

1                                   A bill to be entitled  
 2           An act relating to fleeing or attempting to elude a  
 3           law enforcement officer; amending s. 316.1935, F.S.;  
 4           revising the law enforcement vehicle marking  
 5           requirements for specified offenses; increasing the  
 6           criminal penalty for a specified offense; amending s.  
 7           921.0022, F.S.; reclassifying offenses for purposes of  
 8           the offense severity ranking chart of the Criminal  
 9           Punishment Code; amending s. 921.0024, F.S.; providing  
 10          a sentencing multiplier for specified offenses;  
 11          providing an effective date.

12  
 13 Be It Enacted by the Legislature of the State of Florida:

14  
 15           **Section 1. Subsections (2), (3), and (4) of section**  
 16 **316.1935, Florida Statutes, are amended, and subsection (1) of**  
 17 **that section is republished, to read:**

18           316.1935 Fleeing or attempting to elude a law enforcement  
 19 officer; aggravated fleeing or eluding.—

20           (1) It is unlawful for the operator of any vehicle, having  
 21 knowledge that he or she has been ordered to stop such vehicle  
 22 by a duly authorized law enforcement officer, willfully to  
 23 refuse or fail to stop the vehicle in compliance with such order  
 24 or, having stopped in knowing compliance with such order,  
 25 willfully to flee in an attempt to elude the officer, and a

26 | person who violates this subsection commits a felony of the  
27 | third degree, punishable as provided in s. 775.082, s. 775.083,  
28 | or s. 775.084.

29 |       (2) Any person who willfully flees or attempts to elude a  
30 | law enforcement officer in an authorized law enforcement patrol  
31 | vehicle, with agency ~~insignia and other~~ jurisdictional markings  
32 | prominently displayed on the vehicle, with siren and lights  
33 | activated commits a felony of the second ~~third~~ degree,  
34 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

35 |       (3) Any person who willfully flees or attempts to elude a  
36 | law enforcement officer in an authorized law enforcement patrol  
37 | vehicle, with agency ~~insignia and other~~ jurisdictional markings  
38 | prominently displayed on the vehicle, with siren and lights  
39 | activated, and during the course of the fleeing or attempted  
40 | eluding:

41 |       (a) Drives at high speed, or in any manner which  
42 | demonstrates a wanton disregard for the safety of persons or  
43 | property, commits a felony of the second degree, punishable as  
44 | provided in s. 775.082, s. 775.083, or s. 775.084.

45 |       (b) Drives at high speed, or in any manner which  
46 | demonstrates a wanton disregard for the safety of persons or  
47 | property, and causes serious bodily injury or death to another  
48 | person, including any law enforcement officer involved in  
49 | pursuing or otherwise attempting to effect a stop of the  
50 | person's vehicle, commits a felony of the first degree,

51 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.  
52 Notwithstanding any other provision of law, the court shall  
53 sentence any person convicted of committing the offense  
54 described in this paragraph to a mandatory minimum sentence of 3  
55 years imprisonment. ~~Nothing in~~ This paragraph does not shall  
56 prevent a court from imposing a greater sentence of  
57 incarceration as authorized by law.

58 (4) Any person who, in the course of unlawfully leaving or  
59 attempting to leave the scene of a crash in violation of s.  
60 316.027 or s. 316.061, having knowledge of an order to stop by a  
61 duly authorized law enforcement officer, willfully refuses or  
62 fails to stop in compliance with such an order, or having  
63 stopped in knowing compliance with such order, willfully flees  
64 in an attempt to elude such officer and, as a result of such  
65 fleeing or eluding:

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

70 (b) Causes serious bodily injury or death to another  
71 person, including any law enforcement officer involved in  
72 pursuing or otherwise attempting to effect a stop of the  
73 person's vehicle, commits aggravated fleeing or eluding with  
74 serious bodily injury or death, a felony of the first degree,  
75 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

76  
 77 The felony of aggravated fleeing or eluding and the felony of  
 78 aggravated fleeing or eluding with serious bodily injury or  
 79 death constitute separate offenses for which a person may be  
 80 charged, in addition to the offenses under ss. 316.027 and  
 81 316.061, relating to unlawfully leaving the scene of a crash,  
 82 which the person had been in the course of committing or  
 83 attempting to commit when the order to stop was given.  
 84 Notwithstanding any other provision of law, the court shall  
 85 sentence any person convicted of committing aggravated fleeing  
 86 or eluding with serious bodily injury or death to a mandatory  
 87 minimum sentence of 3 years imprisonment. ~~Nothing in This~~  
 88 subsection does not ~~shall~~ prevent a court from imposing a  
 89 greater sentence of incarceration as authorized by law.

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

93 921.0022 Criminal Punishment Code; offense severity  
 94 ranking chart.—

95 (3) OFFENSE SEVERITY RANKING CHART

96 (a) LEVEL 1

97

Florida	Felony	Description
Statute	Degree	

98

99	24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
100	104.0616 (2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
101	212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
102	212.15 (2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
103	<del>316.1935 (1)</del>	<del>3rd</del>	<del>Fleeing or attempting to elude law enforcement officer.</del>
104	319.30 (5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
	319.35 (1) (a)	3rd	Tamper, adjust, change, etc.,

an odometer.

105

320.26(1)(a) 3rd Counterfeit, manufacture, or  
sell registration license  
plates or validation stickers.

106

322.212 3rd Possession of forged, stolen,  
(1)(a)-(c) counterfeit, or unlawfully  
issued driver license;  
possession of simulated  
identification.

107

322.212(4) 3rd Supply or aid in supplying  
unauthorized driver license or  
identification card.

108

322.212(5)(a) 3rd False application for driver  
license or identification card.

109

414.39(3)(a) 3rd Fraudulent misappropriation of  
public assistance funds by  
employee/official, value more  
than \$200.

110

443.071(1) 3rd False statement or

representation to obtain or  
increase reemployment  
assistance benefits.

111

509.151 (1) 3rd Defraud an innkeeper, food or  
lodging value \$1,000 or more.

112

517.302 (1) 3rd Violation of the Florida  
Securities and Investor  
Protection Act.

113

713.69 3rd Tenant removes property upon  
which lien has accrued, value  
\$1,000 or more.

114

812.014 (3) (c) 3rd Petit theft (3rd conviction);  
theft of any property not  
specified in subsection (2).

115

815.04 (4) (a) 3rd Offense against intellectual  
property (i.e., computer  
programs, data).

116

817.52 (2) 3rd Hiring with intent to defraud,  
motor vehicle services.

117	817.569 (2)	3rd	Use of public record or public records information or providing false information to facilitate commission of a felony.
118	826.01	3rd	Bigamy.
119	828.122 (3)	3rd	Fighting or baiting animals.
120	831.04 (1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
121	831.31 (1) (a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
122	832.041 (1)	3rd	Stopping payment with intent to defraud \$150 or more.
123	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.
124	838.15 (2)	3rd	Commercial bribe receiving.
125	838.16	3rd	Commercial bribery.
126	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
127	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
128	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
129	849.23	3rd	Gambling-related machines; "common offender" as to property rights.

130	849.25 (2)	3rd	Engaging in bookmaking.
131	860.08	3rd	Interfere with a railroad signal.
132	860.13 (1) (a)	3rd	Operate aircraft while under the influence.
133	893.13 (2) (a) 2.	3rd	Purchase of cannabis.
134	893.13 (6) (a)	3rd	Possession of cannabis (more than 20 grams).
135	934.03 (1) (a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
136			
137	(c) LEVEL 3		
138			
	Florida	Felony	Description
	Statute	Degree	
139	119.10 (2) (b)	3rd	Unlawful use of confidential information from police

reports.

140

316.066 3rd Unlawfully obtaining or using  
(3) (b) - (d) confidential crash reports.

141

316.193 (2) (b) 3rd Felony DUI, 3rd conviction.

142

143

316.1935 (1) 3rd Fleeing or attempting to elude  
law enforcement officer.

144

~~316.1935 (2)~~ ~~3rd~~ ~~Fleeing or attempting to elude~~  
~~law enforcement officer in~~  
~~patrol vehicle with siren and~~  
~~lights activated.~~

145

319.30 (4) 3rd Possession by junkyard of motor  
vehicle with identification  
number plate removed.

146

319.33 (1) (a) 3rd Alter or forge any certificate  
of title to a motor vehicle or  
mobile home.

147

148	319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
149	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
150	327.35(2)(b)	3rd	Felony BUI.
151	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
152	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
153	376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
	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.

154

379.2431                      3rd      Possessing any marine turtle  
 (1) (e) 6.                      species or hatchling, or parts  
    thereof, or the nest of any  
    marine turtle species described  
    in the Marine Turtle Protection  
    Act.

155

379.2431                      3rd      Soliciting to commit or  
 (1) (e) 7.                      conspiring to commit a  
    violation of the Marine Turtle  
    Protection Act.

156

400.9935 (4) (a)              3rd      Operating a clinic, or offering  
 or (b)                              services requiring licensure,  
    without a license.

157

400.9935 (4) (e)              3rd      Filing a false license

application or other required information or failing to report information.

158

440.1051(3)

3rd

False report of workers' compensation fraud or retaliation for making such a report.

159

501.001(2)(b)

2nd

Tampers with a consumer product or the container using materially false/misleading information.

160

624.401(4)(a)

3rd

Transacting insurance without a certificate of authority.

161

624.401(4)(b)1.

3rd

Transacting insurance without a certificate of authority; premium collected less than \$20,000.

162

626.902(1)(a) &  
(b)

3rd

Representing an unauthorized insurer.

163

164	697.08	3rd	Equity skimming.
165	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
166	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.
167	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
168	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
169	810.09 (2) (b)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
	810.145 (2) (c)	3rd	Digital voyeurism; 19 years of

age or older.

170 812.014 (2) (c) 2. 3rd Grand theft; \$5,000 or more but  
less than \$10,000.

171 812.0145 (2) (c) 3rd Theft from person 65 years of  
age or older; \$300 or more but  
less than \$10,000.

172 812.015 (8) (b) 3rd Retail theft with intent to  
sell; conspires with others.

173 812.081 (2) 3rd Theft of a trade secret.

174 815.04 (4) (b) 2nd Computer offense devised to  
defraud or obtain property.

175 817.034 (4) (a) 3. 3rd Engages in scheme to defraud  
(Florida Communications Fraud  
Act), property valued at less  
than \$20,000.

176 817.233 3rd Burning to defraud insurer.

177 817.234 3rd Unlawful solicitation of



178	(8) (b) & (c)		persons involved in motor vehicle accidents.
179	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
180	817.236	3rd	Filing a false motor vehicle insurance application.
181	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
182	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
183	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to

defraud or possessing a  
counterfeit payment instrument  
with intent to defraud.

184

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

185

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

186

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

187

847.01385                      3rd      Harmful communication to a  
minor.

188

860.15 (3)                      3rd      Overcharging for repairs and  
parts.

189

870.01 (2)                      3rd      Riot.

190

870.01 (4)                      3rd      Inciting a riot.

191	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).
192	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of university.
193	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.
194	893.13(4)(c)	3rd	Use or hire of minor; deliver

to minor other controlled substances.

195

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

196

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

197

893.13(7)(a)9. 3rd Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.

198

893.13(7)(a)10. 3rd Affix false or forged label to package of controlled substance.

199

893.13(7)(a)11. 3rd Furnish false or fraudulent material information on any document or record required by chapter 893.



writing the prescription is a monetary benefit for the practitioner.

204

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

205

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

206

944.47(1) (c) 2nd Possess contraband while upon the grounds of a correctional institution.

207

985.721 3rd Escapes from a juvenile facility (secure detention or residential commitment facility).

208

209 (d) LEVEL 4

210

Florida	Felony	Description
Statute	Degree	

211

316.1935(2) 2nd Fleeing or attempting to elude

law enforcement officer in  
patrol vehicle with siren and  
lights activated.

212

213

~~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.~~

214

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

215

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

216

517.07(1) 3rd Failure to register securities.

217

517.12(1) 3rd Failure of dealer or associated

person of a dealer of securities to register.

218

784.031 3rd Battery by strangulation.

219

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

220

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

221

784.075 3rd Battery on detention or commitment facility staff.

222

784.078 3rd Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.

223

784.08 (2) (c) 3rd Battery on a person 65 years of age or older.

224

784.081 (3) 3rd Battery on specified official or employee.

225

784.082 (3) 3rd Battery by detained person on



visitor or other detainee.

226

784.083 (3) 3rd Battery on code inspector.

227

784.085 3rd Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.

228

787.03 (1) 3rd Interference with custody; wrongly takes minor from appointed guardian.

229

787.04 (2) 3rd Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.

230

787.04 (3) 3rd Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.

231

787.07 3rd Human smuggling.

232	790.115 (1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
233	790.115 (2) (b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
234	790.115 (2) (c)	3rd	Possessing firearm on school property.
235	794.051 (1)	3rd	Indecent, lewd, or lascivious touching of certain minors.
236	800.04 (7) (c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
237	806.135	2nd	Destroying or demolishing a memorial or historic property.
238	810.02 (4) (a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.

239	810.02 (4) (b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
240	810.06	3rd	Burglary; possession of tools.
241	810.08 (2) (c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
242	810.145 (3) (b)	3rd	Digital voyeurism dissemination.
243	812.014 (2) (c) 3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
244	812.014 (2) (c) 4. & 6.-10.	3rd	Grand theft, 3rd degree; specified items.
245	812.014 (2) (d) 2.	3rd	Grand theft, 3rd degree; \$750 or more taken from dwelling or its unenclosed curtilage.

246	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.
247	812.0195 (2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
248	817.505 (4) (a)	3rd	Patient brokering.
249	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03 (5) drugs.
250	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.
251	817.5695 (3) (c)	3rd	Exploitation of person 65 years of age or older, value less than \$10,000.

252

253	817.625 (2) (a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.
254	817.625 (2) (c)	3rd	Possess, sell, or deliver skimming device.
255	828.125 (1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
256	836.14 (2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
257	836.14 (3)	3rd	Person who willfully possesses a sexually explicit image with certain knowledge, intent, and purpose.
258	837.02 (1)	3rd	Perjury in official proceedings.
	837.021 (1)	3rd	Make contradictory statements

in official proceedings.

259

838.022 3rd Official misconduct.

260

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

261

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

262

843.021 3rd Possession of a concealed handcuff key by a person in custody.

263

843.025 3rd Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.

264

843.15(1)(a) 3rd Failure to appear while on bail for felony (bond estreature or bond jumping).

265

266	843.19(2)	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
267	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
268	870.01(3)	2nd	Aggravated rioting.
269	870.01(5)	2nd	Aggravated inciting a riot.
270	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.
271	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).
272	914.14(2)	3rd	Witnesses accepting bribes.
	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.

273	914.23 (2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
274	916.1085 (2) (c) 1.	3rd	Introduction of specified contraband into certain DCF facilities.
275	918.12	3rd	Tampering with jurors.
276	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.
277	944.47 (1) (a) 6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.
278	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.

279

280

(e) LEVEL 5

281

Florida  
Statute

Felony  
Degree

Description

282

316.027(2)(a)

3rd

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

283

284

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.

285

~~316.1935(4)(a)~~

~~2nd~~

~~Aggravated fleeing or eluding.~~

286

316.80(2)

2nd

Unlawful conveyance of fuel; obtaining fuel fraudulently.

287	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
288	327.30 (5)	3rd	Vessel accidents involving personal injury; leaving scene.
289	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.

290

379.367 (4) 3rd Willful molestation of a  
commercial harvester's spiny  
lobster trap, line, or buoy.

291

379.407 (5) (b) 3. 3rd Possession of 100 or more  
undersized spiny lobsters.

292

381.0041 (11) (b) 3rd Donate blood, plasma, or organs  
knowing HIV positive.

293

440.10 (1) (g) 2nd Failure to obtain workers'  
compensation coverage.

294

440.105 (5) 2nd Unlawful solicitation for the  
purpose of making workers'  
compensation claims.

295

440.381 (2) 3rd Submission of false,  
misleading, or incomplete  
information with the purpose of  
avoiding or reducing workers'  
compensation premiums.

296	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
297	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
298	790.01 (3)	3rd	Unlawful carrying of a concealed firearm.
299	790.162	2nd	Threat to throw or discharge destructive device.
300	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
301	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
302	790.23	2nd	Felons in possession of firearms, ammunition, or

electronic weapons or devices.

303

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

304

800.04 (6) (c) 3rd Lewd or lascivious conduct; offender less than 18 years of age.

305

800.04 (7) (b) 2nd Lewd or lascivious exhibition; offender 18 years of age or older.

306

806.111 (1) 3rd Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.

307

810.145 (4) (c) 3rd Commercial digital voyeurism dissemination.

308

810.145 (7) (a) 2nd Digital voyeurism; 2nd or subsequent offense.

309

810.145 (8) (a) 2nd Digital voyeurism; certain

minor victims.

310

812.014 (2) (d) 3.            2nd    Grand theft, 2nd degree; theft  
from 20 or more dwellings or  
their unenclosed curtilage, or  
any combination.

311

812.0145 (2) (b)            2nd    Theft from person 65 years of  
age or older; \$10,000 or more  
but less than \$50,000.

312

812.015                      3rd    Retail theft; property stolen  
(8) (a) & (c) -            is valued at \$750 or more and  
(e)                            one or more specified acts.

313

812.015 (8) (f)            3rd    Retail theft; multiple thefts  
within specified period.

314

812.015 (8) (g)            3rd    Retail theft; committed with  
specified number of other  
persons.

315

812.019 (1)                2nd    Stolen property; dealing in or  
trafficking in.

316

317	812.081 (3)	2nd	Trafficking in trade secrets.
318	812.131 (2) (b)	3rd	Robbery by sudden snatching.
319	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
320	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
321	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
322	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  
 personal identification  
 information of 10 or more  
 persons.

323 817.611 (2) (a) 2nd Traffic in or possess 5 to 14  
 counterfeit credit cards or  
 related documents.

324 817.625 (2) (b) 2nd Second or subsequent fraudulent  
 use of scanning device,  
 skimming device, or reencoder.

325 825.1025 (4) 3rd Lewd or lascivious exhibition  
 in the presence of an elderly  
 person or disabled adult.

326 828.12 (2) 3rd Tortures any animal with intent  
 to inflict intense pain,  
 serious physical injury, or  
 death.

327 836.14 (4) 2nd Person who willfully promotes  
 for financial gain a sexually



explicit image of an  
 identifiable person without  
 consent.

328 839.13 (2) (b) 2nd Falsifying records of an  
 individual in the care and  
 custody of a state agency  
 involving great bodily harm or  
 death.

329 843.01 (1) 3rd Resist officer with violence to  
 person; resist arrest with  
 violence.

330 847.0135 (5) (b) 2nd Lewd or lascivious exhibition  
 using computer; offender 18  
 years or older.

331 847.0137 3rd Transmission of pornography by  
 (2) & (3) electronic device or equipment.

332 847.0138 3rd Transmission of material  
 (2) & (3) harmful to minors to a minor by  
 electronic device or equipment.

333

334	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
335	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
336	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

recreational facility or  
community center.

337

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.

338

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.

339

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.

340

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

341

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

342

343 (f) LEVEL 6

344

Florida Statute	Felony Degree	Description
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345

316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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346

316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
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347

348

349	<u>316.1935 (4) (a)</u>	<u>2nd</u>	<u>Aggravated fleeing or eluding.</u>
350	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
351	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
352	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
353	499.0051 (4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
354	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
355	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.

356	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
357	784.041	3rd	Felony battery; domestic battery by strangulation.
358	784.048 (3)	3rd	Aggravated stalking; credible threat.
359	784.048 (5)	3rd	Aggravated stalking of person under 16.
360	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
361	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
362	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
363	784.081 (2)	2nd	Aggravated assault on specified official or employee.

364	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
365	784.083 (2)	2nd	Aggravated assault on code inspector.
366	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
367	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
368	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.

369	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
370	794.011 (8) (a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
371	794.05 (1)	2nd	Unlawful sexual activity with specified minor.
372	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.
373	800.04 (6) (b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
374	806.031 (2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
375			



376	810.02 (3) (c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
377	810.145 (8) (b)	2nd	Digital voyeurism; certain minor victims; 2nd or subsequent offense.
378	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
379	812.014 (2) (c) 5.	3rd	Grand theft; third degree; firearm.
380	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
381	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 is \$3,000 or more; coordination

of others.

382

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

383

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

384

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

385

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

386

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

387

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

388

817.5695 (3) (b) 2nd Exploitation of person 65 years

of age or older, value \$10,000  
or more, but less than \$50,000.

389

825.102 (1) 3rd Abuse of an elderly person or  
disabled adult.

390

825.102 (3) (c) 3rd Neglect of an elderly person or  
disabled adult.

391

825.1025 (3) 3rd Lewd or lascivious molestation  
of an elderly person or  
disabled adult.

392

825.103 (3) (c) 3rd Exploiting an elderly person or  
disabled adult and property is  
valued at less than \$10,000.

393

827.03 (2) (c) 3rd Abuse of a child.

394

827.03 (2) (d) 3rd Neglect of a child.

395

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

child pornography.

396

828.126(3) 3rd Sexual activities involving animals.

397

836.05 2nd Threats; extortion.

398

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

399

843.12 3rd Aids or assists person to escape.

400

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

401

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

402

847.0135(2) 3rd Facilitates sexual conduct of



409 944.46 3rd Harboring, concealing, aiding  
escaped prisoners.

410 944.47(1)(a)5. 2nd Introduction of contraband  
(firearm, weapon, or explosive)  
into correctional facility.

411 951.22(1)(i) 3rd Firearm or weapon introduced  
into county detention facility.

412 **Section 3. Paragraph (b) of subsection (1) of section**  
413 **921.0024, Florida Statutes, is amended to read:**

414 (1)

415 (b) WORKSHEET KEY:

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

420 Community sanction violation points are assessed when a  
421 community sanction violation is before the court for sentencing.  
422 Six (6) sentence points are assessed for each community sanction  
423 violation and each successive community sanction violation,  
424 unless any of the following apply:

425 1. If the community sanction violation includes a new  
426 felony conviction before the sentencing court, twelve (12)

427 community sanction violation points are assessed for the  
428 violation, and for each successive community sanction violation  
429 involving a new felony conviction.

430 2. If the community sanction violation is committed by a  
431 violent felony offender of special concern as defined in s.  
432 948.06:

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

436 I. The violation does not include a new felony conviction;  
437 and

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

441 b. Twenty-four (24) community sanction violation points  
442 are assessed for the violation and for each successive violation  
443 of felony probation or community control where the violation  
444 includes a new felony conviction.

445 Multiple counts of community sanction violations before the  
446 sentencing court shall not be a basis for multiplying the  
447 assessment of community sanction violation points.

448 Prior serious felony points: If the offender has a primary  
449 offense or any additional offense ranked in level 8, level 9, or  
450 level 10, and one or more prior serious felonies, a single  
451 assessment of thirty (30) points shall be added. For purposes of

452 | this section, a prior serious felony is an offense in the  
453 | offender's prior record that is ranked in level 8, level 9, or  
454 | level 10 under s. 921.0022 or s. 921.0023 and for which the  
455 | offender is serving a sentence of confinement, supervision, or  
456 | other sanction or for which the offender's date of release from  
457 | confinement, supervision, or other sanction, whichever is later,  
458 | is within 3 years before the date the primary offense or any  
459 | additional offense was committed.

460 | Prior capital felony points: If the offender has one or more  
461 | prior capital felonies in the offender's criminal record, points  
462 | shall be added to the subtotal sentence points of the offender  
463 | equal to twice the number of points the offender receives for  
464 | the primary offense and any additional offense. A prior capital  
465 | felony in the offender's criminal record is a previous capital  
466 | felony offense for which the offender has entered a plea of nolo  
467 | contendere or guilty or has been found guilty; or a felony in  
468 | another jurisdiction which is a capital felony in that  
469 | jurisdiction, or would be a capital felony if the offense were  
470 | committed in this state.

471 | Possession of a firearm, semiautomatic firearm, or machine gun:  
472 | If the offender is convicted of committing or attempting to  
473 | commit any felony other than those enumerated in s. 775.087(2)  
474 | while having in his or her possession: a firearm as defined in  
475 | s. 790.001, an additional eighteen (18) sentence points are  
476 | assessed; or if the offender is convicted of committing or



477 attempting to commit any felony other than those enumerated in  
478 s. 775.087(3) while having in his or her possession a  
479 semiautomatic firearm as defined in s. 775.087(3) or a machine  
480 gun as defined in s. 790.001, an additional twenty-five (25)  
481 sentence points are assessed.

482 Sentencing multipliers:

483 Drug trafficking: If the primary offense is drug trafficking  
484 under s. 893.135, the subtotal sentence points are multiplied,  
485 at the discretion of the court, for a level 7 or level 8  
486 offense, by 1.5. The state attorney may move the sentencing  
487 court to reduce or suspend the sentence of a person convicted of  
488 a level 7 or level 8 offense, if the offender provides  
489 substantial assistance as described in s. 893.135(4).

490 Violent offenses committed against specified justice system  
491 personnel: If the primary offense is a violation of s.  
492 775.0823(2), (3), or (4), the subtotal sentence points are  
493 multiplied by 2.5. If the primary offense is a violation of s.  
494 775.0823(5), (6), (7), (8), or (9), the subtotal sentence points  
495 are multiplied by 2.0. If the primary offense is a violation of  
496 s. 784.07(3) or s. 775.0875(1), or s. 775.0823(10) or (11), the  
497 subtotal sentence points are multiplied by 1.5.

498 Grand theft of a motor vehicle: If the primary offense is grand  
499 theft of the third degree involving a motor vehicle and in the  
500 offender's prior record, there are three or more grand thefts of  
501 the third degree involving a motor vehicle, the subtotal

502 sentence points are multiplied by 1.5.

503 Fleeing or attempting to elude a law enforcement officer: If the  
504 primary offense is fleeing or attempting to elude a law  
505 enforcement officer or aggravated fleeing or eluding in  
506 violation of s. 316.1935, and in the offender's prior record,  
507 there is one or more violation of s. 316.1935, the subtotal  
508 sentence points are multiplied by 1.5.

509 Offense related to a criminal gang: If the offender is convicted  
510 of the primary offense and committed that offense for the  
511 purpose of benefiting, promoting, or furthering the interests of  
512 a criminal gang as defined in s. 874.03, the subtotal sentence  
513 points are multiplied by 1.5. If applying the multiplier results  
514 in the lowest permissible sentence exceeding the statutory  
515 maximum sentence for the primary offense under chapter 775, the  
516 court may not apply the multiplier and must sentence the  
517 defendant to the statutory maximum sentence.

518 Domestic violence in the presence of a child: If the offender is  
519 convicted of the primary offense and the primary offense is a  
520 crime of domestic violence, as defined in s. 741.28, which was  
521 committed in the presence of a child under 16 years of age who  
522 is a family or household member as defined in s. 741.28(3) with  
523 the victim or perpetrator, the subtotal sentence points are  
524 multiplied by 1.5.

525 Adult-on-minor sex offense: If the offender was 18 years of age  
526 or older and the victim was younger than 18 years of age at the

527 | time the offender committed the primary offense, and if the  
528 | primary offense was an offense committed on or after October 1,  
529 | 2014, and is a violation of s. 787.01(2) or s. 787.02(2), if the  
530 | violation involved a victim who was a minor and, in the course  
531 | of committing that violation, the defendant committed a sexual  
532 | battery under chapter 794 or a lewd act under s. 800.04 or s.  
533 | 847.0135(5) against the minor; s. 787.01(3)(a)2. or 3.; s.  
534 | 787.02(3)(a)2. or 3.; s. 794.011, excluding s. 794.011(10); s.  
535 | 800.04; or s. 847.0135(5), the subtotal sentence points are  
536 | multiplied by 2.0. If applying the multiplier results in the  
537 | lowest permissible sentence exceeding the statutory maximum  
538 | sentence for the primary offense under chapter 775, the court  
539 | may not apply the multiplier and must sentence the defendant to  
540 | the statutory maximum sentence.

541 |       **Section 4.** This act shall take effect October 1, 2025.