80(2)

2nd

Unlawful conveyance of fuel; obtaining fuel fraudulently.

419

322.34(6)

3rd

Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.

420

327.30(5)

3rd

Vessel accidents involving personal injury; leaving scene.

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421

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 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.

422

379.367(4)

3rd

Willful molestation of a

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commercial harvester's
 spiny lobster trap,
 line, or buoy.

423

379.407 (5) (b) 3.

3rd

Possession of 100 or
 more undersized spiny
 lobsters.

424

381.0041 (11) (b)

3rd

Donate blood, plasma, or
 organs knowing HIV
 positive.

425

440.10 (1) (g)

2nd

Failure to obtain
 workers' compensation
 coverage.

426

440.105 (5)

2nd

Unlawful solicitation
 for the purpose of
 making workers'
 compensation claims.

427

440.381 (2)

3rd

Submission of false,
 misleading, or
 incomplete information
 with the purpose of
 avoiding or reducing
 workers' compensation
 premiums.

428

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429 624.401 (4) (b) 2. 2nd Transacting insurance
without a certificate or
authority; premium
collected \$20,000 or
more but less than
\$100,000.

430 626.902 (1) (c) 2nd Representing an
unauthorized insurer;
repeat offender.

431 790.01 (3) 3rd Unlawful carrying of a
concealed firearm.

432 790.162 2nd Threat to throw or
discharge destructive
device.

433 790.163 (1) 2nd False report of bomb,
explosive, weapon of
mass destruction, or use
of firearms in violent
manner.

434 790.221 (1) 2nd Possession of short-
barreled shotgun or
machine gun.

790.23 2nd Felons in possession of

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firearms, ammunition, or
electronic weapons or
devices.

435

796.05 (1)

2nd

Live on earnings of a
prostitute; 1st offense.

436

800.04 (6) (c)

3rd

Lewd or lascivious
conduct; offender less
than 18 years of age.

437

800.04 (7) (b)

2nd

Lewd or lascivious
exhibition; offender 18
years of age or older.

438

806.111 (1)

3rd

Possess, manufacture, or
dispense fire bomb with
intent to damage any
structure or property.

439

812.014 (2) (d) 3.

2nd

Grand theft, 2nd degree;
theft from 20 or more
dwellings or their
unenclosed curtilage, or
any combination.

440

812.0145 (2) (b)

2nd

Theft from person 65
years of age or older;
\$10,000 or more but less

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than \$50,000.

441

812.015
(8) (a) & (c) - (e)

3rd

Retail theft; property stolen is valued at \$750 or more and one or more specified acts.

442

812.015 (8) (f)

3rd

Retail theft; multiple thefts within specified period.

443

812.015 (8) (g)

3rd

Retail theft; in concert with five or more other persons within one or more establishments.

444

812.019 (1)

2nd

Stolen property; dealing in or trafficking in.

445

812.081 (3)

2nd

Trafficking in trade secrets.

446

812.131 (2) (b)

3rd

Robbery by sudden snatching.

447

812.16 (2)

3rd

Owning, operating, or conducting a chop shop.

448

817.034 (4) (a) 2.

2nd

Communications fraud,

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value \$20,000 to
\$50,000.

449

817.234 (11) (b)

2nd

Insurance fraud;
property value \$20,000
or more but less than
\$100,000.

450

817.2341 (1),
(2) (a) & (3) (a)

3rd

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

451

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.

452

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453 817.611 (2) (a) 2nd Traffic in or possess 5
to 14 counterfeit credit
cards or related
documents.

454 817.625 (2) (b) 2nd Second or subsequent
fraudulent use of
scanning device,
skimming device, or
reencoder.

455 825.1025 (4) 3rd Lewd or lascivious
exhibition in the
presence of an elderly
person or disabled
adult.

456 827.071 (4) 2nd Possess with intent to
promote any photographic
material, motion
picture, etc., which
includes child
pornography.

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

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pornography.

457

828.12 (2)

3rd

Tortures any animal with intent to inflict intense pain, serious physical injury, or death.

458

836.14 (4)

2nd

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

459

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.

460

843.01 (1)

3rd

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

461

847.0135 (5) (b)

2nd

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

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462

847.0137 3rd Transmission of
 (2) & (3) pornography by
 electronic device or
 equipment.

463

847.0138 3rd Transmission of material
 (2) & (3) harmful to minors to a
 minor by electronic
 device or equipment.

464

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

465

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

466

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).

467

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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 owned recreational facility or community center.

468

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.

469

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.,

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

470

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.

471

893.13(4)(b)

2nd

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

472

893.1351(1)

3rd

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

473

474

(f) LEVEL 6

475

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	Florida Statute	Felony Degree	Description
476	316.027 (2) (b)	2nd	Leaving the scene of a crash involving serious bodily injury.
477	316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
478	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
479	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
480	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
481	499.0051 (4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.

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490

775.0875 (1)	3rd	Taking firearm from law enforcement officer.
784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.
784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
784.041	3rd	Felony battery; domestic battery by strangulation.
784.048 (3)	3rd	Aggravated stalking; credible threat.
784.048 (5)	3rd	Aggravated stalking of person under 16.
784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.

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491	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
492	784.081 (2)	2nd	Aggravated assault on specified official or employee.
493	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
494	784.083 (2)	2nd	Aggravated assault on code inspector.
495	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
496	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.

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497
498
499
500
501
502

790.164 (1)

2nd

False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.

790.19

2nd

Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.

794.011 (8) (a)

3rd

Solicitation of minor to participate in sexual activity by custodial adult.

794.05 (1)

2nd

Unlawful sexual activity with specified minor.

800.04 (5) (d)

3rd

Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.

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503 800.04 (6) (b) 2nd Lewd or lascivious
conduct; offender 18
years of age or older.

504 806.031 (2) 2nd Arson resulting in great
bodily harm to
firefighter or any other
person.

505 810.02 (3) (c) 2nd Burglary of occupied
structure; unarmed; no
assault or battery.

506 810.145 (8) (b) 2nd Video voyeurism; certain
minor victims; 2nd or
subsequent offense.

507 812.014 (2) (b) 1. 2nd Property stolen \$20,000
or more, but less than
\$100,000, grand theft in
2nd degree.

508 812.014 (2) (c) 5. 3rd Grand theft; third
degree; firearm.

509 812.014 (6) 2nd Theft; property stolen
\$3,000 or more;
coordination of others.

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510 812.015 (9) (a) 2nd Retail theft; property stolen \$750 or more; second or subsequent conviction.

511 812.015 (9) (b) 2nd Retail theft; aggregated property stolen within 45 ~~30~~ days is \$3,000 or more; coordination of others.

512 812.015 (9) (d) 2nd Retail theft; multiple thefts within specified period.

513 812.015 (9) (e) 2nd Retail theft; in concert with five or more other persons within one or more establishments and solicits participation.

514 812.13 (2) (c) 2nd Robbery, no firearm or other weapon (strong-arm robbery).

514 817.4821 (5) 2nd Possess cloning paraphernalia with intent to create cloned cellular telephones.

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and property is valued
at less than \$10,000.

522

827.03(2)(c)

3rd

Abuse of a child.

523

827.03(2)(d)

3rd

Neglect of a child.

524

827.071(2) & (3)

2nd

Use or induce a child in
a sexual performance, or
promote or direct such
performance.

525

828.126(3)

3rd

Sexual activities
involving animals.

526

836.05

2nd

Threats; extortion.

527

836.10

2nd

Written or electronic
threats to kill, do
bodily injury, or
conduct a mass shooting
or an act of terrorism.

528

843.12

3rd

Aids or assists person
to escape.

529

847.011

3rd

Distributing, offering
to distribute, or
possessing with intent

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to distribute obscene materials depicting minors.

530

847.012

3rd

Knowingly using a minor in the production of materials harmful to minors.

531

847.0135 (2)

3rd

Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.

532

893.131

2nd

Distribution of controlled substances resulting in overdose or serious bodily injury.

533

914.23

2nd

Retaliation against a witness, victim, or informant, with bodily injury.

534

918.13 (2) (b)

2nd

Tampering with or fabricating physical evidence relating to a capital felony.

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535
536
537
538
539
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541
542

944.35 (3) (a) 2.

3rd

Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.

944.40

2nd

Escapes.

944.46

3rd

Harboring, concealing, aiding escaped prisoners.

944.47 (1) (a) 5.

2nd

Introduction of contraband (firearm, weapon, or explosive) into correctional facility.

951.22 (1) (i)

3rd

Firearm or weapon introduced into county detention facility.

(g) LEVEL 7

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	Florida Statute	Felony Degree	Description
543	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
544	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
545	316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
546	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
547	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent

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disability, or death.

548

409.920
(2) (b) 1.a.

3rd Medicaid provider fraud;
\$10,000 or less.

549

409.920
(2) (b) 1.b.

2nd Medicaid provider fraud;
more than \$10,000, but
less than \$50,000.

550

456.065 (2)

3rd Practicing a health care
profession without a
license.

551

456.065 (2)

2nd Practicing a health care
profession without a
license which results in
serious bodily injury.

552

458.327 (1)

3rd Practicing medicine
without a license.

553

459.013 (1)

3rd Practicing osteopathic
medicine without a
license.

554

460.411 (1)

3rd Practicing chiropractic
medicine without a
license.

555

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556	461.012 (1)	3rd	Practicing podiatric medicine without a license.
557	462.17	3rd	Practicing naturopathy without a license.
558	463.015 (1)	3rd	Practicing optometry without a license.
559	464.016 (1)	3rd	Practicing nursing without a license.
560	465.015 (2)	3rd	Practicing pharmacy without a license.
561	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
562	467.201	3rd	Practicing midwifery without a license.
563	468.366	3rd	Delivering respiratory care services without a license.
	483.828 (1)	3rd	Practicing as clinical laboratory personnel

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without a license.

564

483.901 (7)

3rd

Practicing medical physics
without a license.

565

484.013 (1) (c)

3rd

Preparing or dispensing
optical devices without a
prescription.

566

484.053

3rd

Dispensing hearing aids
without a license.

567

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.

568

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.

569

560.125 (5) (a)

3rd

Money services business by
unauthorized person,
currency or payment

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

570

655.50(10)(b)1.

3rd

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

571

775.21(10)(a)

3rd

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

572

775.21(10)(b)

3rd

Sexual predator working
where children regularly
congregate.

573

775.21(10)(g)

3rd

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

574

782.051(3)

2nd

Attempted felony murder of
a person by a person other
than the perpetrator or
the perpetrator of an

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attempted felony.

575

782.07(1)

2nd

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

576

782.071

2nd

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

577

782.072

2nd

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

578

784.045(1)(a)1.

2nd

Aggravated battery; intentionally causing great bodily harm or disfigurement.

579

784.045(1)(a)2.

2nd

Aggravated battery; using deadly weapon.

580

784.045(1)(b)

2nd

Aggravated battery; perpetrator aware victim

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pregnant.

581

784.048 (4)

3rd

Aggravated stalking;
violation of injunction or
court order.

582

784.048 (7)

3rd

Aggravated stalking;
violation of court order.

583

784.07 (2) (d)

1st

Aggravated battery on law
enforcement officer.

584

784.074 (1) (a)

1st

Aggravated battery on
sexually violent predators
facility staff.

585

784.08 (2) (a)

1st

Aggravated battery on a
person 65 years of age or
older.

586

784.081 (1)

1st

Aggravated battery on
specified official or
employee.

587

784.082 (1)

1st

Aggravated battery by
detained person on visitor
or other detainee.

588

784.083 (1)

1st

Aggravated battery on code

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inspector.

589

787.06(3)(a)2.

1st

Human trafficking using coercion for labor and services of an adult.

590

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.

591

790.07(4)

1st

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

592

790.16(1)

1st

Discharge of a machine gun under specified circumstances.

593

790.165(2)

2nd

Manufacture, sell, possess, or deliver hoax bomb.

594

790.165(3)

2nd

Possessing, displaying, or threatening to use any hoax bomb while committing

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or attempting to commit a
felony.

595

790.166(3)

2nd

Possessing, selling,
using, or attempting to
use a hoax weapon of mass
destruction.

596

790.166(4)

2nd

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

597

790.23

1st,PBL

Possession of a firearm by
a person who qualifies for
the penalty enhancements
provided for in s. 874.04.

598

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.

599

796.05(1)

1st

Live on earnings of a
prostitute; 2nd offense.

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600

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

601

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

602

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.

603

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.

604

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

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605

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

606

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

607

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

608

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

609

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.

610

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

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812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
<u>812.014 (2) (g)</u> 812.014 (2) (f)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
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, organizes, plans, etc., the theft of property and traffics in stolen property.
812.131 (2) (a)	2nd	Robbery by sudden snatching.
812.133 (2) (b)	1st	Carjacking; no firearm,

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deadly weapon, or other
 weapon.

618

817.034 (4) (a) 1.

1st

Communications fraud,
 value greater than
 \$50,000.

619

817.234 (8) (a)

2nd

Solicitation of motor
 vehicle accident victims
 with intent to defraud.

620

817.234 (9)

2nd

Organizing, planning, or
 participating in an
 intentional motor vehicle
 collision.

621

817.234 (11) (c)

1st

Insurance fraud; property
 value \$100,000 or more.

622

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.

623

817.418 (2) (a)

3rd

Offering for sale or

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advertising personal
protective equipment with
intent to defraud.

624

817.504 (1) (a)

3rd

Offering or advertising a
vaccine with intent to
defraud.

625

817.535 (2) (a)

3rd

Filing false lien or other
unauthorized document.

626

817.611 (2) (b)

2nd

Traffic in or possess 15
to 49 counterfeit credit
cards or related
documents.

627

825.102 (3) (b)

2nd

Neglecting an elderly
person or disabled adult
causing great bodily harm,
disability, or
disfigurement.

628

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.

629

827.03 (2) (b)

2nd

Neglect of a child causing

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great bodily harm,
 disability, or
 disfigurement.

630

827.04 (3)

3rd

Impregnation of a child
 under 16 years of age by
 person 21 years of age or
 older.

631

837.05 (2)

3rd

Giving false information
 about alleged capital
 felony to a law
 enforcement officer.

632

838.015

2nd

Bribery.

633

838.016

2nd

Unlawful compensation or
 reward for official
 behavior.

634

838.021 (3) (a)

2nd

Unlawful harm to a public
 servant.

635

838.22

2nd

Bid tampering.

636

843.0855 (2)

3rd

Impersonation of a public
 officer or employee.

637

843.0855 (3)

3rd

Unlawful simulation of

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legal process.

638

843.0855 (4)

3rd

Intimidation of a public officer or employee.

639

847.0135 (3)

3rd

Solicitation of a child, via a computer service, to commit an unlawful sex act.

640

847.0135 (4)

2nd

Traveling to meet a minor to commit an unlawful sex act.

641

872.06

2nd

Abuse of a dead human body.

642

874.05 (2) (b)

1st

Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

643

874.10

1st, PBL

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

644

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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.

645

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.

646

893.13(4)(a)

1st

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

647

893.135(1)(a)1.

1st

Trafficking in cannabis,

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more than 25 lbs., less than 2,000 lbs.

648

893.135
(1) (b) 1.a.

1st

Trafficking in cocaine, more than 28 grams, less than 200 grams.

649

893.135
(1) (c) 1.a.

1st

Trafficking in illegal drugs, more than 4 grams, less than 14 grams.

650

893.135
(1) (c) 2.a.

1st

Trafficking in hydrocodone, 28 grams or more, less than 50 grams.

651

893.135
(1) (c) 2.b.

1st

Trafficking in hydrocodone, 50 grams or more, less than 100 grams.

652

893.135
(1) (c) 3.a.

1st

Trafficking in oxycodone, 7 grams or more, less than 14 grams.

653

893.135
(1) (c) 3.b.

1st

Trafficking in oxycodone, 14 grams or more, less than 25 grams.

654

893.135
(1) (c) 4.b. (I)

1st

Trafficking in fentanyl, 4 grams or more, less than

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14 grams.

655

893.135
(1) (d) 1.a.

1st

Trafficking in
phencyclidine, 28 grams or
more, less than 200 grams.

656

893.135 (1) (e) 1.

1st

Trafficking in
methaqualone, 200 grams or
more, less than 5
kilograms.

657

893.135 (1) (f) 1.

1st

Trafficking in
amphetamine, 14 grams or
more, less than 28 grams.

658

893.135
(1) (g) 1.a.

1st

Trafficking in
flunitrazepam, 4 grams or
more, less than 14 grams.

659

893.135
(1) (h) 1.a.

1st

Trafficking in gamma-
hydroxybutyric acid (GHB),
1 kilogram or more, less
than 5 kilograms.

660

893.135
(1) (j) 1.a.

1st

Trafficking in 1,4-
Butanediol, 1 kilogram or
more, less than 5
kilograms.

661

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662
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667

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.
893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.

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668 896.104 (4) (a) 1. 3rd Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.

669 943.0435 (4) (c) 2nd Sexual offender vacating permanent residence; failure to comply with reporting requirements.

670 943.0435 (8) 2nd Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.

671 943.0435 (9) (a) 3rd Sexual offender; failure to comply with reporting requirements.

672 943.0435 (13) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

943.0435 (14) 3rd Sexual offender; failure

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

673

944.607(9)

3rd

Sexual offender; failure
 to comply with reporting
 requirements.

674

944.607(10)(a)

3rd

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

675

944.607(12)

3rd

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

676

944.607(13)

3rd

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

677

985.4815(10)

3rd

Sexual offender; failure
 to submit to the taking of

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a digitized photograph.

678

985.4815 (12)

3rd

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

679

985.4815 (13)

3rd

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

680

681

(h) LEVEL 8

682

Florida

Felony

Statute

Degree

Description

683

316.193

2nd

DUI manslaughter.

(3) (c) 3.a.

684

316.1935 (4) (b)

1st

Aggravated fleeing or attempted eluding with serious bodily injury or death.

685

327.35 (3) (c) 3.

2nd

Vessel BUI manslaughter.

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686

499.0051 (6) 1st Knowing trafficking in
contraband prescription
drugs.

687

499.0051 (7) 1st Knowing forgery of
prescription labels or
prescription drug labels.

688

560.123 (8) (b) 2. 2nd Failure to report
currency or payment
instruments totaling or
exceeding \$20,000, but
less than \$100,000 by
money transmitter.

689

560.125 (5) (b) 2nd Money transmitter
business by unauthorized
person, currency or
payment instruments
totaling or exceeding
\$20,000, but less than
\$100,000.

690

655.50 (10) (b) 2. 2nd Failure to report
financial transactions
totaling or exceeding
\$20,000, but less than
\$100,000 by financial

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institutions.

691

777.03 (2) (a)

1st

Accessory after the fact,
capital felony.

692

782.04 (4)

2nd

Killing of human without
design when engaged in
act or attempt of any
felony other than arson,
sexual battery, robbery,
burglary, kidnapping,
aggravated fleeing or
eluding with serious
bodily injury or death,
aircraft piracy, or
unlawfully discharging
bomb.

693

782.051 (2)

1st

Attempted felony murder
while perpetrating or
attempting to perpetrate
a felony not enumerated
in s. 782.04 (3).

694

782.071 (1) (b)

1st

Committing vehicular
homicide and failing to
render aid or give
information.

695

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696	782.072 (2)	1st	Committing vessel homicide and failing to render aid or give information.
697	787.06 (3) (a) 1.	1st	Human trafficking for labor and services of a child.
698	787.06 (3) (b)	1st	Human trafficking using coercion for commercial sexual activity of an adult.
699	787.06 (3) (c) 2.	1st	Human trafficking using coercion for labor and services of an unauthorized alien adult.
700	787.06 (3) (e) 1.	1st	Human trafficking for labor and services by the transfer or transport of a child from outside Florida to within the state.
	787.06 (3) (f) 2.	1st	Human trafficking using coercion for commercial sexual activity by the

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transfer or transport of any adult from outside Florida to within the state.

701

790.161 (3)

1st

Discharging a destructive device which results in bodily harm or property damage.

702

794.011 (5) (a)

1st

Sexual battery; victim 12 years of age or older but younger than 18 years; offender 18 years or older; offender does not use physical force likely to cause serious injury.

703

794.011 (5) (b)

2nd

Sexual battery; victim and offender 18 years of age or older; offender does not use physical force likely to cause serious injury.

704

794.011 (5) (c)

2nd

Sexual battery; victim 12 years of age or older; offender younger than 18 years; offender does not

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use physical force likely
to cause injury.

705

794.011 (5) (d)

1st

Sexual battery; victim 12
years of age or older;
offender does not use
physical force likely to
cause serious injury;
prior conviction for
specified sex offense.

706

794.08 (3)

2nd

Female genital
mutilation, removal of a
victim younger than 18
years of age from this
state.

707

800.04 (4) (b)

2nd

Lewd or lascivious
battery.

708

800.04 (4) (c)

1st

Lewd or lascivious
battery; offender 18
years of age or older;
prior conviction for
specified sex offense.

709

806.01 (1)

1st

Maliciously damage
dwelling or structure by
fire or explosive,

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believing person in
structure.

710

810.02 (2) (a) 1st,PBL Burglary with assault or
battery.

711

810.02 (2) (b) 1st,PBL Burglary; armed with
explosives or dangerous
weapon.

712

810.02 (2) (c) 1st Burglary of a dwelling or
structure causing
structural damage or
\$1,000 or more property
damage.

713

812.014 (2) (a) 2. 1st Property stolen; cargo
valued at \$50,000 or
more, grand theft in 1st
degree.

714

812.015 (11) (b) 1st Retail theft; possession
of a firearm during
commission of offense.

715

812.13 (2) (b) 1st Robbery with a weapon.

716

812.135 (2) (c) 1st Home-invasion robbery, no
firearm, deadly weapon,

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or other weapon.

717

817.418 (2) (b)

2nd

Offering for sale or advertising personal protective equipment with intent to defraud; second or subsequent offense.

718

817.504 (1) (b)

2nd

Offering or advertising a vaccine with intent to defraud; second or subsequent offense.

719

817.505 (4) (c)

1st

Patient brokering; 20 or more patients.

720

817.535 (2) (b)

2nd

Filing false lien or other unauthorized document; second or subsequent offense.

721

817.535 (3) (a)

2nd

Filing false lien or other unauthorized document; property owner is a public officer or employee.

722

817.535 (4) (a) 1.

2nd

Filing false lien or other unauthorized

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document; defendant is incarcerated or under supervision.

723

817.535 (5) (a)

2nd

Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.

724

817.568 (6)

2nd

Fraudulent use of personal identification information of an individual under the age of 18.

725

817.611 (2) (c)

1st

Traffic in or possess 50 or more counterfeit credit cards or related documents.

726

825.102 (2)

1st

Aggravated abuse of an elderly person or disabled adult.

727

825.1025 (2)

2nd

Lewd or lascivious battery upon an elderly person or disabled adult.

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728

825.103 (3) (a) 1st Exploiting an elderly person or disabled adult and property is valued at \$50,000 or more.

729

837.02 (2) 2nd Perjury in official proceedings relating to prosecution of a capital felony.

730

837.021 (2) 2nd Making contradictory statements in official proceedings relating to prosecution of a capital felony.

731

860.121 (2) (c) 1st Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.

732

860.16 1st Aircraft piracy.

733

893.13 (1) (b) 1st Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1) (a) or (b).

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893.13 (2) (b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1) (a) or (b).
893.13 (6) (c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1) (a) or (b).
893.135 (1) (a) 2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
893.135 (1) (b) 1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.
893.135 (1) (c) 1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.
893.135 (1) (c) 2.c.	1st	Trafficking in hydrocodone, 100 grams or more, less than 300 grams.

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741 893.135 1st Trafficking in oxycodone,
 (1) (c) 3.c. 25 grams or more, less
 than 100 grams.

742 893.135 1st Trafficking in fentanyl,
 (1) (c) 4.b. (II) 14 grams or more, less
 than 28 grams.

743 893.135 1st Trafficking in
 (1) (d) 1.b. phencyclidine, 200 grams
 or more, less than 400
 grams.

744 893.135 1st Trafficking in
 (1) (e) 1.b. methaqualone, 5 kilograms
 or more, less than 25
 kilograms.

745 893.135 1st Trafficking in
 (1) (f) 1.b. amphetamine, 28 grams or
 more, less than 200
 grams.

746 893.135 1st Trafficking in
 (1) (g) 1.b. flunitrazepam, 14 grams
 or more, less than 28
 grams.

893.135 1st Trafficking in gamma-

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(1) (h) 1.b.

hydroxybutyric acid
(GHB), 5 kilograms or
more, less than 10
kilograms.

747

893.135

1st

Trafficking in 1,4-
Butanediol, 5 kilograms
or more, less than 10
kilograms.

(1) (j) 1.b.

748

893.135

1st

Trafficking in
Phenethylamines, 200
grams or more, less than
400 grams.

(1) (k) 2.b.

749

893.135

1st

Trafficking in synthetic
cannabinoids, 1,000 grams
or more, less than 30
kilograms.

(1) (m) 2.c.

750

893.135

1st

Trafficking in n-benzyl
phenethylamines, 100
grams or more, less than
200 grams.

(1) (n) 2.b.

751

893.1351 (3)

1st

Possession of a place
used to manufacture
controlled substance when
minor is present or

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resides there.

752

895.03 (1)

1st

Use or invest proceeds derived from pattern of racketeering activity.

753

895.03 (2)

1st

Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.

754

895.03 (3)

1st

Conduct or participate in any enterprise through pattern of racketeering activity.

755

896.101 (5) (b)

2nd

Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.

756

896.104 (4) (a) 2.

2nd

Structuring transactions to evade reporting or registration requirements, financial transactions totaling or

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exceeding \$20,000 but
less than \$100,000.

757

758 Section 4. Paragraph (f) of subsection (1) of section
759 784.07, Florida Statutes, is amended to read:

760 784.07 Assault or battery of law enforcement officers and
761 other specified personnel; reclassification of offenses; minimum
762 sentences.—

763 (1) As used in this section, the term:

764 (f) "Public transit employees or agents" means bus
765 operators, train operators, revenue collectors, security
766 personnel, equipment maintenance personnel, or field
767 supervisors, who are employees or agents of a transit agency as
768 defined ~~described~~ in s. 812.015(1) ~~s. 812.015(1)(1)~~.

769 Section 5. This act shall take effect October 1, 2024.