

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Criminal Justice
 2 Subcommittee

3 Representative Chamberlin offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7

8 **Section 1. Subsections (2), (3), and (4) of section**
 9 **316.1935, Florida Statutes, are amended, and subsection (1) of**
 10 **that section is republished, to read:**

11 316.1935 Fleeing or attempting to elude a law enforcement
 12 officer; aggravated fleeing or eluding.-

13 (1) It is unlawful for the operator of any vehicle, having
 14 knowledge that he or she has been ordered to stop such vehicle
 15 by a duly authorized law enforcement officer, willfully to
 16 refuse or fail to stop the vehicle in compliance with such order

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17 or, having stopped in knowing compliance with such order,
18 willfully to flee in an attempt to elude the officer, and a
19 person who violates this subsection commits a felony of the
20 third degree, punishable as provided in s. 775.082, s. 775.083,
21 or s. 775.084.

22 (2) Any person who willfully flees or attempts to elude a
23 law enforcement officer in an authorized law enforcement patrol
24 vehicle, with agency ~~insignia and other~~ jurisdictional markings
25 prominently displayed on the vehicle, with siren and lights
26 activated commits a felony of the second ~~third~~ degree,
27 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

28 (3) Any person who willfully flees or attempts to elude a
29 law enforcement officer in an authorized law enforcement patrol
30 vehicle, with agency ~~insignia and other~~ jurisdictional markings
31 prominently displayed on the vehicle, with siren and lights
32 activated, and during the course of the fleeing or attempted
33 eluding:

34 (a) Drives at high speed, or in any manner which
35 demonstrates a wanton disregard for the safety of persons or
36 property, commits a felony of the second degree, punishable as
37 provided in s. 775.082, s. 775.083, or s. 775.084.

38 (b) Drives at high speed, or in any manner which
39 demonstrates a wanton disregard for the safety of persons or
40 property, and causes serious bodily injury or death to another
41 person, including any law enforcement officer involved in

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42 pursuing or otherwise attempting to effect a stop of the
43 person's vehicle, commits a felony of the first degree,
44 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
45 Notwithstanding any other provision of law, the court shall
46 sentence any person convicted of committing the offense
47 described in this paragraph to a mandatory minimum sentence of 3
48 years imprisonment. ~~Nothing in~~ This paragraph does not ~~shall~~
49 prevent a court from imposing a greater sentence of
50 incarceration as authorized by law.

51 (4) Any person who, in the course of unlawfully leaving or
52 attempting to leave the scene of a crash in violation of s.
53 316.027 or s. 316.061, having knowledge of an order to stop by a
54 duly authorized law enforcement officer, willfully refuses or
55 fails to stop in compliance with such an order, or having
56 stopped in knowing compliance with such order, willfully flees
57 in an attempt to elude such officer and, as a result of such
58 fleeing or eluding:

59 (a) Causes injury to another person or causes damage to
60 any property belonging to another person, commits aggravated
61 fleeing or eluding, a felony of the second degree, punishable as
62 provided in s. 775.082, s. 775.083, or s. 775.084.

63 (b) Causes serious bodily injury or death to another
64 person, including any law enforcement officer involved in
65 pursuing or otherwise attempting to effect a stop of the
66 person's vehicle, commits aggravated fleeing or eluding with

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67 serious bodily injury or death, a felony of the first degree,
68 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

69

70 The felony of aggravated fleeing or eluding and the felony of
71 aggravated fleeing or eluding with serious bodily injury or
72 death constitute separate offenses for which a person may be
73 charged, in addition to the offenses under ss. 316.027 and
74 316.061, relating to unlawfully leaving the scene of a crash,
75 which the person had been in the course of committing or
76 attempting to commit when the order to stop was given.

77 Notwithstanding any other provision of law, the court shall
78 sentence any person convicted of committing aggravated fleeing
79 or eluding with serious bodily injury or death to a mandatory
80 minimum sentence of 3 years imprisonment. ~~Nothing in~~ This
81 subsection does not ~~shall~~ prevent a court from imposing a
82 greater sentence of incarceration as authorized by law.

83 **Section 2. Paragraphs (a), (c), (d), (e), and (f) of**
84 **subsection (3) of section 921.0022, Florida Statutes, are**
85 **amended to read:**

86 921.0022 Criminal Punishment Code; offense severity
87 ranking chart.—

88 (3) OFFENSE SEVERITY RANKING CHART

89 (a) LEVEL 1

90

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Bill No. HB 113 (2025)

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	Florida Statute	Felony Degree	Description
91	24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
92	104.0616 (2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
93	212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
94	212.15 (2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
95	316.1935 (1)	3rd	Fleeing or attempting to elude law enforcement officer.
96			

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97	319.30 (5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
98	319.35 (1) (a)	3rd	Tamper, adjust, change, etc., an odometer.
99	320.26 (1) (a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
100	322.212 (1) (a) - (c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.
101	322.212 (4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.
102	322.212 (5) (a)	3rd	False application for driver license or identification card.

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103	414.39(3)(a)	3rd	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.
104	443.071(1)	3rd	False statement or representation to obtain or increase reemployment assistance benefits.
105	509.151(1)	3rd	Defraud an innkeeper, food or lodging value \$1,000 or more.
106	517.302(1)	3rd	Violation of the Florida Securities and Investor Protection Act.
107	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.
108	812.014(3)(c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).

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109	815.04(4)(a)	3rd	Offense against intellectual property (i.e., computer programs, data).
110	817.52(2)	3rd	Hiring with intent to defraud, motor vehicle services.
111	817.569(2)	3rd	Use of public record or public records information or providing false information to facilitate commission of a felony.
112	826.01	3rd	Bigamy.
113	828.122(3)	3rd	Fighting or baiting animals.
114	831.04(1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
	831.31(1)(a)	3rd	Sell, deliver, or possess counterfeit controlled

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substances, all but s.
893.03(5) drugs.

115

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

116

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

117

838.15(2) 3rd Commercial bribe receiving.

118

838.16 3rd Commercial bribery.

119

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

120

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

121

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

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130 131	(c) LEVEL 3	Felony Degree	Description
132	119.10 (2) (b)	3rd	Unlawful use of confidential information from police reports.
133	316.066 (3) (b) - (d)	3rd	Unlawfully obtaining or using confidential crash reports.
134	316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
135	<u>316.1935 (1)</u>	<u>3rd</u>	<u>Fleeing or attempting to elude law enforcement officer.</u>
136	316.1935 (2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
137			

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138	319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
139	319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
140	319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
141	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
142	327.35(2)(b)	3rd	Felony BUI.
143	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.

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144	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
145	376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
146	379.2431 (1)(e)5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.
147	379.2431 (1)(e)6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.

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148	379.2431 (1) (e) 7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
149	400.9935 (4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
150	400.9935 (4) (e)	3rd	Filing a false license application or other required information or failing to report information.
151	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
152	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.

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153	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
154	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
155	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
156	697.08	3rd	Equity skimming.
157	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
158	794.053	3rd	Lewd or lascivious written solicitation of a person 16 or 17 years of age by a person 24 years of age or older.
	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.

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159	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
160	810.09 (2) (b)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
161	810.145 (2) (c)	3rd	Digital voyeurism; 19 years of age or older.
162	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
163	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
164	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
165	812.081 (2)	3rd	Theft of a trade secret.
166			

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167	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
168	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
169	817.233	3rd	Burning to defraud insurer.
170	817.234 (8) (b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
171	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
172	817.236	3rd	Filing a false motor vehicle insurance application.
173	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.

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174	817.413(2)	3rd	Sale of used goods of \$1,000 or more as new.
175	817.49(2)(b)1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
176	831.28(2)(a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
177	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
178	836.13(2)	3rd	Person who promotes an altered sexual depiction of an identifiable person without consent.

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179	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
180	847.01385	3rd	Harmful communication to a minor.
181	860.15 (3)	3rd	Overcharging for repairs and parts.
182	870.01 (2)	3rd	Riot.
183	870.01 (4)	3rd	Inciting a riot.
184	893.13 (1) (a) 2.	3rd	Sell, manufacture, or deliver cannabis (or other s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs).
	893.13 (1) (d) 2.	2nd	Sell, manufacture, or deliver s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs

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within 1,000 feet of
university.

185

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

186

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

187

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

188

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

189

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- 190
191
192
193

893.13(7)(a)9.

893.13(7)(a)10.

893.13(7)(a)11.

893.13(8)(a)1.

893.13(8)(a)2.

3rd

3rd

3rd

3rd

3rd

Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.

Affix false or forged label to package of controlled substance.

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

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

Employ a trick or scheme in the practitioner's practice to

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assist a patient, other person,
or owner of an animal in
obtaining a controlled
substance.

194

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

195

893.13(8)(a)4. 3rd Write a prescription for a
controlled substance for a
patient, other person, or an
animal if the sole purpose of
writing the prescription is a
monetary benefit for the
practitioner.

196

918.13(1) 3rd Tampering with or fabricating
physical evidence.

197

944.47 3rd Introduce contraband to
(1)(a)1. & 2. correctional facility.

198

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199	944.47(1)(c)	2nd	Possess contraband while upon the grounds of a correctional institution.
200	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
201	(d) LEVEL 4		
202	Florida Statute	Felony Degree	Description
203	<u>316.1935(2)</u>	<u>2nd</u>	<u>Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.</u>
204	316.1935(3)(a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer

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~~who is in a patrol vehicle with
siren and lights activated.~~

205

499.0051(1) 3rd Failure to maintain or deliver
transaction history,
transaction information, or
transaction statements.

206

499.0051(5) 2nd Knowing sale or delivery, or
possession with intent to sell,
contraband prescription drugs.

207

517.07(1) 3rd Failure to register securities.

208

517.12(1) 3rd Failure of dealer or associated
person of a dealer of
securities to register.

209

784.031 3rd Battery by strangulation.

210

784.07(2)(b) 3rd Battery of law enforcement
officer, firefighter, etc.

211

784.074(1)(c) 3rd Battery of sexually violent
predators facility staff.

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212	784.075	3rd	Battery on detention or commitment facility staff.
213	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
214	784.08 (2) (c)	3rd	Battery on a person 65 years of age or older.
215	784.081 (3)	3rd	Battery on specified official or employee.
216	784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
217	784.083 (3)	3rd	Battery on code inspector.
218	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
219			

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220	787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
221	787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
222	787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
223	787.07	3rd	Human smuggling.
224	790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
225	790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.

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226	790.115 (2) (c)	3rd	Possessing firearm on school property.
227	794.051 (1)	3rd	Indecent, lewd, or lascivious touching of certain minors.
228	800.04 (7) (c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
229	806.135	2nd	Destroying or demolishing a memorial or historic property.
230	810.02 (4) (a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
231	810.02 (4) (b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
232	810.06	3rd	Burglary; possession of tools.

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233	810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
234	810.145(3)(b)	3rd	Digital voyeurism dissemination.
235	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
236	812.014 (2)(c)4. & 6.-10.	3rd	Grand theft, 3rd degree; specified items.
237	812.014(2)(d)2.	3rd	Grand theft, 3rd degree; \$750 or more taken from dwelling or its unenclosed curtilage.
238	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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239	812.0195 (2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
240	817.505 (4) (a)	3rd	Patient brokering.
241	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
242	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.
243	817.5695 (3) (c)	3rd	Exploitation of person 65 years of age or older, value less than \$10,000.
244	817.625 (2) (a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.
245	817.625 (2) (c)	3rd	Possess, sell, or deliver skimming device.

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246	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
247	836.14(2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
248	836.14(3)	3rd	Person who willfully possesses a sexually explicit image with certain knowledge, intent, and purpose.
249	837.02(1)	3rd	Perjury in official proceedings.
250	837.021(1)	3rd	Make contradictory statements in official proceedings.
251	838.022	3rd	Official misconduct.
	839.13(2)(a)	3rd	Falsifying records of an individual in the care and custody of a state agency.

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252	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.
253	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
254	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
255	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
256	843.19(2)	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
257	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.

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258	870.01 (3)	2nd	Aggravated rioting.
259	870.01 (5)	2nd	Aggravated inciting a riot.
260	874.05 (1) (a)	3rd	Encouraging or recruiting another to join a criminal gang.
261	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).
262	914.14 (2)	3rd	Witnesses accepting bribes.
263	914.22 (1)	3rd	Force, threaten, etc., witness, victim, or informant.
264	914.23 (2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
265			

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266	916.1085 (2) (c) 1.	3rd	Introduction of specified contraband into certain DCF facilities.
267	918.12	3rd	Tampering with jurors.
268	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.
269	944.47 (1) (a) 6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.
270	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 detention facility.
271	(e) LEVEL 5		
272			

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	Florida Statute	Felony Degree	Description
273	316.027(2)(a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
274	<u>316.1935(3)(a)</u>	<u>2nd</u>	<u>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.</u>
275	316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
276	316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
277	322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.

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278

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

279

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.

280

Amendment No. 1

281	379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
282	379.407(5)(b)3.	3rd	Possession of 100 or more undersized spiny lobsters.
283	381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
284	440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage.
285	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
286	440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
	624.401(4)(b)2.	2nd	Transacting insurance without a certificate or authority;

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premium collected \$20,000 or
more but less than \$100,000.

287

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

288

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

289

790.162 2nd Threat to throw or discharge
destructive device.

290

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

291

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

292

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

293

Amendment No. 1

294	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
295	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
296	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
297	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
298	810.145 (4) (c)	3rd	Commercial digital voyeurism dissemination.
299	810.145 (7) (a)	2nd	Digital voyeurism; 2nd or subsequent offense.
300	810.145 (8) (a)	2nd	Digital voyeurism; certain minor victims.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 113 (2025)

Amendment No. 1

301	812.014 (2) (d) 3.	2nd	Grand theft, 2nd degree; theft from 20 or more dwellings or their unenclosed curtilage, or any combination.
302	812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
303	812.015 (8) (a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
304	812.015 (8) (f)	3rd	Retail theft; multiple thefts within specified period.
305	812.015 (8) (g)	3rd	Retail theft; committed with specified number of other persons.
306	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
307	812.081 (3)	2nd	Trafficking in trade secrets.

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308	812.131 (2) (b)	3rd	Robbery by sudden snatching.
309	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
310	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
311	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
312	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.
	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

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personal identification
information of 10 or more
persons.

313

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

314

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

315

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

316

828.12(2) 3rd Tortures any animal with intent
to inflict intense pain,
serious physical injury, or
death.

317

836.14(4) 2nd Person who willfully promotes
for financial gain a sexually
explicit image of an

Amendment No. 1

identifiable person without
consent.

318

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.

319

843.01(1) 3rd Resist officer with violence to
person; resist arrest with
violence.

320

847.0135(5)(b) 2nd Lewd or lascivious exhibition
using computer; offender 18
years or older.

321

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

322

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

323

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324	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
325	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
326	893.13 (1) (a) 1.	2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 5. drugs).
	893.13 (1) (c) 2.	2nd	Sell, manufacture, or deliver cannabis (or other s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned

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recreational facility or
community center.

327

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.

328

893.13(1)(e)2. 2nd Sell, manufacture, or deliver
cannabis or other drug
prohibited under s.
893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9.,
(2)(c)10., (3), or (4) within
1,000 feet of property used for
religious services or a
specified business site.

329

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.

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drugs) within 1,000 feet of
public housing facility.

330

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

331

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

332

333 (f) LEVEL 6

334

Florida	Felony	
Statute	Degree	Description

335

316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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336

316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
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337

<u>316.1935(4)(a)</u>	<u>2nd</u>	<u>Aggravated fleeing or eluding.</u>
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338	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
339	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
340	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
341	499.0051 (4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
342	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
343	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.
344			

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345	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
346	784.041	3rd	Felony battery; domestic battery by strangulation.
347	784.048 (3)	3rd	Aggravated stalking; credible threat.
348	784.048 (5)	3rd	Aggravated stalking of person under 16.
349	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
350	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
351	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
352	784.081 (2)	2nd	Aggravated assault on specified official or employee.

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353	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
354	784.083 (2)	2nd	Aggravated assault on code inspector.
355	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
356	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
357	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
	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.

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358	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
359	794.011 (8) (a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
360	794.05 (1)	2nd	Unlawful sexual activity with specified minor.
361	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.
362	800.04 (6) (b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
363	806.031 (2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
364			

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365	810.02 (3) (c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
366	810.145 (8) (b)	2nd	Digital voyeurism; certain minor victims; 2nd or subsequent offense.
367	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
368	812.014 (2) (c) 5.	3rd	Grand theft; third degree; firearm.
369	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
370	812.015 (9) (a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.
	812.015 (9) (b)	2nd	Retail theft; aggregated property stolen within 120 days

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is \$3,000 or more; coordination
of others.

371

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

372

812.015 (9) (e) 2nd Retail theft; committed with
specified number of other
persons and use of social media
platform.

373

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

374

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

375

817.49 (2) (b) 2. 2nd Willful making of a false
report of a crime resulting in
death.

376

817.505 (4) (b) 2nd Patient brokering; 10 or more
patients.

377

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 113 (2025)

Amendment No. 1

378	817.5695 (3) (b)	2nd	Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.
379	825.102 (1)	3rd	Abuse of an elderly person or disabled adult.
380	825.102 (3) (c)	3rd	Neglect of an elderly person or disabled adult.
381	825.1025 (3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
382	825.103 (3) (c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
383	827.03 (2) (c)	3rd	Abuse of a child.
384	827.03 (2) (d)	3rd	Neglect of a child.
	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion

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picture, etc., which includes
child pornography.

385

828.126(3) 3rd Sexual activities involving
animals.

386

836.05 2nd Threats; extortion.

387

836.10 2nd Written or electronic threats
to kill, do bodily injury, or
conduct a mass shooting or an
act of terrorism.

388

843.12 3rd Aids or assists person to
escape.

389

847.011 3rd Distributing, offering to
distribute, or possessing with
intent to distribute obscene
materials depicting minors.

390

847.012 3rd Knowingly using a minor in the
production of materials harmful
to minors.

391

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392	847.0135 (2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
393	893.131	2nd	Distribution of controlled substances resulting in overdose or serious bodily injury.
394	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
395	918.13 (2) (b)	2nd	Tampering with or fabricating physical evidence relating to a capital felony.
396	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.

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- 397
- 944.46 3rd Harboring, concealing, aiding
escaped prisoners.
- 398
- 944.47(1)(a)5. 2nd Introduction of contraband
(firearm, weapon, or explosive)
into correctional facility.
- 399
- 951.22(1)(i) 3rd Firearm or weapon introduced
into county detention facility.

400
401
402

**Section 3. Paragraph (b) of subsection (1) of section
921.0024, Florida Statutes, is amended to read:**

405
406
407
408
409
410
411
412
413

(1)

(b) WORKSHEET KEY:

Legal status points are assessed when any form of legal status
existed at the time the offender committed an offense before the
court for sentencing. Four (4) sentence points are assessed for
an offender's legal status.

Community sanction violation points are assessed when a
community sanction violation is before the court for sentencing.

Six (6) sentence points are assessed for each community sanction

Amendment No. 1

414 violation and each successive community sanction violation,
415 unless any of the following apply:

416 1. If the community sanction violation includes a new
417 felony conviction before the sentencing court, twelve (12)
418 community sanction violation points are assessed for the
419 violation, and for each successive community sanction violation
420 involving a new felony conviction.

421 2. If the community sanction violation is committed by a
422 violent felony offender of special concern as defined in s.
423 948.06:

424 a. Twelve (12) community sanction violation points are
425 assessed for the violation and for each successive violation of
426 felony probation or community control where:

427 I. The violation does not include a new felony conviction;
428 and

429 II. The community sanction violation is not based solely
430 on the probationer or offender's failure to pay costs or fines
431 or make restitution payments.

432 b. Twenty-four (24) community sanction violation points
433 are assessed for the violation and for each successive violation
434 of felony probation or community control where the violation
435 includes a new felony conviction.

436 Multiple counts of community sanction violations before the
437 sentencing court shall not be a basis for multiplying the
438 assessment of community sanction violation points.

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439 Prior serious felony points: If the offender has a primary
440 offense or any additional offense ranked in level 8, level 9, or
441 level 10, and one or more prior serious felonies, a single
442 assessment of thirty (30) points shall be added. For purposes of
443 this section, a prior serious felony is an offense in the
444 offender's prior record that is ranked in level 8, level 9, or
445 level 10 under s. 921.0022 or s. 921.0023 and for which the
446 offender is serving a sentence of confinement, supervision, or
447 other sanction or for which the offender's date of release from
448 confinement, supervision, or other sanction, whichever is later,
449 is within 3 years before the date the primary offense or any
450 additional offense was committed.

451 Prior capital felony points: If the offender has one or more
452 prior capital felonies in the offender's criminal record, points
453 shall be added to the subtotal sentence points of the offender
454 equal to twice the number of points the offender receives for
455 the primary offense and any additional offense. A prior capital
456 felony in the offender's criminal record is a previous capital
457 felony offense for which the offender has entered a plea of nolo
458 contendere or guilty or has been found guilty; or a felony in
459 another jurisdiction which is a capital felony in that
460 jurisdiction, or would be a capital felony if the offense were
461 committed in this state.

462 Possession of a firearm, semiautomatic firearm, or machine gun:
463 If the offender is convicted of committing or attempting to

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464 commit any felony other than those enumerated in s. 775.087(2)
465 while having in his or her possession: a firearm as defined in
466 s. 790.001, an additional eighteen (18) sentence points are
467 assessed; or if the offender is convicted of committing or
468 attempting to commit any felony other than those enumerated in
469 s. 775.087(3) while having in his or her possession a
470 semiautomatic firearm as defined in s. 775.087(3) or a machine
471 gun as defined in s. 790.001, an additional twenty-five (25)
472 sentence points are assessed.

473 Sentencing multipliers:

474 Drug trafficking: If the primary offense is drug trafficking
475 under s. 893.135, the subtotal sentence points are multiplied,
476 at the discretion of the court, for a level 7 or level 8
477 offense, by 1.5. The state attorney may move the sentencing
478 court to reduce or suspend the sentence of a person convicted of
479 a level 7 or level 8 offense, if the offender provides
480 substantial assistance as described in s. 893.135(4).

481 Violent offenses committed against specified justice system
482 personnel: If the primary offense is a violation of s.
483 775.0823(2), (3), or (4), the subtotal sentence points are
484 multiplied by 2.5. If the primary offense is a violation of s.
485 775.0823(5), (6), (7), (8), or (9), the subtotal sentence points
486 are multiplied by 2.0. If the primary offense is a violation of
487 s. 784.07(3) or s. 775.0875(1), or s. 775.0823(10) or (11), the
488 subtotal sentence points are multiplied by 1.5.

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489 Grand theft of a motor vehicle: If the primary offense is grand
490 theft of the third degree involving a motor vehicle and in the
491 offender's prior record, there are three or more grand thefts of
492 the third degree involving a motor vehicle, the subtotal
493 sentence points are multiplied by 1.5.

494 Fleeing or attempting to elude a law enforcement officer: If the
495 primary offense is fleeing or attempting to elude a law
496 enforcement officer or aggravated fleeing or eluding in
497 violation of s. 316.1935, and in the offender's prior record,
498 there is one or more violation of s. 316.1935, the subtotal
499 sentence points are multiplied by 1.5.

500 Offense related to a criminal gang: If the offender is convicted
501 of the primary offense and committed that offense for the
502 purpose of benefiting, promoting, or furthering the interests of
503 a criminal gang as defined in s. 874.03, the subtotal sentence
504 points are multiplied by 1.5. If applying the multiplier results
505 in the lowest permissible sentence exceeding the statutory
506 maximum sentence for the primary offense under chapter 775, the
507 court may not apply the multiplier and must sentence the
508 defendant to the statutory maximum sentence.

509 Domestic violence in the presence of a child: If the offender is
510 convicted of the primary offense and the primary offense is a
511 crime of domestic violence, as defined in s. 741.28, which was
512 committed in the presence of a child under 16 years of age who
513 is a family or household member as defined in s. 741.28(3) with

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514 the victim or perpetrator, the subtotal sentence points are
515 multiplied by 1.5.
516 Adult-on-minor sex offense: If the offender was 18 years of age
517 or older and the victim was younger than 18 years of age at the
518 time the offender committed the primary offense, and if the
519 primary offense was an offense committed on or after October 1,
520 2014, and is a violation of s. 787.01(2) or s. 787.02(2), if the
521 violation involved a victim who was a minor and, in the course
522 of committing that violation, the defendant committed a sexual
523 battery under chapter 794 or a lewd act under s. 800.04 or s.
524 847.0135(5) against the minor; s. 787.01(3) (a)2. or 3.; s.
525 787.02(3) (a)2. or 3.; s. 794.011, excluding s. 794.011(10); s.
526 800.04; or s. 847.0135(5), the subtotal sentence points are
527 multiplied by 2.0. If applying the multiplier results in the
528 lowest permissible sentence exceeding the statutory maximum
529 sentence for the primary offense under chapter 775, the court
530 may not apply the multiplier and must sentence the defendant to
531 the statutory maximum sentence.

532 **Section 4.** This act shall take effect October 1, 2025.
533

534 -----
535 **T I T L E A M E N D M E N T**

536 Remove lines 5-9 and insert:

537 requirements for specified offenses; increasing the
538 criminal penalty for a specified offense; amending s.

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539 | 921.0022, F.S.; reclassifying offenses for purposes of
540 | the offense severity ranking chart of the Criminal
541 | Punishment Code; amending s. 921.0024, F.S.; providing
542 | a sentencing multiplier for specified offenses;
543 | providing an effective date.