



808900

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/11/2025	.	
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The Appropriations Committee on Criminal and Civil Justice  
(Gaetz) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 800.045, Florida Statutes, is created to  
read:

800.045 Lewd or lascivious images; penalties.—

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

(a) "Identifiable minor" means a person:

1. Who was younger than 16 years of age at the time the



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lewd or lascivious image was created, altered, adapted, or  
modified, or whose image was used in the creating, altering,  
adapting, or modifying of the lewd or lascivious image; and

2. Who is recognizable as an actual person by the person's  
face, likeness, or any distinguishing characteristic, such as a  
unique birthmark, or any recognizable feature.

The term may not be construed to require proof of the actual  
identity of the identifiable minor.

(b) "Intentionally view" has the same meaning as in s.  
827.071.

(c) "Lewd or lascivious image" means:

1. Any image depicting lewd or lascivious exhibition in  
violation of s. 800.04(7); or

2. Any image that has been created, altered, adapted, or  
modified by electronic, mechanical, or other means to portray  
lewd or lascivious exhibition in violation of s. 800.04(7)  
committed in the presence of an identifiable minor.

(d) "Promote" has the same meaning as in s. 827.071.

(2) It is unlawful for any person to possess with the  
intent to promote any photograph, motion picture, exhibition,  
show, representation, or other presentation which, in whole or  
in part, includes a lewd or lascivious image. The possession of  
three or more copies of such photograph, motion picture,  
representation, or presentation is prima facie evidence of an  
intent to promote. A person who violates this subsection commits  
a felony of the second degree, punishable as provided in s.  
775.082, s. 775.083, or s. 775.084.

(3)(a) It is unlawful for any person to knowingly solicit,



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possess, control, or intentionally view a photograph, motion picture, exhibition, show, representation, image, data, computer depiction, or other presentation, in whole or in part, which he or she knows to include a lewd or lascivious image. The solicitation, possession, control, or intentional viewing of each such photograph, motion picture, exhibition, show, image, data, computer depiction, representation, or presentation is a separate offense. If such photograph, motion picture, exhibition, show, representation, image, data, computer depiction, or other presentation includes a lewd or lascivious image depicting more than one minor, each such minor in each such photograph, motion picture, exhibition, show, representation, image, data, computer depiction, or other presentation who is knowingly solicited, possessed, controlled, or intentionally viewed is a separate offense. A person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Paragraph (a) does not apply to any material solicited, possessed, controlled, or intentionally viewed as part of a law enforcement investigation.

(4) Prosecution of a person for an offense under this section does not preclude prosecution of that person in this state for a violation of any other law of this state, including a law providing for greater penalties than prescribed in this section or any other crime punishing the sexual performance or the sexual exploitation of children.

Section 2. Paragraph (1) of subsection (1) and subsection (5) of section 827.071, Florida Statutes, are amended, and subsection (6) of that section is republished, to read:



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827.071 Sexual performance by a child; child pornography;  
penalties.—

(1) As used in this section, the following definitions  
shall apply:

(1)1. "Sexual conduct" means actual or simulated sexual  
intercourse, deviate sexual intercourse, sexual bestiality,  
masturbation, or sadomasochistic abuse; actual or simulated lewd  
exhibition of the genitals or anus; actual physical contact with  
a person's clothed or unclothed genitals, pubic area, buttocks,  
or, if such person is a female, breast, with the intent to  
arouse or gratify the sexual desire of either party; or any act  
or conduct which constitutes sexual battery or simulates that  
sexual battery is being or will be committed. A mother's  
breastfeeding of her baby does not under any circumstance  
constitute "sexual conduct."

2. As used in subparagraph 1., "actual or simulated lewd  
exhibition of the genitals" may be evidenced by the overall  
content of an image, taking into account the age of the minor  
depicted and, including, but not limited to, whether:

a. The focal point of the image is on the minor's genitals;

b. The setting of the image is sexually suggestive or in a  
place or pose generally associated with sexual conduct;

c. The minor is depicted in an unnatural pose, or in  
inappropriate attire, considering the age of the minor;

d. The image suggests sexual coyness or a willingness to  
engage in sexual conduct; or

e. The image is intended or designed to elicit a sexual  
response in the viewer.

(5)(a) It is unlawful for any person to knowingly solicit,



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possess, control, or intentionally view a photograph, motion picture, exhibition, show, representation, image, data, computer depiction, or other presentation which, in whole or in part, he or she knows to include child pornography. The solicitation, possession, control, or intentional viewing of each such photograph, motion picture, exhibition, show, image, data, computer depiction, representation, or presentation is a separate offense. If such photograph, motion picture, exhibition, show, representation, image, data, computer depiction, or other presentation includes child pornography depicting more than one child, then each such child in each such photograph, motion picture, exhibition, show, representation, image, data, computer depiction, or other presentation that is knowingly solicited, possessed, controlled, or intentionally viewed is a separate offense. A person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Paragraph (a) does not apply to any material solicited, possessed, controlled, or intentionally viewed as part of a law enforcement investigation.

(6) Prosecution of a person for an offense under this section does not preclude prosecution of that person in this state for a violation of any other law of this state, including a law providing for greater penalties than prescribed in this section or any other crime punishing the sexual performance or the sexual exploitation of children.

Section 3. Section 827.073, Florida Statutes, is created to read:

827.073 Altered sexual depiction of a minor; prohibited



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acts; penalties; applicability.-

(1) As used in this section, the terms:

(a) "Altered sexual depiction," "generate," and "visual depiction" have the same meaning as in s. 836.13.

(b) "Identifiable minor," "intentionally view," and "promote" have the same meaning as in s. 827.071.

(c) "Possess" means to knowingly or intentionally keep, control, maintain, store, or own, physically or electronically, any altered sexual depiction of an identifiable person, without the consent of the identifiable person.

(2) (a) It is unlawful for a person to knowingly possess, control, or intentionally view a visual depiction that, in whole or in part, he or she knows includes an altered sexual depiction of an identifiable minor. The possession or control of three or more copies of such visual depiction is prima facie evidence of an intent to promote. The possession, control, or intentional viewing of each visual depiction is a separate offense. A person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who intentionally generates an altered sexual depiction of a minor commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(c) A person who solicits an altered sexual depiction of a minor, without the consent of the identifiable minor, and who knows or reasonably should have known that such visual depiction was an altered sexual depiction commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.



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(d) A person who willfully and intentionally promotes an altered sexual depiction of an identifiable minor, without the consent of the identifiable minor, and who knows or reasonably should have known that such visual depiction was an altered sexual depiction commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) An aggrieved person may initiate a civil action against a person who violates subsection (2) to obtain appropriate relief in order to prevent or remedy a violation of subsection (2), including all of the following:

(a) Injunctive relief.

(b) Monetary damages to include \$10,000 or actual damages incurred as a result of a violation of subsection (2), whichever is greater.

(c) Reasonable attorney fees and costs.

(4) The criminal and civil penalties of this section do not apply to:

(a) A provider of an interactive computer service as defined in 47 U.S.C. s. 230(f), of an information service as defined in 47 U.S.C. s. 153, or of a communications service as defined in s. 202.11 which provides the transmission, storage, or caching of electronic communications or messages of others; another related telecommunications or commercial mobile radio service; or content provided by another person;

(b) A law enforcement officer as defined in s. 943.10, or any local, state, federal, or military law enforcement agency engaged in the performance of his or her duties as a law enforcement officer or the duties of the law enforcement agency;

(c) A person reporting unlawful activity;



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(d) A person participating in a hearing, trial, or other legal proceeding; or

(e) An identifiable person portrayed in an altered sexual depiction who receives an altered sexual depiction of himself or herself.

(5) A violation of this section is committed within this state if any conduct that is an element of the offense, or any harm to the depicted person resulting from the offense, occurs within this state.

(6) Prosecution of a person for an offense under this section does not preclude prosecution of that person in this state for a violation of any other law of this state, including a law providing for greater penalties than prescribed in this section or any other crime related to child pornography or the sexual performance or the sexual exploitation of children.

(7) Any offense under subsection (2) does not include an act done for a bona fide medical, literary, academic, or scientific purpose.

Section 4. Section 836.13, Florida Statutes, is amended to read:

836.13 ~~Promotion of an~~ Altered sexual depictions ~~depiction~~; prohibited acts; penalties; applicability.—

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

(a) “Altered sexual depiction” means any visual depiction that, as a result of any type of digital, electronic, mechanical, or other modification, alteration, or adaptation, depicts a realistic version of an identifiable person:

1. With the nude body parts of another person as the nude body parts of the identifiable person;





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2. With computer-generated nude body parts as the nude body parts of the identifiable person; or

3. Engaging in sexual conduct as defined in s. 847.001 in which the identifiable person did not engage.

(b) "Generate" means to create, alter, adapt, or modify any image by electronic, mechanical, or other computer-generated means to portray an identifiable person or to offer or agree to do the same.

(c)~~(b)~~ "Identifiable person" means a person who is recognizable as an actual person by the person's face, likeness, or other distinguishing characteristic, such as a unique birthmark, or other recognizable feature.

(d)~~(e)~~ "Nude body parts" means the human male or female genitals, pubic area, or buttocks with less than fully opaque covering; or the female breast with less than a fully opaque covering of any portion thereof below the top of the nipple; or the depiction of covered male genitals in a discernibly turgid state. The term does not under any circumstances include a mother breastfeeding her baby.

(e)~~(d)~~ "Promote" means to issue, sell, give, provide, lend, mail, deliver, transfer, transmit, transmute, publish, distribute, circulate, disseminate, present, exhibit, send, post, share, or advertise or to offer or agree to do the same.

(f)~~(e)~~ "Visual depiction" includes, but is not limited to, a photograph, picture, image, motion picture, film, video, or other visual representation.

(2) A person who willfully and maliciously promotes, or possesses with the intent to promote, any altered sexual depiction of an identifiable person, without the consent of the



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identifiable person, and who knows or reasonably should have known that such visual depiction was an altered sexual depiction, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) A person who willfully generates an altered sexual depiction of an identifiable person without the consent of the identifiable person, and who knows or reasonably should have known that such visual depiction was an altered sexual depiction, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) A person who solicits an altered sexual depiction of an identifiable person without the consent of the identifiable person, and who knows or reasonably should have known that such visual depiction was an altered sexual depiction, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(5) Every act, thing, or transaction prohibited by this section constitutes a separate offense and is punishable as such.

(6)~~(4)~~ The presence of a disclaimer within an altered sexual depiction which notifies a viewer that the person or persons depicted did not consent to or participate in the generation ~~creation~~ or promotion of the material, or that the person or persons depicted did not actually perform the actions portrayed, is not a defense and does not relieve a person of criminal liability under this section.

(7)~~(5)~~ An aggrieved person may initiate a civil action against a person who violates subsection (2), subsection (3), or subsection (4) to obtain appropriate relief in order to prevent



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or remedy a violation of subsection (2), subsection (3), or  
subsection (4), including all of the following:

(a) Injunctive relief.

(b) Monetary damages to include \$10,000 or actual damages  
incurred as a result of a violation of subsection (2),  
subsection (3), or subsection (4), whichever is greater.

(c) Reasonable attorney fees and costs.

~~(8)-(6)~~ The criminal and civil penalties of this section do  
not apply to:

(a) A provider of an interactive computer service as  
defined in 47 U.S.C. s. 230(f), of an information service as  
defined in 47 U.S.C. s. 153, or of a communications service as  
defined in s. 202.11 which provides the transmission, storage,  
or caching of electronic communications or messages of others;  
another related telecommunications or commercial mobile radio  
service; or content provided by another person;

(b) A law enforcement officer, as defined in s. 943.10, or  
any local, state, federal, or military law enforcement agency  
engaged in that promotes an altered sexual depiction in  
~~connection with~~ the performance of his or her duties as a law  
enforcement officer or the duties of the law enforcement agency;

(c) A person reporting unlawful activity; ~~or~~

(d) A person participating in a hearing, trial, or other  
legal proceeding; or

(e) An identifiable person portrayed in an altered sexual  
depiction who receives an altered sexual depiction of himself or  
herself.

~~(9)-(7)~~ A violation of this section is committed within this  
state if any conduct that is an element of the offense, or any



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harm to the depicted person resulting from the offense, occurs within this state.

(10)(8) Prosecution of a person for an offense under this section does not preclude prosecution of that person in this state for a violation of any other law of this state, including a law providing for greater penalties than prescribed in this section or any other crime related to child pornography or the sexual performance or the sexual exploitation of children.

(11) Any offense under subsection (2), subsection (3), or subsection (4) does not include an act done for a bona fide medical, literary, academic, or scientific purpose.

Section 5. Paragraphs (b), (c), and (d) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(b) LEVEL 2

Florida Statute	Felony Degree	Description
379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs



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in violation of the  
Marine Turtle  
Protection Act.

321

403.413(6)(c)

3rd

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

322

517.07(2)

3rd

Failure to furnish a  
prospectus meeting  
requirements.

323

590.28(1)

3rd

Intentional burning of  
lands.

324

784.03(3)

3rd

Battery during a riot  
or an aggravated riot.

325

784.05(3)

3rd

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

326

787.04(1)

3rd

In violation of court



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order, take, entice,  
etc., minor beyond  
state limits.

327

806.13 (1) (b) 3.

3rd

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

328

806.13 (3)

3rd

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

329

810.061 (2)

3rd

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

330

810.09 (2) (d)

3rd

Trespassing on posted  
commercial horticulture  
property.

331

812.014 (2) (c) 1.

3rd

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

332

812.014 (2) (d) 1.

3rd

Grand theft, 3rd



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degree; \$40 or more but  
less than \$750, taken  
from dwelling or its  
unenclosed curtilage.

333

812.014 (2) (e) 2.

3rd

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

334

812.015 (7)

3rd

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

335

817.234 (1) (a) 2.

3rd

False statement in  
support of insurance  
claim.

336

817.481 (3) (a)

3rd

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

337

817.52 (3)

3rd

Failure to redeliver



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338			hired vehicle.
	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
339			
	817.60 (5)	3rd	Dealing in credit cards of another.
340			
	817.60 (6) (a)	3rd	Forgery; purchase goods, services with false card.
341			
	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
342			
	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
343			
	831.01	3rd	Forgery.
344			
	831.02	3rd	Uttering forged instrument; utters or publishes alteration





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with intent to defraud.

345

831.07

3rd

Forging bank bills,  
checks, drafts, or  
promissory notes.

346

831.08

3rd

Possessing 10 or more  
forged notes, bills,  
checks, or drafts.

347

831.09

3rd

Uttering forged notes,  
bills, checks, drafts,  
or promissory notes.

348

831.11

3rd

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

349

832.05 (3) (a)

3rd

Cashing or depositing  
item with intent to  
defraud.

350

836.13 (4)

3rd

Soliciting an altered  
sexual depiction of an  
identifiable person  
without consent.

351

843.01 (2)

3rd

Resist police canine or



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police horse with  
violence; under certain  
circumstances.

843.08

3rd

False personation.

843.19(3)

3rd

Touch or strike police,  
fire, SAR canine or  
police horse.

893.13(2)(a)2.

3rd

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

893.147(2)

3rd

Manufacture or delivery  
of drug paraphernalia.

(c) LEVEL 3

Florida  
Statute

Felony  
Degree

Description

119.10(2)(b)

3rd

Unlawful use of



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confidential information  
from police reports.

361

316.066  
(3) (b) - (d)

3rd

Unlawfully obtaining or  
using confidential crash  
reports.

362

316.193 (2) (b)

3rd

Felony DUI, 3rd  
conviction.

363

316.1935 (2)

3rd

Fleeing or attempting to  
elude law enforcement  
officer in patrol vehicle  
with siren and lights  
activated.

364

319.30 (4)

3rd

Possession by junkyard of  
motor vehicle with  
identification number  
plate removed.

365

319.33 (1) (a)

3rd

Alter or forge any  
certificate of title to a  
motor vehicle or mobile  
home.

366

319.33 (1) (c)

3rd

Procure or pass title on  
stolen vehicle.

367



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319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
327.35(2)(b)	3rd	Felony BUI.
328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
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,



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molesting, or harassing  
marine turtles, marine  
turtle eggs, or marine  
turtle nests in violation  
of the Marine Turtle  
Protection Act.

373

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.

374

379.2431  
(1) (e) 7.

3rd

Soliciting to commit or  
conspiring to commit a  
violation of the Marine  
Turtle Protection Act.

375

400.9935 (4) (a)  
or (b)

3rd

Operating a clinic, or  
offering services  
requiring licensure,  
without a license.

376

400.9935 (4) (e)

3rd

Filing a false license  
application or other  
required information or  
failing to report



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377			information.
	440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
378			
	501.001(2)(b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
379			
	624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.
380			
	624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
381			
	626.902(1)(a) & (b)	3rd	Representing an unauthorized insurer.
382			
	697.08	3rd	Equity skimming.
383			
	790.15(3)	3rd	Person directs another to



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384			discharge firearm from a vehicle.
	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.
385			
	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
386			
	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
387			
	810.09 (2) (b)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
388			
	810.145 (2) (c)	3rd	Digital voyeurism; 19 years of age or older.
389			
	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than



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390			\$10,000.
	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
391			
	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
392			
	812.081 (2)	3rd	Theft of a trade secret.
393			
	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
394			
	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
395			
	817.233	3rd	Burning to defraud insurer.
396			
	817.234 (8) (b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.





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397	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
398	817.236	3rd	Filing a false motor vehicle insurance application.
399	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
400	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
401	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
402	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
403			



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404	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
405	836.13 (2)	3rd	Person who promotes, <u>or possesses with intent to promote,</u> an altered sexual depiction of an identifiable person without consent.
406	<u>836.13 (3)</u>	<u>3rd</u>	<u>Person who generates an altered sexual depiction of an identifiable person without consent.</u>
407	<u>836.13 (4)</u>	<u>3rd</u>	<u>Person who solicits an altered sexual depiction of an identifiable person without consent.</u>
408	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
409	847.01385	3rd	Harmful communication to a minor.
	860.15 (3)	3rd	Overcharging for repairs



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and parts.

410

870.01 (2) 3rd Riot.

411

870.01 (4) 3rd Inciting a riot.

412

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).

413

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.

414

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.,



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(2) (c) 9., (2) (c) 10., (3),  
or (4) drugs within 1,000  
feet of public housing  
facility.

415

893.13 (4) (c)

3rd

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

416

893.13 (6) (a)

3rd

Possession of any  
controlled substance other  
than felony possession of  
cannabis.

417

893.13 (7) (a) 8.

3rd

Withhold information from  
practitioner regarding  
previous receipt of or  
prescription for a  
controlled substance.

418

893.13 (7) (a) 9.

3rd

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

419

893.13 (7) (a) 10.

3rd

Affix false or forged  
label to package of  
controlled substance.



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420

893.13 (7) (a) 11.	3rd	Furnish false or fraudulent material information on any document or record required by chapter 893.
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421

893.13 (8) (a) 1.	3rd	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.
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422

893.13 (8) (a) 2.	3rd	Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.
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423

893.13 (8) (a) 3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.
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424	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.
425	918.13 (1)	3rd	Tampering with or fabricating physical evidence.
426	944.47 (1) (a) 1. & 2.	3rd	Introduce contraband to correctional facility.
427	944.47 (1) (c)	2nd	Possess contraband while upon the grounds of a correctional institution.
428	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
429			
430			
431	(d) LEVEL 4		
432			



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	Florida Statute	Felony Degree	Description
433	104.155	3rd	Unqualified noncitizen electors voting; aiding or soliciting noncitizen electors in voting.
434	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.
435	499.0051 (1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.
436	499.0051 (5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription



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437			drugs.
	517.07 (1)	3rd	Failure to register securities.
438			
	517.12 (1)	3rd	Failure of dealer or associated person of a dealer of securities to register.
439			
	784.031	3rd	Battery by strangulation.
440			
	784.07 (2) (b)	3rd	Battery of law enforcement officer, firefighter, etc.
441			
	784.074 (1) (c)	3rd	Battery of sexually violent predators facility staff.
442			
	784.075	3rd	Battery on detention or commitment facility staff.
443			
	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or





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444			materials.
	784.08 (2) (c)	3rd	Battery on a person 65 years of age or older.
445			
	784.081 (3)	3rd	Battery on specified official or employee.
446			
	784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
447			
	784.083 (3)	3rd	Battery on code inspector.
448			
	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
449			
	787.03 (1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
450			
	787.04 (2)	3rd	Take, entice, or remove child beyond state limits with criminal



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451			intent pending custody proceedings.
	787.04 (3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
452			
	787.07	3rd	Human smuggling.
453			
	790.115 (1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
454			
	790.115 (2) (b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
455			
	790.115 (2) (c)	3rd	Possessing firearm on school property.
456			
	794.051 (1)	3rd	Indecent, lewd, or lascivious touching of certain minors.



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457	800.04 (7) (c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
458	806.135	2nd	Destroying or demolishing a memorial or historic property.
459	810.02 (4) (a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
460	810.02 (4) (b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
461	810.06	3rd	Burglary; possession of tools.
462	810.08 (2) (c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
463	810.145 (3) (b)	3rd	Digital voyeurism



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			dissemination.
464	812.014 (2) (c) 3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
465	812.014 (2) (c) 4. & 6.-10.	3rd	Grand theft, 3rd degree; specified items.
466	812.014 (2) (d) 2.	3rd	Grand theft, 3rd degree; \$750 or more taken from dwelling or its unenclosed curtilage.
467	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.
468	812.0195 (2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
469			



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470	817.505 (4) (a)	3rd	Patient brokering.
471	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
472	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.
473	817.5695 (3) (c)	3rd	Exploitation of person 65 years of age or older, value less than \$10,000.
474	817.625 (2) (a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.
475	817.625 (2) (c)	3rd	Possess, sell, or deliver skimming device.
	<u>827.073 (2) (a)</u>	<u>3rd</u>	<u>Possession, control, or</u> <u>intentionally viewing</u> <u>of an altered sexual</u>



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476			<u>depiction of an</u> <u>identifiable minor.</u>
	<u>827.073 (2) (b)</u>	<u>3rd</u>	<u>Generation of an</u> <u>altered sexual</u> <u>depiction of a minor.</u>
477			
	<u>827.073 (2) (c)</u>	<u>3rd</u>	<u>Solicitation of an</u> <u>altered sexual</u> <u>depiction of an</u> <u>identifiable minor.</u>
478			
	<u>827.073 (2) (d)</u>	<u>3rd</u>	<u>Promotion of an altered</u> <u>sexual depiction of an</u> <u>identifiable minor.</u>
479			
	828.125 (1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
480			
	836.14 (2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
481			
	836.14 (3)	3rd	Person who willfully



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			possesses a sexually explicit image with certain knowledge, intent, and purpose.
482	837.02 (1)	3rd	Perjury in official proceedings.
483	837.021 (1)	3rd	Make contradictory statements in official proceedings.
484	838.022	3rd	Official misconduct.
485	839.13 (2) (a)	3rd	Falsifying records of an individual in the care and custody of a state agency.
486	839.13 (2) (c)	3rd	Falsifying records of the Department of Children and Families.
487	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
488	843.025	3rd	Deprive law enforcement,



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			correctional, or correctional probation officer of means of protection or communication.
489	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
490	843.19(2)	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
491	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
492	870.01(3)	2nd	Aggravated rioting.
493	870.01(5)	2nd	Aggravated inciting a riot.
494	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.





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495	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).
496	914.14 (2)	3rd	Witnesses accepting bribes.
497	914.22 (1)	3rd	Force, threaten, etc., witness, victim, or informant.
498	914.23 (2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
499	916.1085 (2) (c) 1.	3rd	Introduction of specified contraband into certain DCF facilities.
500	918.12	3rd	Tampering with jurors.
501	934.215	3rd	Use of two-way communications device to facilitate



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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.

Section 6. This act shall take effect October 1, 2025.

===== T I T L E   A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the enacting clause  
and insert:

A bill to be entitled

An act relating to sexual images; creating s. 800.045,



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F.S.; defining terms; prohibiting a person from possessing with the intent to promote specified depictions that include a lewd or lascivious image; providing criminal penalties; prohibiting a person from knowingly soliciting, possessing, controlling, or intentionally viewing a depiction that includes a lewd or lascivious image; providing criminal penalties; providing applicability; amending s. 827.071, F.S.; revising the definition of the term "sexual conduct"; prohibiting a person from soliciting specified depictions of child pornography; specifying that the solicitation of each specified depiction or each child depicted is a separate offense; providing criminal penalties; revising applicability; creating s. 827.073, F.S.; defining terms; prohibiting a person from knowingly possessing, controlling, or intentionally viewing a visual depiction he or she knows includes an altered sexual depiction of an identifiable minor; providing for prima facie evidence of intent to promote; providing criminal penalties; providing criminal penalties for persons who intentionally generate an altered sexual depiction of a minor; providing criminal penalties for persons who solicit an altered sexual depiction of a minor, without consent of the identifiable minor, and who know or reasonably should have known that such visual depiction was an altered sexual depiction; providing criminal penalties for persons who willfully and intentionally promote an altered sexual depiction of



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an identifiable minor, without consent of the  
identifiable minor, and who know or reasonably should  
have known that such visual depiction was an altered  
sexual depiction; providing for a civil cause of  
action; providing for injunctive relief, damages, and  
attorney fees and costs; providing applicability;  
amending s. 836.13, F.S.; defining the term  
"generate"; providing criminal penalties for persons  
who possess with the intent to promote an altered  
sexual depiction of an identifiable person without the  
consent of the identifiable person; providing criminal  
penalties for a persons who willfully generate or  
solicit an altered sexual depiction of an identifiable  
person, without the consent of the identifiable  
person, and who know or reasonably should have known  
that such visual depiction was an altered sexual  
depiction; revising what is not considered a defense  
to such offenses; providing for a civil cause of  
action; providing for injunctive relief, damages, and  
attorney fees and costs; revising and providing  
applicability; amending s. 921.0022, F.S.; ranking  
offenses created by and an offense revised by the act  
for purposes of the severity ranking chart of the  
Criminal Punishment Code; making a conforming change;  
providing an effective date.