

1 A bill to be entitled  
2 An act relating to tampering with, harassing, or  
3 retaliating against court officials; amending s.  
4 836.12, F.S.; defining the term "administrative  
5 assistant"; providing criminal penalties for persons  
6 who knowingly and willfully threaten specified court  
7 personnel; providing criminal penalties for persons  
8 who knowingly and willfully harass specified court  
9 personnel with certain intent; creating s. 918.115,  
10 F.S.; defining terms; amending s. 918.12, F.S.;  
11 providing criminal penalties for persons who knowingly  
12 with certain intent tamper with court officials;  
13 providing criminal penalties for persons who  
14 intentionally harass court officials when such  
15 harassment has a specified outcome; providing  
16 applicability; creating s. 918.125, F.S.; providing  
17 criminal penalties for persons who retaliate against  
18 court officials for their participation in official  
19 investigations or proceedings; providing enhanced  
20 criminal penalties if the retaliation results in  
21 bodily injury; amending ss. 772.102, 895.02, and  
22 921.0022, F.S.; conforming provisions to changes made  
23 by the act; providing an effective date.

24  
25 Be It Enacted by the Legislature of the State of Florida:

26  
27 Section 1. Section 836.12, Florida Statutes, is amended to  
28 read:

29 836.12 Threats or harassment.—

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

31 (a) "Administrative assistant" means a court employee  
32 assigned to the office of a specific general or special  
33 magistrate or a child support enforcement hearing officer.

34 (b) "Family member" means:

35 1. An individual related to another individual by blood or  
36 marriage; or

37 2. An individual who stands in loco parentis to another  
38 individual.

39 ~~(c)-(b)~~ "Judicial assistant" means a court employee  
40 assigned to the office of a specific judge or justice  
41 responsible for providing administrative, secretarial, and  
42 clerical support to the assigned judge or justice.

43 ~~(d)-(e)~~ "Law enforcement officer" means:

44 1. A law enforcement officer as defined in s. 943.10; or

45 2. A federal law enforcement officer as defined in s.  
46 901.1505.

47 (2) (a) Except as provided in paragraph (b), any person who  
48 knowingly and willfully threatens a law enforcement officer, a  
49 state attorney, an assistant state attorney, a firefighter, a  
50 judge, a justice, a general magistrate, a special magistrate, a

51 child support enforcement hearing officer, an administrative  
52 assistant, a judicial assistant, a clerk of the court, clerk  
53 personnel, or an elected official, or a family member of any  
54 such person, with death or serious bodily harm commits a  
55 misdemeanor of the first degree, punishable as provided in s.  
56 775.082 or s. 775.083.

57 (b) A person who commits a second or subsequent violation  
58 of paragraph (a) commits a felony of the third degree,  
59 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

60 (3) Any person who knowingly and willfully harasses a law  
61 enforcement officer, a state attorney, an assistant state  
62 attorney, a firefighter, a judge, a justice, a general  
63 magistrate, a special magistrate, a child support enforcement  
64 hearing officer, an administrative assistant, a judicial  
65 assistant, a clerk of the court, clerk personnel, or an elected  
66 official, with the intent to intimidate or coerce such a person  
67 to perform or refrain from performing a lawful duty, commits a  
68 misdemeanor of the first degree, punishable as provided in s.  
69 775.082 or s. 775.083.

70 Section 2. Section 918.115, Florida Statutes, is created  
71 to read:

72 918.115 Definitions; ss. 918.12-918.125.—As used in ss.  
73 918.12-918.125, the term:

74 (1) "Administrative assistant" means a court employee  
75 assigned to the office of a specific general or special

76 magistrate or a child support enforcement hearing officer.

77 (2) "Bodily injury" means a cut, an abrasion, a bruise, a  
78 burn, or a disfigurement; physical pain; illness; impairment of  
79 the function of a bodily member, an organ, or a mental faculty;  
80 or any other injury to the body, regardless of how temporary.

81 (3) "Court official" means any judge, justice, general  
82 magistrate, special magistrate, grand juror, petit juror, clerk  
83 of the court, deputy clerk of the court, judicial assistant,  
84 administrative assistant, attorney, child support enforcement  
85 hearing officer, bailiff, or court deputy.

86 (4) "Harass" means to engage in a course of conduct  
87 directed at a specific person which causes substantial emotional  
88 distress in that person and serves no legitimate purpose.

89 (5) "Judicial assistant" means a court employee assigned  
90 to the office of a specific judge or justice responsible for  
91 providing administrative, secretarial, or clerical support to  
92 the assigned judge or justice.

93 (6) "Misleading conduct" means any of the following:

94 (a) Knowingly making a false statement.

95 (b) Intentionally omitting information from a statement  
96 and thereby causing a portion of such statement to be  
97 misleading, or intentionally concealing a material fact and  
98 thereby creating a false impression by such statement.

99 (c) With the intent to mislead, knowingly submitting or  
100 inviting reliance on a writing or recording that is false,

101 forged, altered, or otherwise lacking in authenticity.

102 (d) With the intent to mislead, knowingly submitting or  
103 inviting reliance on a sample, specimen, map, photograph,  
104 boundary mark, or other object that is misleading in a material  
105 respect.

106 (e) Knowingly using a trick, scheme, or device with the  
107 intent to mislead.

108 (7) "Official investigation" means any investigation  
109 instituted by a law enforcement agency or prosecuting officer of  
110 the state or a political subdivision of the state or by the  
111 Commission on Ethics.

112 (8) "Official proceeding" means any proceeding before a  
113 judge or court or a grand jury.

114 (9) "Physical force" means physical action against another  
115 person and includes confinement of a person.

116 Section 3. Section 918.12, Florida Statutes, is amended to  
117 read:

118 918.12 Tampering with or harassing a court official  
119 ~~jurors.~~—

120 (1) TAMPERING WITH A COURT OFFICIAL.—

121 (a) A person who knowingly commits any of the following  
122 acts with the intent to cause or induce any court official to  
123 obstruct the administration of justice or affect the outcome of  
124 an official investigation or official proceeding, commits the  
125 crime of tampering with a court official:

126        1. Uses intimidation or physical force;

127        2. Threatens any person or attempts to do so;

128        3. Engages in misleading conduct toward any person; or

129        4. Offers pecuniary benefit or gain to any person.

130        (b) A person who violates paragraph (a) commits:

131        1. A felony of the third degree, punishable as provided in  
132        s. 775.082, s. 775.083, or s. 775.084, if the offense level of  
133        the affected official investigation or official proceeding is  
134        indeterminable.

135        2. A felony of the third degree, punishable as provided in  
136        s. 775.082, s. 775.083, or s. 775.084, if the official  
137        investigation or official proceeding affected involves the  
138        investigation or prosecution of a misdemeanor or noncriminal  
139        matter pending in county court.

140        3. A felony of the second degree, punishable as provided  
141        in s. 775.082, s. 775.083, or s. 775.084, if the official  
142        investigation or official proceeding affected involves the  
143        investigation or prosecution of a felony of the third degree or  
144        noncriminal matter pending in circuit court.

145        4. A felony of the first degree, punishable as provided in  
146        s. 775.082, s. 775.083, or s. 775.084, if the official  
147        investigation or official proceeding affected involves the  
148        investigation or prosecution of a felony of the second degree.

149        5. A felony of the first degree, punishable by a term of  
150        years not exceeding life or as provided in s. 775.082, s.

151 775.083, or s. 775.084, if the official investigation or  
152 official proceeding affected involves the investigation or  
153 prosecution of a felony of the first degree or a felony of the  
154 first degree punishable by a term of years not exceeding life.

155 6. A life felony, punishable as provided in s. 775.082, s.  
156 775.083, or s. 775.084, if the official investigation or  
157 official proceeding affected involves the investigation or  
158 prosecution of a life or capital felony.

159 (2) HARASSING A COURT OFFICIAL.—

160 (a) A person who intentionally harasses a court official  
161 and thereby hinders, delays, prevents, or dissuades, or attempts  
162 to hinder, delay, prevent, or dissuade a court official from  
163 performing any of the following acts commits the crime of  
164 harassing a court official:

165 1. Attending an official proceeding;

166 2. Rendering a fair verdict based solely upon the evidence  
167 produced at an official proceeding and upon the law; or

168 3. Following the rules of juror behavior and deliberation  
169 as set forth by the judge.

170 (b) A person who violates paragraph (a) commits:

171 1. A misdemeanor of the first degree, punishable as  
172 provided in s. 775.082 or s. 775.083, if the official  
173 investigation or official proceeding affected involves the  
174 investigation or prosecution of a misdemeanor or noncriminal  
175 matter pending in county court.

176        2. A felony of the third degree, punishable as provided in  
177        s. 775.082, s. 775.083, or s. 775.084, if the offense level of  
178        the affected official investigation or official proceeding is  
179        indeterminable.

180        3. A felony of the third degree, punishable as provided in  
181        s. 775.082, s. 775.083, or s. 775.084, if the official  
182        investigation or official proceeding affected involves the  
183        investigation or prosecution of a felony of the third degree or  
184        any noncriminal matter pending in circuit court.

185        4. A felony of the second degree, punishable as provided  
186        in s. 775.082, s. 775.083, or s. 775.084, if the official  
187        investigation or official proceeding affected involves the  
188        investigation or prosecution of a felony of the second degree.

189        5. A felony of the first degree, punishable as provided in  
190        s. 775.082, s. 775.083, or s. 775.084, if the official  
191        investigation or official proceeding affected involves the  
192        investigation or prosecution of a felony of the first degree.

193        6. A felony of the first degree, punishable by a term of  
194        years not exceeding life or as provided in s. 775.082, s.  
195        775.083, or s. 775.084, if the official investigation or  
196        official proceeding affected involves the investigation or  
197        prosecution of a felony of the first degree punishable by a term  
198        of years not exceeding life or a prosecution of a life or  
199        capital felony.

200        (3) APPLICABILITY.—This section does not apply to the



201 actions of an attorney acting in the performance of his or her  
202 duties ~~Any person who influences the judgment or decision of any~~  
203 ~~grand or petit juror on any matter, question, cause, or~~  
204 ~~proceeding which may be pending, or which may by law be brought,~~  
205 ~~before him or her as such juror, with intent to obstruct the~~  
206 ~~administration of justice, shall be guilty of a felony of the~~  
207 ~~third degree, punishable as provided in s. 775.082, s. 775.083,~~  
208 ~~or s. 775.084.~~

209 Section 4. Section 918.125, Florida Statutes, is created  
210 to read:

211 918.125 Retaliating against a court official.—

212 (1) A person who, with the intent to retaliate against a  
213 court official for his or her participation in an official  
214 investigation or official proceeding, commits any of the  
215 following acts commits a felony of the third degree, punishable  
216 as provided in s. 775.082, s. 775.083, or s. 775.084:

217 (a) Knowingly engages in any conduct that threatens to  
218 cause bodily injury to another person; or

219 (b) Damages the tangible property of another person or  
220 threatens to do so.

221 (2) If the conduct described in subsection (1) results in  
222 bodily injury, such person commits a felony of the second  
223 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
224 775.084.

225 Section 5. Paragraph (a) of subsection (1) of section

772.102, Florida Statutes, is amended to read:

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

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

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

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

2. Section 414.39, relating to public assistance fraud.

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

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

5. Chapter 517, relating to securities transactions.

6. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

7. Chapter 550, relating to jai alai frontons.

8. Chapter 552, relating to the manufacture, distribution, and use of explosives.

9. Chapter 562, relating to beverage law enforcement.

10. Section 624.401, relating to transacting insurance without a certificate of authority, s. 624.437(4)(c)1., relating to operating an unauthorized multiple-employer welfare arrangement, or s. 626.902(1)(b), relating to representing or aiding an unauthorized insurer.

- 251           11. Chapter 687, relating to interest and usurious  
252 practices.
- 253           12. Section 721.08, s. 721.09, or s. 721.13, relating to  
254 real estate timeshare plans.
- 255           13. Chapter 782, relating to homicide.
- 256           14. Chapter 784, relating to assault and battery.
- 257           15. Chapter 787, relating to kidnapping or human  
258 trafficking.
- 259           16. Chapter 790, relating to weapons and firearms.
- 260           17. Former s. 796.03, s. 796.04, s. 796.05, or s. 796.07,  
261 relating to prostitution.
- 262           18. Chapter 806, relating to arson.
- 263           19. Section 810.02(2)(c), relating to specified burglary  
264 of a dwelling or structure.
- 265           20. Chapter 812, relating to theft, robbery, and related  
266 crimes.
- 267           21. Chapter 815, relating to computer-related crimes.
- 268           22. Chapter 817, relating to fraudulent practices, false  
269 pretenses, fraud generally, and credit card crimes.
- 270           23. Section 827.071, relating to commercial sexual  
271 exploitation of children.
- 272           24. Chapter 831, relating to forgery and counterfeiting.
- 273           25. Chapter 832, relating to issuance of worthless checks  
274 and drafts.
- 275           26. Section 836.05, relating to extortion.

276 27. Chapter 837, relating to perjury.

277 28. Chapter 838, relating to bribery and misuse of public  
278 office.

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

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

282 31. Section 849.09, s. 849.14, s. 849.15, s. 849.23, or s.  
283 849.25, relating to gambling.

284 32. Chapter 893, relating to drug abuse prevention and  
285 control.

286 33. Section 914.22 or s. 914.23, relating to witnesses,  
287 victims, or informants.

288 34. Section 918.12, s. 918.125, or s. 918.13, relating to  
289 tampering with or harassing court officials, retaliating against  
290 court officials, ~~jurors~~ and tampering with evidence.

291 Section 6. Paragraph (a) of subsection (8) of section  
292 895.02, Florida Statutes, is amended to read:

293 895.02 Definitions.—As used in ss. 895.01-895.08, the  
294 term:

295 (8) "Racketeering activity" means to commit, to attempt to  
296 commit, to conspire to commit, or to solicit, coerce, or  
297 intimidate another person to commit:

298 (a) Any crime that is chargeable by petition, indictment,  
299 or information under the following provisions of the Florida  
300 Statutes:

1. Section 104.155(2), relating to aiding or soliciting a noncitizen in voting.

2. Section 210.18, relating to evasion of payment of cigarette taxes.

3. Section 316.1935, relating to fleeing or attempting to elude a law enforcement officer and aggravated fleeing or eluding.

4. Chapter 379, relating to the illegal sale, purchase, collection, harvest, capture, or possession of wild animal life, freshwater aquatic life, or marine life, and related crimes.

5. Section 403.727(3)(b), relating to environmental control.

6. Section 409.920 or s. 409.9201, relating to Medicaid fraud.

7. Section 414.39, relating to public assistance fraud.

8. Section 440.105 or s. 440.106, relating to workers' compensation.

9. Section 443.071(4), relating to creation of a fictitious employer scheme to commit reemployment assistance fraud.

10. Section 465.0161, relating to distribution of medicinal drugs without a permit as an Internet pharmacy.

11. Section 499.0051, relating to crimes involving contraband, adulterated, or misbranded drugs.

12. Part IV of chapter 501, relating to telemarketing.

13. Chapter 517, relating to sale of securities and investor protection.

14. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

15. Chapter 550, relating to jai alai frontons.

16. Section 551.109, relating to slot machine gaming.

17. Chapter 552, relating to the manufacture, distribution, and use of explosives.

18. Chapter 560, relating to money transmitters, if the violation is punishable as a felony.

19. Chapter 562, relating to beverage law enforcement.

20. Section 624.401, relating to transacting insurance without a certificate of authority, s. 624.437(4)(c)1., relating to operating an unauthorized multiple-employer welfare arrangement, or s. 626.902(1)(b), relating to representing or aiding an unauthorized insurer.

21. Section 655.50, relating to reports of currency transactions, when such violation is punishable as a felony.

22. Chapter 687, relating to interest and usurious practices.

23. Section 721.08, s. 721.09, or s. 721.13, relating to real estate timeshare plans.

24. Section 775.13(5)(b), relating to registration of persons found to have committed any offense for the purpose of benefiting, promoting, or furthering the interests of a criminal

gang.

25. Section 777.03, relating to commission of crimes by accessories after the fact.

26. Chapter 782, relating to homicide.

27. Chapter 784, relating to assault and battery.

28. Chapter 787, relating to kidnapping, human smuggling, or human trafficking.

29. Chapter 790, relating to weapons and firearms.

30. Chapter 794, relating to sexual battery, but only if such crime was committed with the intent to benefit, promote, or further the interests of a criminal gang, or for the purpose of increasing a criminal gang member's own standing or position within a criminal gang.

31. Former s. 796.03, former s. 796.035, s. 796.04, s. 796.05, or s. 796.07, relating to prostitution.

32. Chapter 806, relating to arson and criminal mischief.

33. Chapter 810, relating to burglary and trespass.

34. Chapter 812, relating to theft, robbery, and related crimes.

35. Chapter 815, relating to computer-related crimes.

36. Chapter 817, relating to fraudulent practices, false pretenses, fraud generally, credit card crimes, and patient brokering.

37. Chapter 825, relating to abuse, neglect, or exploitation of an elderly person or disabled adult.

38. Section 827.071, relating to commercial sexual exploitation of children.

39. Section 828.122, relating to fighting or baiting animals.

40. Chapter 831, relating to forgery and counterfeiting.

41. Chapter 832, relating to issuance of worthless checks and drafts.

42. Section 836.05, relating to extortion.

43. Chapter 837, relating to perjury.

44. Chapter 838, relating to bribery and misuse of public office.

45. Chapter 843, relating to obstruction of justice.

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

47. Chapter 849, relating to gambling, lottery, gambling or gaming devices, slot machines, or any of the provisions within that chapter.

48. Chapter 874, relating to criminal gangs.

49. Chapter 893, relating to drug abuse prevention and control.

50. Chapter 896, relating to offenses related to financial transactions.

51. Sections 914.22 and 914.23, relating to tampering with or harassing a witness, victim, or informant, and retaliation against a witness, victim, or informant.



52. Sections 918.12, 918.125, and 918.13, relating to tampering with or harassing court official, retaliating against court officials, ~~jurors~~ and tampering with evidence.

Section 7. Paragraph (d) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(d) LEVEL 4

| Florida<br>Statute | Felony<br>Degree | Description  |
|--------------------|------------------|--|
| 104.155            | 3rd              | Unqualified noncitizen electors voting; aiding or soliciting noncitizen electors in voting.  |
| 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. |

|     |               |     |  |
|-----|---------------|-----|--|
| 413 | 499.0051(1)   | 3rd | Failure to maintain or<br>deliver transaction history,<br>transaction information, or<br>transaction statements. |
| 414 | 499.0051(5)   | 2nd | Knowing sale or delivery, or<br>possession with intent to<br>sell, contraband<br>prescription drugs.             |
| 415 | 517.07(1)     | 3rd | Failure to register<br>securities.   |
| 416 | 517.12(1)     | 3rd | Failure of dealer or<br>associated person of a<br>dealer of securities to<br>register.                           |
| 417 | 784.031       | 3rd | Battery by strangulation.  |
| 418 | 784.07(2)(b)  | 3rd | Battery of law enforcement<br>officer, firefighter, etc.   |
| 419 | 784.074(1)(c) | 3rd | Battery of sexually  |

|     |                |     |   |
|-----|----------------|-----|---|
|     |                |     | violent predators<br>facility staff.  |
| 420 | 784.075        | 3rd | Battery on detention or<br>commitment facility staff.   |
| 421 | 784.078        | 3rd | Battery of facility employee<br>by throwing, tossing, or<br>expelling certain fluids or<br>materials. |
| 422 | 784.08 (2) (c) | 3rd | Battery on a person 65 years<br>of age or older.  |
| 423 | 784.081 (3)    | 3rd | Battery on specified<br>official or employee.   |
| 424 | 784.082 (3)    | 3rd | Battery by detained<br>person on visitor or<br>other detainee.  |
| 425 | 784.083 (3)    | 3rd | Battery on code<br>inspector.   |
| 426 | 784.085        | 3rd | Battery of child by throwing,   |

|     |             |     |   |
|-----|-------------|-----|---|
| 427 |             |     | tossing, projecting, or<br>expelling certain fluids or<br>materials.  |
|     | 787.03 (1)  | 3rd | Interference with custody;<br>wrongly takes minor from<br>appointed guardian.   |
| 428 |             |     |   |
|     | 787.04 (2)  | 3rd | Take, entice, or remove child<br>beyond state limits with<br>criminal intent pending<br>custody proceedings.  |
| 429 |             |     |   |
|     | 787.04 (3)  | 3rd | Carrying child beyond<br>state lines with criminal<br>intent to avoid producing<br>child at custody hearing<br>or delivering to<br>designated person. |
| 430 |             |     |   |
|     | 787.07      | 3rd | Human smuggling.  |
| 431 |             |     |   |
|     | 790.115 (1) | 3rd | Exhibiting firearm or<br>weapon within 1,000 feet<br>of a school.   |

|     |                 |     |   |
|-----|-----------------|-----|---|
| 432 | 790.115 (2) (b) | 3rd | Possessing electric<br>weapon or device,<br>destructive device, or<br>other weapon on school<br>property. |
| 433 | 790.115 (2) (c) | 3rd | Possessing firearm on<br>school property.   |
| 434 | 794.051 (1)     | 3rd | Indecent, lewd, or<br>lascivious touching of<br>certain minors.   |
| 435 | 800.04 (7) (c)  | 3rd | Lewd or lascivious<br>exhibition; offender less<br>than 18 years.   |
| 436 | 806.135         | 2nd | Destroying or demolishing a<br>memorial or historic property.   |
| 437 | 810.02 (4) (a)  | 3rd | Burglary, or attempted<br>burglary, of an<br>unoccupied structure;<br>unarmed; no assault or              |

battery.

810.02 (4) (b)

3rd

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

810.06

3rd

Burglary; possession of  
tools.

810.08 (2) (c)

3rd

Trespass on property, armed  
with firearm or dangerous  
weapon.

810.145 (3) (b)

3rd

Digital voyeurism  
dissemination.

812.014 (2) (c) 3.

3rd

Grand theft, 3rd  
degree \$10,000 or  
more but less than  
\$20,000.

812.014

3rd

(2) (c) 4. &  
6.-10.

Grand theft, 3rd degree;  
specified items.

|     |                    |     |   |
|-----|--------------------|-----|---|
| 444 | 812.014 (2) (d) 2. | 3rd | Grand theft, 3rd degree; \$750 or more taken from dwelling or its unenclosed curtilage.   |
| 445 | 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. |
| 446 | 812.0195 (2)       | 3rd | Dealing in stolen property by use of the Internet; property stolen \$300 or more.   |
| 447 | 817.505 (4) (a)    | 3rd | Patient brokering.  |
| 448 | 817.563 (1)        | 3rd | Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03 (5) drugs.                             |
| 449 |                    |     |   |

|     |                  |     |   |
|-----|------------------|-----|---|
| 450 | 817.568 (2) (a)  | 3rd | Fraudulent use of personal<br>identification information.   |
| 451 | 817.5695 (3) (c) | 3rd | Exploitation of person 65<br>years of age or older,<br>value less than \$10,000.  |
| 452 | 817.625 (2) (a)  | 3rd | Fraudulent use of scanning<br>device, skimming device, or<br>reencoder.   |
| 453 | 817.625 (2) (c)  | 3rd | Possess, sell, or<br>deliver skimming device.   |
| 454 | 828.125 (1)      | 2nd | Kill, maim, or cause<br>great bodily harm or<br>permanent breeding<br>disability to any<br>registered horse or<br>cattle. |
|     | 836.14 (2)       | 3rd | Person who commits<br>theft of a sexually<br>explicit image with<br>intent to promote it.                                 |



455 | 836.14 (3) 3rd Person who willfully  
possesses a sexually  
explicit image with  
certain knowledge, intent,  
and purpose.

456 | 837.02 (1) 3rd Perjury in official  
proceedings.

457 | 837.021 (1) 3rd Make contradictory  
statements in official  
proceedings.

458 | 838.022 3rd Official misconduct.

459 | 839.13 (2) (a) 3rd Falsifying records of  
an individual in the  
care and custody of a  
state agency.

460 | 839.13 (2) (c) 3rd Falsifying records of  
the Department of  
Children and Families.

461 |

|     |                  |     |   |
|-----|------------------|-----|---|
| 462 | 843.021          | 3rd | Possession of a concealed handcuff key by a person in custody.  |
| 463 | 843.025          | 3rd | Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication. |
| 464 | 843.15 (1) (a)   | 3rd | Failure to appear while on bail for felony (bond estreature or bond jumping).                                     |
| 465 | 843.19 (2)       | 2nd | Injure, disable, or kill police, fire, or SAR canine or police horse.   |
| 466 | 847.0135 (5) (c) | 3rd | Lewd or lascivious exhibition using computer; offender less than 18 years.  |
|     | 870.01 (3)       | 2nd | Aggravated rioting.   |

|     |                   |     |   |
|-----|-------------------|-----|---|
| 467 | 870.01 (5)        | 2nd | Aggravated inciting a riot.   |
| 468 | 874.05 (1) (a)    | 3rd | Encouraging or recruiting another to join a criminal gang.  |
| 469 | 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). |
| 470 | 914.14 (2)        | 3rd | Witnesses accepting bribes.   |
| 471 | 914.22 (1)        | 3rd | Force, threaten, etc., witness, victim, or informant.   |
| 472 | 914.23 (2)        | 3rd | Retaliation against a witness, victim, or informant, no bodily injury.                                |
| 473 |                   |     |   |

|     |                               |                |   |
|-----|-------------------------------|----------------|---|
| 474 | 916.1085<br>(2) (c) 1.        | 3rd            | Introduction of specified<br>contraband into certain DCF<br>facilities.   |
| 475 | <del>918.12</del>             | <del>3rd</del> | <del>Tampering with jurors.</del>   |
| 476 | 934.215                       | 3rd            | Use of two-way communications<br>device to facilitate commission<br>of a crime.   |
| 477 | 944.47 (1) (a) 6.             | 3rd            | Introduction of<br>contraband (cellular<br>telephone or other<br>portable communication<br>device) into<br>correctional<br>institution.                                 |
|     | 951.22 (1) (h) ,<br>(j) & (k) | 3rd            | Intoxicating drug,<br>instrumentality or other<br>device to aid escape, or<br>cellular telephone or<br>other portable<br>communication device<br>introduced into county |

CS/HB 1049, Engrossed 1

2025

detention facility.

478

479

480

Section 8. This act shall take effect October 1, 2025.