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CS/CS/HB 113

2025 Legislature

1
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; amending s.
6 921.0022, F.S.; reclassifying offenses for purposes of
7 the offense severity ranking chart of the Criminal
8 Punishment Code; amending s. 921.0024, F.S.; providing
9 a sentencing multiplier for specified offenses;
10 providing an effective date.

11
12 Be It Enacted by the Legislature of the State of Florida:

13
14 Section 1. Subsections (2), (3), and (4) of section
15 316.1935, Florida Statutes, are amended, and subsection (1) of
16 that section is republished, to read:

17 316.1935 Fleeing or attempting to elude a law enforcement
18 officer; aggravated fleeing or eluding.—

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

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26 | third degree, punishable as provided in s. 775.082, s. 775.083,
27 | or s. 775.084.

28 | (2) 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 commits a felony of the third degree, punishable as
33 | provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

44 | (b) Drives at high speed, or in any manner which
45 | demonstrates a wanton disregard for the safety of persons or
46 | property, and causes serious bodily injury or death to another
47 | person, including any law enforcement officer involved in
48 | pursuing or otherwise attempting to effect a stop of the
49 | person's vehicle, commits a felony of the first degree,
50 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

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

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

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

Section 2. Paragraphs (d), (e), and (f) of subsection (3) of section 921.0022, Florida Statutes, as amended by s. s.24, ch. 2025-1, Laws of Florida, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(d) LEVEL 4

Florida Statute	Felony Degree	Description
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104.155	3rd	Unqualified noncitizen electors voting; aiding or soliciting noncitizen electors in voting.
99		
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.
100		
499.0051(1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.
101		
499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
102		
517.07(1)	3rd	Failure to register securities.
103		
517.12(1)	3rd	Failure of dealer or associated person of a dealer of securities to register.

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104	784.031	3rd	Battery by strangulation.
105	784.07 (2) (b)	3rd	Battery of law enforcement officer, firefighter, etc.
106	784.074 (1) (c)	3rd	Battery of sexually violent predators facility staff.
107	784.075	3rd	Battery on detention or commitment facility staff.
108	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
109	784.08 (2) (c)	3rd	Battery on a person 65 years of age or older.
110	784.081 (3)	3rd	Battery on specified official or employee.
111	784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
112			

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113	784.083 (3)	3rd	Battery on code inspector.
114	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
115	787.03 (1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
116	787.04 (2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
117	787.04 (3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
118	787.07	3rd	Human smuggling.
	790.115 (1)	3rd	Exhibiting firearm or weapon

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within 1,000 feet of a school.

119

790.115 (2) (b)

3rd

Possessing electric weapon or
device, destructive device, or
other weapon on school
property.

120

790.115 (2) (c)

3rd

Possessing firearm on school
property.

121

794.051 (1)

3rd

Indecent, lewd, or lascivious
touching of certain minors.

122

800.04 (7) (c)

3rd

Lewd or lascivious exhibition;
offender less than 18 years.

123

806.135

2nd

Destroying or demolishing a
memorial or historic property.

124

810.02 (4) (a)

3rd

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

125

810.02 (4) (b)

3rd

Burglary, or attempted

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

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

812.014 (2) (e) 3. 3rd Petit theft, 1st degree; less

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than \$40 taken from dwelling or
its unenclosed curtilage with
two or more prior theft
convictions.

133

812.0195 (2) 3rd Dealing in stolen property by
use of the Internet; property
stolen \$300 or more.

134

817.505 (4) (a) 3rd Patient brokering.

135

817.563 (1) 3rd Sell or deliver substance other
than controlled substance
agreed upon, excluding s.
893.03(5) drugs.

136

817.568 (2) (a) 3rd Fraudulent use of personal
identification information.

137

817.5695 (3) (c) 3rd Exploitation of person 65 years
of age or older, value less
than \$10,000.

138

817.625 (2) (a) 3rd Fraudulent use of scanning
device, skimming device, or

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reencoder.

139

817.625 (2) (c)

3rd

Possess, sell, or deliver
skimming device.

140

828.125 (1)

2nd

Kill, maim, or cause great
bodily harm or permanent
breeding disability to any
registered horse or cattle.

141

836.14 (2)

3rd

Person who commits theft of a
sexually explicit image with
intent to promote it.

142

836.14 (3)

3rd

Person who willfully possesses
a sexually explicit image with
certain knowledge, intent, and
purpose.

143

837.02 (1)

3rd

Perjury in official
proceedings.

144

837.021 (1)

3rd

Make contradictory statements
in official proceedings.

145

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146	838.022	3rd	Official misconduct.
147	839.13 (2) (a)	3rd	Falsifying records of an individual in the care and custody of a state agency.
148	839.13 (2) (c)	3rd	Falsifying records of the Department of Children and Families.
149	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
150	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
151	843.15 (1) (a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
	843.19 (2)	2nd	Injure, disable, or kill police, fire, or SAR canine or

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police horse.

152

847.0135 (5) (c) 3rd Lewd or lascivious exhibition
using computer; offender less
than 18 years.

153

870.01 (3) 2nd Aggravated rioting.

154

870.01 (5) 2nd Aggravated inciting a riot.

155

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

156

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) .

157

914.14 (2) 3rd Witnesses accepting bribes.

158

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

159

914.23 (2) 3rd Retaliation against a witness,

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victim, or informant, no bodily injury.

916.1085
(2) (c) 1.

3rd Introduction of specified contraband into certain DCF facilities.

918.12

3rd Tampering with jurors.

934.215

3rd Use of two-way communications device to facilitate commission of a crime.

944.47 (1) (a) 6.

3rd Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.

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.

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166	(e)	LEVEL 5	
167			
	Florida	Felony	Description
	Statute	Degree	
168	316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
169	<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>
170	316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
171	316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
172	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious

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bodily injury.

173

327.30 (5)

3rd

Vessel accidents involving
personal injury; leaving scene.

174

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.

175

379.367 (4)

3rd

Willful molestation of a

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

176

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

177

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

178

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

179

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

180

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

181

624.401 (4) (b) 2. 2nd Transacting insurance without a
certificate or authority;
premium collected \$20,000 or

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more but less than \$100,000.

182

626.902 (1) (c)

2nd

Representing an unauthorized
insurer; repeat offender.

183

790.01 (3)

3rd

Unlawful carrying of a
concealed firearm.

184

790.162

2nd

Threat to throw or discharge
destructive device.

185

790.163 (1)

2nd

False report of bomb,
explosive, weapon of mass
destruction, or use of firearms
in violent manner.

186

790.221 (1)

2nd

Possession of short-barreled
shotgun or machine gun.

187

790.23

2nd

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

188

796.05 (1)

2nd

Live on earnings of a
prostitute; 1st offense.

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189	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
190	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
191	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
192	810.145 (4) (c)	3rd	Commercial digital voyeurism dissemination.
193	810.145 (7) (a)	2nd	Digital voyeurism; 2nd or subsequent offense.
194	810.145 (8) (a)	2nd	Digital voyeurism; certain minor victims.
195	812.014 (2) (d) 3.	2nd	Grand theft, 2nd degree; theft from 20 or more dwellings or

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their unenclosed curtilage, or
any combination.

196

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

197

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

198

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

199

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

200

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

201

812.081 (3) 2nd Trafficking in trade secrets.

202

812.131 (2) (b) 3rd Robbery by sudden snatching.

203

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204	812.16(2)	3rd	Owning, operating, or conducting a chop shop.
205	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.
206	817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
207	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

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persons.

208

817.611(2)(a)

2nd

Traffic in or possess 5 to 14
counterfeit credit cards or
related documents.

209

817.625(2)(b)

2nd

Second or subsequent fraudulent
use of scanning device,
skimming device, or reencoder.

210

825.1025(4)

3rd

Lewd or lascivious exhibition
in the presence of an elderly
person or disabled adult.

211

828.12(2)

3rd

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

212

836.14(4)

2nd

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

213

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214	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.
215	843.01 (1)	3rd	Resist officer with violence to person; resist arrest with violence.
216	847.0135 (5) (b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
217	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
218	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.

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219	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
220	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).
221	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.
222	893.13 (1) (d) 1.	1st	Sell, manufacture, or deliver

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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.

223

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.

224

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.

225

893.13(4)(b) 2nd Use or hire of minor; deliver

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to minor other controlled
substance.

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

(f) LEVEL 6

Florida Statute	Felony Degree	Description
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316.027 (2) (b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
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<u>316.1935 (4) (a)</u>	<u>2nd</u>	<u>Aggravated fleeing or eluding.</u>
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400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
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235	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
236	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
237	499.0051 (4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
238	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
239	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.
240	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
241	784.041	3rd	Felony battery; domestic battery by strangulation.

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242	784.048 (3)	3rd	Aggravated stalking; credible threat.
243	784.048 (5)	3rd	Aggravated stalking of person under 16.
244	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
245	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
246	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
247	784.081 (2)	2nd	Aggravated assault on specified official or employee.
248	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
	784.083 (2)	2nd	Aggravated assault on code inspector.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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249	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
250	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
251	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
252	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.
253	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
254	794.011 (8) (a)	3rd	Solicitation of minor to

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participate in sexual activity
by custodial adult.

255

794.05 (1)

2nd

Unlawful sexual activity with
specified minor.

256

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.

257

800.04 (6) (b)

2nd

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

258

806.031 (2)

2nd

Arson resulting in great bodily
harm to firefighter or any
other person.

259

810.02 (3) (c)

2nd

Burglary of occupied structure;
unarmed; no assault or battery.

260

810.145 (8) (b)

2nd

Digital voyeurism; certain
minor victims; 2nd or
subsequent offense.

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261	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
262	812.014 (2) (c) 5.	3rd	Grand theft; third degree; firearm.
263	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
264	812.015 (9) (a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.
265	812.015 (9) (b)	2nd	Retail theft; aggregated property stolen within 120 days is \$3,000 or more; coordination of others.
266	812.015 (9) (d)	2nd	Retail theft; multiple thefts within specified period.
267	812.015 (9) (e)	2nd	Retail theft; committed with

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specified number of other
persons and use of social media
platform.

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

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

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

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

817.5695(3)(b) 2nd Exploitation of person 65 years
of age or older, value \$10,000
or more, but less than \$50,000.

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

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275	825.102 (3) (c)	3rd	Neglect of an elderly person or disabled adult.
276	825.1025 (3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
277	825.103 (3) (c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
278	827.03 (2) (c)	3rd	Abuse of a child.
279	827.03 (2) (d)	3rd	Neglect of a child.
280	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.
281	828.126 (3)	3rd	Sexual activities involving animals.
	836.05	2nd	Threats; extortion.

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282	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
283	843.12	3rd	Aids or assists person to escape.
284	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
285	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
286	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
287	893.131	2nd	Distribution of controlled substances resulting in overdose or serious bodily

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injury.

288

914.23

2nd

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

289

918.13 (2) (b)

2nd

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

290

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.

291

944.40

2nd

Escapes.

292

944.46

3rd

Harboring, concealing, aiding
escaped prisoners.

293

944.47 (1) (a) 5.

2nd

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

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951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.
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Section 3. Paragraph (b) of subsection (1) of section 921.0024, Florida Statutes, is amended to read:

921.0024 Criminal Punishment Code; worksheet computations;
scoresheets.-

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

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

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

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

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

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

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

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

Prior serious felony points: If the offender has a primary offense or any additional offense ranked in level 8, level 9, or level 10, and one or more prior serious felonies, a single assessment of thirty (30) points shall be added. For purposes of this section, a prior serious felony is an offense in the offender's prior record that is ranked in level 8, level 9, or

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level 10 under s. 921.0022 or s. 921.0023 and for which the offender is serving a sentence of confinement, supervision, or other sanction or for which the offender's date of release from confinement, supervision, or other sanction, whichever is later, is within 3 years before the date the primary offense or any additional offense was committed.

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

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

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s. 775.087(3) while having in his or her possession a semiautomatic firearm as defined in s. 775.087(3) or a machine gun as defined in s. 790.001, an additional twenty-five (25) sentence points are assessed.

Sentencing multipliers:

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

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

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

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the third degree involving a motor vehicle, the subtotal sentence points are multiplied by 1.5.

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

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

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

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

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