

Amendment No.

## CHAMBER ACTION

SenateHouse

.

Representative Oliver offered the following:

**Amendment to Amendment (212806) (with title amendment)**

Remove lines 5-428 of the amendment and insert:

**Section 1.** This act may be cited as "Lucy's Law."**Section 2. Subsection (24) of section 327.02, Florida Statutes, is amended to read:**

327.02 Definitions.—As used in this chapter and in chapter 328, unless the context clearly requires a different meaning, the term:

(24) "Livery vessel" means a vessel leased or, rented, ~~or chartered to another for consideration.~~

**Section 3. Subsection (5) of section 327.30, Florida**

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**Statutes, is amended to read:**

327.30 Collisions, accidents, and casualties.—

(5) It is unlawful for a person operating a vessel involved in an accident or injury to leave the scene of the accident or injury without giving all possible aid to all persons involved and making a reasonable effort to locate the owner or persons affected and subsequently complying with and notifying the appropriate law enforcement official as required under this section.

(a) A ~~Any~~ person who violates this subsection with respect to an accident resulting in:

1. Property damage only, commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

2. Injury to a person other than serious bodily injury, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3. Serious bodily injury, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

4. The death of another person or an unborn child, commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who willfully commits a violation of subparagraph (a)4. must be sentenced to a mandatory minimum term

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39 of imprisonment of 4 years.

40 (c) For purposes of this subsection, the term "serious  
41 bodily injury" has the same meaning as in s. 327.353 ~~personal~~  
42 ~~injury commits a felony of the third degree, punishable as~~  
43 ~~provided in s. 775.082, s. 775.083, or s. 775.084. Any person~~  
44 ~~who violates this subsection with respect to an accident~~  
45 ~~resulting in property damage only commits a misdemeanor of the~~  
46 ~~second degree, punishable as provided in s. 775.082 or s.~~  
47 ~~775.083.~~

48 **Section 4. Section 327.3015, Florida Statutes, is created**  
49 **to read:**

50 327.3015 False reports.—A person who gives information in  
51 oral, electronic, or written reports as required in this  
52 chapter, knowing or having reason to believe that such  
53 information is false, commits a misdemeanor of the second  
54 degree, punishable as provided in s. 775.082 or s. 775.083.

55 **Section 5. Subsection (1) of section 327.33, Florida**  
56 **Statutes, is amended to read:**

57 327.33 Reckless or careless operation of vessel.—

58 (1) It is unlawful to operate a vessel in a reckless  
59 manner. A person who operates any vessel, or manipulates any  
60 water skis, aquaplane, or similar device, in willful or wanton  
61 disregard for the safety of persons or property at a speed or in  
62 a manner as to endanger, or likely to endanger, life or limb, or  
63 damage the property of, or injure a person is guilty of reckless

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operation of a vessel. Reckless operation of a vessel includes, but is not limited to, a violation of s. 327.331(6). If a person who violates this subsection and the violation:

(a) Does not result in an accident, the person commits a misdemeanor of the second ~~first~~ degree, punishable as provided in s. 775.082 or s. 775.083.

(b) Results in an accident that causes damage to the property or person of another, the person commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(c) Results in an accident that causes serious bodily injury as defined in s. 316.192, the person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

**Section 6. Subsection (3) of section 327.35, Florida Statutes, is amended to read:**

327.35 Boating under the influence; penalties; "designated drivers."—

(3)(a) Any person:

1. ~~(a)~~ Who is in violation of subsection (1);

2. ~~(b)~~ Who operates a vessel; and

3. ~~(c)~~ Who, by reason of such operation, causes or contributes to causing:

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87 a.1. Damage to the property or person of another commits a  
88 misdemeanor of the first degree, punishable as provided in s.  
89 775.082 or s. 775.083.

90 b.2. Serious bodily injury to another, as defined in s.  
91 327.353, commits a felony of the third degree, punishable as  
92 provided in s. 775.082, s. 775.083, or s. 775.084.

93 c.3. The death of any human being, or unborn child as  
94 defined in s. 775.021(5), commits BUI manslaughter, and commits:

95 (I)a. A felony of the second degree, punishable as  
96 provided in s. 775.082, s. 775.083, or s. 775.084.

97 (II)b. A felony of the first degree, punishable as  
98 provided in s. 775.082, s. 775.083, or s. 775.084, if:

99 (A)-(I) At the time of the accident, the person knew, or  
100 should have known, that the accident occurred; and

101 (B)-(II) The person failed to give information and render  
102 aid as required by s. 327.30.

103  
104 This sub-sub-subparagraph ~~sub-subparagraph~~ does not require that  
105 the person knew that the accident resulted in injury or death.

106 (b) A person who is convicted of BUI manslaughter shall be  
107 sentenced to a mandatory minimum term of imprisonment of 4  
108 years.

109 **Section 7. Subsections (1) and (10) of section 327.395,**  
110 **Florida Statutes, are amended to read:**

111 327.395 Boating safety education.—

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112 (1) A person ~~born on or after January 1, 1988,~~ may not  
113 operate a vessel powered by a motor of 10 horsepower or greater  
114 unless he or she was born:

115 (a) On or after January 1, 1988, and ~~such person~~ has in  
116 his or her possession aboard the vessel the documents required  
117 by subsection (2); or

118 (b) Before January 1, 1988, and:

119 1. As of the date the person is operating a vessel, has  
120 been a Florida resident for at least 5 consecutive years; or

121 2. Has in his or her possession aboard the vessel the  
122 documents required by subsection (2).

123 (10) The commission shall design forms and adopt rules  
124 pursuant to chapter 120 to implement this section. Any such  
125 rules must establish minimum standards for online boating safety  
126 education courses offered, including curriculum requirements,  
127 assessment methods, and provider qualifications. The standards  
128 must, at a minimum, align with the education standards set by  
129 the National Association of State Boating Law Administrators and  
130 may include additional requirements as necessary to promote  
131 effective and accessible online boating safety education in this  
132 state. All online course providers must be approved by the  
133 commission and demonstrate compliance with the standards  
134 prescribed by commission rule before offering courses to the  
135 public.

136 **Section 8. Paragraph (c) of subsection (1) of section**

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**327.54, Florida Statutes, is amended to read:**

327.54 Liveries; safety regulations; penalty.—

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

(c) "Livery" means a person who advertises and offers a livery vessel for use by another in exchange for any type of consideration when such person does not also provide or does not require the lessee or renter to provide as a condition of the rental or lease agreement a person licensed by the United States Coast Guard to serve as master of the vessel or to ~~with a captain, a crew, or any type of staff or personnel to operate, oversee, maintain, or~~ manage the vessel. The owner of a vessel who does not advertise his or her vessel for use by another for consideration and who loans or offers his or her vessel for use to another known to him or her either for consideration or without consideration is not a livery. A public or private school or postsecondary institution located within this state is not a livery. A vessel rented or leased by a livery is a livery vessel as defined in s. 327.02.

**Section 9. Section 327.731, Florida Statutes, is amended to read:**

327.731 Mandatory education for violators.—

(1) A person convicted of a ~~criminal violation under this chapter, convicted of a noncriminal infraction under this chapter if the infraction resulted in a reportable boating accident, or convicted of two noncriminal infractions as~~

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specified in s. 327.73(1)(h)-(k), (m), (o), (p), and (s)-(y) ~~the infractions occurring within a 12-month period,~~ must:

(a) Enroll in, attend, and successfully complete, at his or her own expense, a classroom or online boating safety course that is approved by and meets the minimum standards established by commission rule;

(b) File with the commission within 90 days proof of successful completion of the course; and

(c) Refrain from operating a vessel until he or she has filed proof of successful completion of the course with the commission; ~~and~~

~~(d) Pay a fine of \$500. The clerk of the court shall remit all fines assessed and collected under this paragraph to the Department of Revenue to be deposited into the Marine Resources Conservation Trust Fund to support law enforcement activities.~~

(2) In addition to the penalties provided in paragraphs (1)(a)-(c), a person convicted of a criminal violation under this chapter, convicted of a noncriminal infraction under this chapter if the infraction resulted in a reportable boating accident, or convicted of two or more noncriminal infractions as specified in s. 327.73(1)(h)-(k), (m), (o), (p), and (s)-(y), the infractions occurring within a 12-month period, must pay a fine of \$500. The clerk of the court shall remit all fines assessed and collected under this subsection to the Department of Revenue to be deposited into the Marine Resources

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187 Conservation Trust Fund to support law enforcement activities.

188 (3)~~(2)~~ For the purposes of this section, "conviction"  
189 means a finding of guilt, or the acceptance of a plea of guilty  
190 or nolo contendere, regardless of whether or not adjudication  
191 was withheld or whether imposition of sentence was withheld,  
192 deferred, or suspended. Any person who operates a vessel on the  
193 waters of this state in violation of the provisions of this  
194 section is guilty of a misdemeanor of the second degree,  
195 punishable as provided in s. 775.082 or s. 775.083.

196 (4)~~(3)~~ The commission shall print on the reverse side of  
197 the defendant's copy of the boating citation a notice of the  
198 provisions of this section. Upon conviction, the clerk of the  
199 court shall notify the defendant that it is unlawful for him or  
200 her to operate any vessel until he or she has complied with this  
201 section, but failure of the clerk of the court to provide such a  
202 notice shall not be a defense to a charge of unlawful operation  
203 of a vessel under subsection (3)~~(2)~~.

204 (5)~~(4)~~ The commission shall maintain a program to ensure  
205 compliance with the mandatory boating safety education  
206 requirements under this section. This program must:

207 (a) Track any citations resulting in a conviction under  
208 this section and the disposition of such citations.

209 (b) Send specific notices to each person subject to the  
210 requirement for mandatory boating safety education.

211 **Section 10. Paragraph (a) of subsection (11) of section**

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**327.73, Florida Statutes, is amended to read:**

327.73 Noncriminal infractions.—

(11)(a) Court costs that are to be in addition to the stated civil penalty shall be imposed by the court in an amount not less than the following:

1. For swimming or diving infractions, \$4, from which the clerk shall remit \$1 to the Department of Revenue for deposit into the General Revenue Fund.

2. For nonmoving boating infractions, \$18, from which the clerk shall remit \$12 to the Department of Revenue for deposit into the General Revenue Fund.

3. For boating infractions listed in s. 327.731 ~~s.~~ ~~327.731(1)~~, \$35, from which the clerk shall remit \$25 to the Department of Revenue for deposit into the General Revenue Fund.

Court costs imposed under this subsection may not exceed \$45. A criminal justice selection center or both local criminal justice access and assessment centers may be funded from these court costs.

**Section 11. Section 782.072, Florida Statutes, is amended to read:**

782.072 Vessel homicide.—

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

(a) "Unborn child" has the same meaning as in s. 775.021(5)(e).

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(b) "Vessel homicide" means ~~is~~ the killing of a human being, including the death of an unborn child caused by injury to the mother, by the operation of a vessel as defined in s. 327.02 by another in a reckless manner likely to cause the death of, or great bodily harm to, another.

(2) Vessel homicide is:

(a) ~~(1)~~ A felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) ~~(2)~~ A felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if:

1. ~~(a)~~ At the time of the accident, the person knew, or should have known, that the accident occurred; and

2. ~~(b)~~ The person failed to give information and render aid as required by s. 327.30(1).

This subsection does not require that the person knew that the accident resulted in injury or death.

**Section 12. Paragraphs (e), (f), (g), (h), and (i) 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

(e) LEVEL 5

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|     | Florida<br>Statute                            | Felony<br>Degree | Description  |
|-----|---|------------------|--|
| 262 | 316.027(2)(a)                                 | 3rd              | Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.  |
| 263 | 316.1935(4)(a)                                | 2nd              | Aggravated fleeing or eluding.   |
| 264 | 316.80(2)                                     | 2nd              | Unlawful conveyance of fuel; obtaining fuel fraudulently.  |
| 265 | 322.34(6)                                     | 3rd              | Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury. |
| 266 | <u>327.30(5)(a)2.</u><br><del>327.30(5)</del> | 3rd              | Vessel accidents involving personal <u>injuries other than serious bodily injury</u> ; leaving scene.    |
| 267 | 379.365(2)(c)1.                               | 3rd              | Violation of rules relating to: willful molestation of stone   |

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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.

268

379.367(4)

3rd

Willful molestation of a  
commercial harvester's spiny  
lobster trap, line, or buoy.

269

379.407(5)(b)3.

3rd

Possession of 100 or more  
undersized spiny lobsters.

270

381.0041(11)(b)

3rd

Donate blood, plasma, or organs

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knowing HIV positive.

271

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

272

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

273

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

274

624.401 (4) (b) 2. 2nd Transacting insurance without a  
certificate or authority;  
premium collected \$20,000 or  
more but less than \$100,000.

275

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

276

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

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|     |              |     |   |
|-----|--------------|-----|---|
| 277 | 790.162      | 2nd | Threat to throw or discharge<br>destructive device.   |
| 278 | 790.163(1)   | 2nd | False report of bomb,<br>explosive, weapon of mass<br>destruction, or use of firearms<br>in violent manner. |
| 279 | 790.221(1)   | 2nd | Possession of short-barreled<br>shotgun or machine gun.   |
| 280 | 790.23       | 2nd | Felons in possession of<br>firearms, ammunition, or<br>electronic weapons or devices.                       |
| 281 | 796.05(1)    | 2nd | Live on earnings of a<br>prostitute; 1st offense.   |
| 282 | 800.04(6)(c) | 3rd | Lewd or lascivious conduct;<br>offender less than 18 years of<br>age.                                       |
| 283 | 800.04(7)(b) | 2nd | Lewd or lascivious exhibition;<br>offender 18 years of age or   |

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older.

284

806.111(1)

3rd

Possess, manufacture, or  
dispense fire bomb with intent  
to damage any structure or  
property.

285

810.145(4)(c)

3rd

Commercial digital voyeurism  
dissemination.

286

810.145(7)(a)

2nd

Digital voyeurism; 2nd or  
subsequent offense.

287

810.145(8)(a)

2nd

Digital voyeurism; certain  
minor victims.

288

812.014(2)(d)3.

2nd

Grand theft, 2nd degree; theft  
from 20 or more dwellings or  
their unenclosed curtilage, or  
any combination.

289

812.0145(2)(b)

2nd

Theft from person 65 years of  
age or older; \$10,000 or more  
but less than \$50,000.

290

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|     |                                   |     |  |
|-----|-----------------------------------|-----|--|
| 291 | 812.015<br>(8) (a) & (c) -<br>(e) | 3rd | Retail theft; property stolen<br>is valued at \$750 or more and<br>one or more specified acts. |
| 292 | 812.015 (8) (f)                   | 3rd | Retail theft; multiple thefts<br>within specified period.                                      |
| 293 | 812.015 (8) (g)                   | 3rd | Retail theft; committed with<br>specified number of other<br>persons.                          |
| 294 | 812.019 (1)                       | 2nd | Stolen property; dealing in or<br>trafficking in.  |
| 295 | 812.081 (3)                       | 2nd | Trafficking in trade secrets.  |
| 296 | 812.131 (2) (b)                   | 3rd | Robbery by sudden snatching.   |
| 297 | 812.16 (2)                        | 3rd | Owning, operating, or<br>conducting a chop shop.   |
| 298 | 817.034 (4) (a) 2.                | 2nd | Communications fraud, value<br>\$20,000 to \$50,000.   |
|     | 817.234 (11) (b)                  | 2nd | Insurance fraud; property value  |

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

299

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.

300

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.

301

817.611(2) (a)

2nd

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

302

817.625(2) (b)

2nd

Second or subsequent fraudulent

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use of scanning device,  
skimming device, or reencoder.

303

825.1025(4)

3rd

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

304

828.12(2)

3rd

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

305

836.14(4)

2nd

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

306

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.

307

843.01(1)

3rd

Resist officer with violence to

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person; resist arrest with  
violence.

308

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

309

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

310

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

311

874.05(1) (b)      2nd      Encouraging or recruiting  
another to join a criminal  
gang; second or subsequent  
offense.

312

874.05(2) (a)      2nd      Encouraging or recruiting  
person under 13 years of age to  
join a criminal gang.

313

893.13(1) (a)1.      2nd      Sell, manufacture, or deliver  
cocaine (or other s.

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893.03(1)(a), (1)(b), (1)(d),  
(2)(a), (2)(b), or (2)(c)5.  
drugs).

314

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.

315

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.

316

893.13(1)(e)2.            2nd    Sell, manufacture, or deliver

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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.

317

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.

318

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

319

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

320

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321 (f) LEVEL 6

322

Florida Felony

Statute Degree Description

323

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

324

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

325

327.30 (5) (a) 3. 2nd Vessel accidents involving  
serious bodily injury; leaving  
scene.

326

400.9935 (4) (c) 2nd Operating a clinic, or offering  
services requiring licensure,  
without a license.

327

499.0051 (2) 2nd Knowing forgery of transaction  
history, transaction  
information, or transaction  
statement.

328

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|     |               |     |  |
|-----|---------------|-----|--|
| 329 | 499.0051(3)   | 2nd | Knowing purchase or receipt of prescription drug from unauthorized person. |
| 330 | 499.0051(4)   | 2nd | Knowing sale or transfer of prescription drug to unauthorized person.      |
| 331 | 775.0875(1)   | 3rd | Taking firearm from law enforcement officer.                               |
| 332 | 784.021(1)(a) | 3rd | Aggravated assault; deadly weapon without intent to kill.                  |
| 333 | 784.021(1)(b) | 3rd | Aggravated assault; intent to commit felony.                               |
| 334 | 784.041       | 3rd | Felony battery; domestic battery by strangulation.                         |
| 335 | 784.048(3)    | 3rd | Aggravated stalking; credible threat.                                      |
|     | 784.048(5)    | 3rd | Aggravated stalking of person under 16.                                    |

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|     |                 |     |   |
|-----|-----------------|-----|---|
| 336 | 784.07 (2) (c)  | 2nd | Aggravated assault on law enforcement officer.                              |
| 337 | 784.074 (1) (b) | 2nd | Aggravated assault on sexually violent predators facility staff.            |
| 338 | 784.08 (2) (b)  | 2nd | Aggravated assault on a person 65 years of age or older.                    |
| 339 | 784.081 (2)     | 2nd | Aggravated assault on specified official or employee.                       |
| 340 | 784.082 (2)     | 2nd | Aggravated assault by detained person on visitor or other detainee.         |
| 341 | 784.083 (2)     | 2nd | Aggravated assault on code inspector.                                       |
| 342 | 787.02 (2)      | 3rd | False imprisonment; restraining with purpose other than those in s. 787.01. |
| 343 |                 |     |   |

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|     |                 |     |   |
|-----|-----------------|-----|---|
| 344 | 790.115 (2) (d) | 2nd | Discharging firearm or weapon<br>on school property.  |
| 345 | 790.161 (2)     | 2nd | Make, possess, or throw<br>destructive device with intent<br>to do bodily harm or damage<br>property.   |
| 346 | 790.164 (1)     | 2nd | False report concerning bomb,<br>explosive, weapon of mass<br>destruction, act of arson or<br>violence to state property, or<br>use of firearms in violent<br>manner. |
| 347 | 790.19          | 2nd | Shooting or throwing deadly<br>missiles into dwellings,<br>vessels, or vehicles.  |
| 348 | 794.011 (8) (a) | 3rd | Solicitation of minor to<br>participate in sexual activity<br>by custodial adult.   |
|     | 794.05 (1)      | 2nd | Unlawful sexual activity with<br>specified minor.   |

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| 349 | 800.04 (5) (d)     | 3rd | Lewd or lascivious molestation;<br>victim 12 years of age or older<br>but less than 16 years of age;<br>offender less than 18 years. |
| 350 | 800.04 (6) (b)     | 2nd | Lewd or lascivious conduct;<br>offender 18 years of age or<br>older.   |
| 351 | 806.031 (2)        | 2nd | Arson resulting in great bodily<br>harm to firefighter or any<br>other person.   |
| 352 | 810.02 (3) (c)     | 2nd | Burglary of occupied structure;<br>unarmed; no assault or battery.   |
| 353 | 810.145 (8) (b)    | 2nd | Digital voyeurism; certain<br>minor victims; 2nd or<br>subsequent offense.   |
| 354 | 812.014 (2) (b) 1. | 2nd | Property stolen \$20,000 or<br>more, but less than \$100,000,<br>grand theft in 2nd degree.  |
| 355 |                    |     |  |

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|     |                    |     |   |
|-----|--------------------|-----|---|
| 356 | 812.014 (2) (c) 5. | 3rd | Grand theft; third degree;<br>firearm.  |
| 357 | 812.014 (6)        | 2nd | Theft; property stolen \$3,000<br>or more; coordination of<br>others.   |
| 358 | 812.015 (9) (a)    | 2nd | Retail theft; property stolen<br>\$750 or more; second or<br>subsequent conviction.                           |
| 359 | 812.015 (9) (b)    | 2nd | Retail theft; aggregated<br>property stolen within 120 days<br>is \$3,000 or more; coordination<br>of others. |
| 360 | 812.015 (9) (d)    | 2nd | Retail theft; multiple thefts<br>within specified period.   |
| 361 | 812.015 (9) (e)    | 2nd | Retail theft; committed with<br>specified number of other<br>persons and use of social media<br>platform.     |
|     | 812.13 (2) (c)     | 2nd | Robbery, no firearm or other  |

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weapon (strong-arm robbery).

362

817.4821(5)

2nd

Possess cloning paraphernalia  
with intent to create cloned  
cellular telephones.

363

817.49(2)(b)2.

2nd

Willful making of a false  
report of a crime resulting in  
death.

364

817.505(4)(b)

2nd

Patient brokering; 10 or more  
patients.

365

817.5695(3)(b)

2nd

Exploitation of person 65 years  
of age or older, value \$10,000  
or more, but less than \$50,000.

366

825.102(1)

3rd

Abuse of an elderly person or  
disabled adult.

367

825.102(3)(c)

3rd

Neglect of an elderly person or  
disabled adult.

368

825.1025(3)

3rd

Lewd or lascivious molestation  
of an elderly person or

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disabled adult.

369

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

370

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

371

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

372

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

373

828.126(3) 3rd Sexual activities involving animals.

374

836.05 2nd Threats; extortion.

375

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

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|     |             |     |   |
|-----|-------------|-----|---|
| 376 | 843.12      | 3rd | Aids or assists person to escape.   |
| 377 | 847.011     | 3rd | Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors. |
| 378 | 847.012     | 3rd | Knowingly using a minor in the production of materials harmful to minors.   |
| 379 | 847.0135(2) | 3rd | Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.                            |
| 380 | 893.131     | 2nd | Distribution of controlled substances resulting in overdose or serious bodily injury.                             |
| 381 | 914.23      | 2nd | Retaliation against a witness, victim, or informant, with bodily injury.  |

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| 382 | 918.13 (2) (b)    | 2nd | Tampering with or fabricating<br>physical evidence relating to a<br>capital felony.  |
| 383 | 944.35 (3) (a) 2. | 3rd | Committing malicious battery<br>upon or inflicting cruel or<br>inhuman treatment on an inmate<br>or offender on community<br>supervision, resulting in great<br>bodily harm. |
| 384 | 944.40            | 2nd | Escapes.   |
| 385 | 944.46            | 3rd | Harboring, concealing, aiding<br>escaped prisoners.  |
| 386 | 944.47 (1) (a) 5. | 2nd | Introduction of contraband<br>(firearm, weapon, or explosive)<br>into correctional facility.   |
| 387 | 951.22 (1) (i)    | 3rd | Firearm or weapon introduced<br>into county detention facility.  |
| 388 |                   |     |  |
| 389 | (g) LEVEL 7       |     |  |

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Amendment No.

|     |                           |        |   |
|-----|---------------------------|--------|---|
| 390 | Florida                   | Felony |   |
|     | Statute                   | Degree | Description   |
| 391 |                           |        |   |
|     | 316.027(2)(c)             | 1st    | Accident involving death,<br>failure to stop; leaving scene.  |
| 392 |                           |        |   |
|     | 316.193(3)(c)2.           | 3rd    | DUI resulting in serious bodily<br>injury.  |
| 393 |                           |        |   |
|     | 316.1935(3)(b)            | 1st    | Causing serious bodily injury<br>or death to another person;<br>driving at high speed or with<br>wanton disregard for safety<br>while fleeing or attempting to<br>elude law enforcement officer<br>who is in a patrol vehicle with<br>siren and lights activated. |
| 394 |                           |        |   |
|     | <u>327.35(3)(a)3.b.</u>   | 3rd    | Vessel BUI resulting in serious<br>bodily injury.   |
|     | <del>327.35(3)(c)2.</del> |        |   |
| 395 |                           |        |   |
|     | 402.319(2)                | 2nd    | Misrepresentation and<br>negligence or intentional act<br>resulting in great bodily harm,   |

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permanent disfiguration,  
permanent disability, or death.

396

409.920 3rd Medicaid provider fraud;  
(2) (b) 1.a. \$10,000 or less.

397

409.920 2nd Medicaid provider fraud; more  
(2) (b) 1.b. than \$10,000, but less than  
\$50,000.

398

456.065 (2) 3rd Practicing a health care  
profession without a license.

399

456.065 (2) 2nd Practicing a health care  
profession without a license  
which results in serious bodily  
injury.

400

458.327 (1) 3rd Practicing medicine without a  
license.

401

459.013 (1) 3rd Practicing osteopathic medicine  
without a license.

402

460.411 (1) 3rd Practicing chiropractic

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medicine without a license.

403

461.012(1) 3rd Practicing podiatric medicine  
without a license.

404

462.17 3rd Practicing naturopathy without  
a license.

405

463.015(1) 3rd Practicing optometry without a  
license.

406

464.016(1) 3rd Practicing nursing without a  
license.

407

465.015(2) 3rd Practicing pharmacy without a  
license.

408

466.026(1) 3rd Practicing dentistry or dental  
hygiene without a license.

409

467.201 3rd Practicing midwifery without a  
license.

410

468.366 3rd Delivering respiratory care  
services without a license.

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| 411 | 483.828(1)      | 3rd | Practicing as clinical<br>laboratory personnel without a<br>license.   |
| 412 | 483.901(7)      | 3rd | Practicing medical physics<br>without a license.   |
| 413 | 484.013(1)(c)   | 3rd | Preparing or dispensing optical<br>devices without a prescription.   |
| 414 | 484.053         | 3rd | Dispensing hearing aids without<br>a license.  |
| 415 | 494.0018(2)     | 1st | Conviction of any violation of<br>chapter 494 in which the total<br>money and property unlawfully<br>obtained exceeded \$50,000 and<br>there were five or more<br>victims. |
| 416 | 560.123(8)(b)1. | 3rd | Failure to report currency or<br>payment instruments exceeding<br>\$300 but less than \$20,000 by a<br>money services business.  |

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|-----|--------------------|-----|--|
| 417 | 560.125 (5) (a)    | 3rd | Money services business by<br>unauthorized person, currency<br>or payment instruments<br>exceeding \$300 but less than<br>\$20,000.      |
| 418 | 655.50 (10) (b) 1. | 3rd | Failure to report financial<br>transactions exceeding \$300 but<br>less than \$20,000 by financial<br>institution.                       |
| 419 | 775.21 (10) (a)    | 3rd | Sexual predator; failure to<br>register; failure to renew<br>driver license or<br>identification card; other<br>registration violations. |
| 420 | 775.21 (10) (b)    | 3rd | Sexual predator working where<br>children regularly congregate.  |
| 421 | 775.21 (10) (g)    | 3rd | Failure to report or providing<br>false information about a<br>sexual predator; harbor or<br>conceal a sexual predator.                  |

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|-----|-----------------|-----|---|
| 422 | 782.051(3)      | 2nd | Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.   |
| 423 | 782.07(1)       | 2nd | Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).                     |
| 424 | 782.071         | 2nd | Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide). |
| 425 | 782.072         | 2nd | Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).                           |
| 426 | 784.045(1)(a)1. | 2nd | Aggravated battery; intentionally causing great   |

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bodily harm or disfigurement.

427

784.045 (1) (a) 2. 2nd Aggravated battery; using  
deadly weapon.

428

784.045 (1) (b) 2nd Aggravated battery; perpetrator  
aware victim pregnant.

429

784.048 (4) 3rd Aggravated stalking; violation  
of injunction or court order.

430

784.048 (7) 3rd Aggravated stalking; violation  
of court order.

431

784.07 (2) (d) 1st Aggravated battery on law  
enforcement officer.

432

784.074 (1) (a) 1st Aggravated battery on sexually  
violent predators facility  
staff.

433

784.08 (2) (a) 1st Aggravated battery on a person  
65 years of age or older.

434

784.081 (1) 1st Aggravated battery on specified

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official or employee.

435

784.082 (1) 1st Aggravated battery by detained  
person on visitor or other  
detainee.

436

784.083 (1) 1st Aggravated battery on code  
inspector.

437

787.06 (3) (a) 2. 1st Human trafficking using  
coercion for labor and services  
of an adult.

438

787.06 (3) (e) 2. 1st Human trafficking using  
coercion for labor and services  
by the transfer or transport of  
an adult from outside Florida  
to within the state.

439

790.07 (4) 1st Specified weapons violation  
subsequent to previous  
conviction of s. 790.07 (1) or  
(2).

440

790.16 (1) 1st Discharge of a machine gun

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under specified circumstances.

441

790.165 (2)                      2nd      Manufacture, sell, possess, or  
deliver hoax bomb.

442

790.165 (3)                      2nd      Possessing, displaying, or  
threatening to use any hoax  
bomb while committing or  
attempting to commit a felony.

443

790.166 (3)                      2nd      Possessing, selling, using, or  
attempting to use a hoax weapon  
of mass destruction.

444

790.166 (4)                      2nd      Possessing, displaying, or  
threatening to use a hoax  
weapon of mass destruction  
while committing or attempting  
to commit a felony.

445

790.23                              1st,PBL      Possession of a firearm by a  
person who qualifies for the  
penalty enhancements provided  
for in s. 874.04.

446

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|-----|-------------------|-----|--|
| 447 | 794.08 (4)        | 3rd | Female genital mutilation;<br>consent by a parent, guardian,<br>or a person in custodial<br>authority to a victim younger<br>than 18 years of age. |
| 448 | 796.05 (1)        | 1st | Live on earnings of a<br>prostitute; 2nd offense.  |
| 449 | 796.05 (1)        | 1st | Live on earnings of a<br>prostitute; 3rd and subsequent<br>offense.  |
| 450 | 800.04 (5) (c) 1. | 2nd | Lewd or lascivious molestation;<br>victim younger than 12 years of<br>age; offender younger than 18<br>years of age.                               |
| 451 | 800.04 (5) (c) 2. | 2nd | Lewd or lascivious molestation;<br>victim 12 years of age or older<br>but younger than 16 years of<br>age; offender 18 years of age<br>or older.   |
|     | 800.04 (5) (e)    | 1st | Lewd or lascivious molestation;  |

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victim 12 years of age or older  
but younger than 16 years;  
offender 18 years or older;  
prior conviction for specified  
sex offense.

452

806.01 (2)                      2nd      Maliciously damage structure by  
fire or explosive.

453

810.02 (3) (a)                  2nd      Burglary of occupied dwelling;  
unarmed; no assault or battery.

454

810.02 (3) (b)                  2nd      Burglary of unoccupied  
dwelling; unarmed; no assault  
or battery.

455

810.02 (3) (d)                  2nd      Burglary of occupied  
conveyance; unarmed; no assault  
or battery.

456

810.02 (3) (e)                  2nd      Burglary of authorized  
emergency vehicle.

457

812.014 (2) (a) 1.              1st      Property stolen, valued at  
\$100,000 or more or a

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semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.

458

812.014(2)(b)2. 2nd Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.

459

812.014(2)(b)3. 2nd Property stolen, emergency medical equipment; 2nd degree grand theft.

460

812.014(2)(b)4. 2nd Property stolen, law enforcement equipment from authorized emergency vehicle.

461

812.014(2)(g) 2nd Grand theft; second degree; firearm with previous conviction of s.  
812.014(2)(c)5.

462

812.0145(2)(a) 1st Theft from person 65 years of age or older; \$50,000 or more.

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|-----|-----------------|-----|--|
| 463 | 812.019(2)      | 1st | Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property. |
| 464 | 812.131(2)(a)   | 2nd | Robbery by sudden snatching.   |
| 465 | 812.133(2)(b)   | 1st | Carjacking; no firearm, deadly weapon, or other weapon.  |
| 466 | 817.034(4)(a)1. | 1st | Communications fraud, value greater than \$50,000.   |
| 467 | 817.234(8)(a)   | 2nd | Solicitation of motor vehicle accident victims with intent to defraud.                                     |
| 468 | 817.234(9)      | 2nd | Organizing, planning, or participating in an intentional motor vehicle collision.                          |
| 469 | 817.234(11)(c)  | 1st | Insurance fraud; property value \$100,000 or more.   |
| 470 |                 |     |  |

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| 471 | 817.2341<br>(2) (b) &<br>(3) (b) | 1st | Making false entries of<br>material fact or false<br>statements regarding property<br>values relating to the solvency<br>of an insuring entity which are<br>a significant cause of the<br>insolvency of that entity. |
| 472 | 817.418 (2) (a)                  | 3rd | Offering for sale or<br>advertising personal protective<br>equipment with intent to<br>defraud.  |
| 473 | 817.504 (1) (a)                  | 3rd | Offering or advertising a<br>vaccine with intent to defraud.   |
| 474 | 817.535 (2) (a)                  | 3rd | Filing false lien or other<br>unauthorized document.   |
| 475 | 817.611 (2) (b)                  | 2nd | Traffic in or possess 15 to 49<br>counterfeit credit cards or<br>related documents.  |
|     | 825.102 (3) (b)                  | 2nd | Neglecting an elderly person or<br>disabled adult causing great  |

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bodily harm, disability, or  
disfigurement.

476

825.103(3)(b)                      2nd      Exploiting an elderly person or  
disabled adult and property is  
valued at \$10,000 or more, but  
less than \$50,000.

477

827.03(2)(b)                      2nd      Neglect of a child causing  
great bodily harm, disability,  
or disfigurement.

478

827.04(3)                          3rd      Impregnation of a child under  
16 years of age by person 21  
years of age or older.

479

827.071(2) & (3)                  2nd      Use or induce a child in a  
sexual performance, or promote  
or direct such performance.

480

827.071(4)                      2nd      Possess with intent to promote  
any photographic material,  
motion picture, etc., which  
includes child pornography.

481

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|-----|-----------------|-----|---|
| 482 | 837.05 (2)      | 3rd | Giving false information about<br>alleged capital felony to a law<br>enforcement officer. |
| 483 | 838.015         | 2nd | Bribery.  |
| 484 | 838.016         | 2nd | Unlawful compensation or reward<br>for official behavior.                                 |
| 485 | 838.021 (3) (a) | 2nd | Unlawful harm to a public<br>servant.   |
| 486 | 838.22          | 2nd | Bid tampering.  |
| 487 | 843.0855 (2)    | 3rd | Impersonation of a public<br>officer or employee.   |
| 488 | 843.0855 (3)    | 3rd | Unlawful simulation of legal<br>process.  |
| 489 | 843.0855 (4)    | 3rd | Intimidation of a public<br>officer or employee.  |
|     | 847.0135 (3)    | 3rd | Solicitation of a child, via a<br>computer service, to commit an                          |

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unlawful sex act.

490

847.0135(4) 2nd Traveling to meet a minor to  
commit an unlawful sex act.

491

872.06 2nd Abuse of a dead human body.

492

874.05(2)(b) 1st Encouraging or recruiting  
person under 13 to join a  
criminal gang; second or  
subsequent offense.

493

874.10 1st,PBL Knowingly initiates, organizes,  
plans, finances, directs,  
manages, or supervises criminal  
gang-related activity.

494

893.13(1)(c)1. 1st Sell, manufacture, or deliver  
cocaine (or other drug  
prohibited under s.  
893.03(1)(a), (1)(b), (1)(d),  
(2)(a), (2)(b), or (2)(c)5.)  
within 1,000 feet of a child  
care facility, school, or  
state, county, or municipal

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park or publicly owned  
recreational facility or  
community center.

495

893.13(1)(e)1.

1st

Sell, manufacture, or deliver  
cocaine or other drug  
prohibited under s.

893.03(1)(a), (1)(b), (1)(d),  
(2)(a), (2)(b), or (2)(c)5.,  
within 1,000 feet of property  
used for religious services or  
a specified business site.

496

893.13(4)(a)

1st

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

497

893.135(1)(a)1.

1st

Trafficking in cannabis, more  
than 25 lbs., less than 2,000  
lbs.

498

893.135

1st

(1)(b)1.a.

Trafficking in cocaine, more  
than 28 grams, less than 200  
grams.

499

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|     |                             |     |  |
|-----|-----------------------------|-----|--|
| 500 | 893.135<br>(1) (c) 1.a.     | 1st | Trafficking in illegal drugs,<br>more than 4 grams, less than 14<br>grams. |
| 501 | 893.135<br>(1) (c) 2.a.     | 1st | Trafficking in hydrocodone, 28<br>grams or more, less than 50<br>grams.    |
| 502 | 893.135<br>(1) (c) 2.b.     | 1st | Trafficking in hydrocodone, 50<br>grams or more, less than 100<br>grams.   |
| 503 | 893.135<br>(1) (c) 3.a.     | 1st | Trafficking in oxycodone, 7<br>grams or more, less than 14<br>grams.       |
| 504 | 893.135<br>(1) (c) 3.b.     | 1st | Trafficking in oxycodone, 14<br>grams or more, less than 25<br>grams.      |
| 505 | 893.135<br>(1) (c) 4.b. (I) | 1st | Trafficking in fentanyl, 4<br>grams or more, less than 14<br>grams.        |
|     | 893.135                     | 1st | Trafficking in phencyclidine,  |

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|     |                      |     |  |
|-----|----------------------|-----|--|
| 506 | (1) (d) 1.a.         |     | 28 grams or more, less than 200 grams.   |
| 507 | 893.135 (1) (e) 1.   | 1st | Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.                     |
| 508 | 893.135 (1) (f) 1.   | 1st | Trafficking in amphetamine, 14 grams or more, less than 28 grams.                          |
| 509 | 893.135 (1) (g) 1.a. | 1st | Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.                         |
| 510 | 893.135 (1) (h) 1.a. | 1st | Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms. |
| 511 | 893.135 (1) (j) 1.a. | 1st | Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.                  |
|     | 893.135              | 1st | Trafficking in Phenethylamines,  |

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|     |                    |     |  |
|-----|--------------------|-----|--|
| 512 | (1) (k) 2.a.       |     | 10 grams or more, less than 200 grams.   |
|     | 893.135            | 1st | Trafficking in synthetic   |
|     | (1) (m) 2.a.       |     | cannabinoids, 280 grams or more, less than 500 grams.                            |
| 513 |                    |     |  |
|     | 893.135            | 1st | Trafficking in synthetic   |
|     | (1) (m) 2.b.       |     | cannabinoids, 500 grams or more, less than 1,000 grams.                          |
| 514 |                    |     |  |
|     | 893.135            | 1st | Trafficking in n-benzyl  |
|     | (1) (n) 2.a.       |     | phenethylamines, 14 grams or more, less than 100 grams.                          |
| 515 |                    |     |  |
|     | 893.1351 (2)       | 2nd | Possession of place for trafficking in or manufacturing of controlled substance. |
| 516 |                    |     |  |
|     | 896.101 (5) (a)    | 3rd | Money laundering, financial transactions exceeding \$300 but less than \$20,000. |
| 517 |                    |     |  |
|     | 896.104 (4) (a) 1. | 3rd | Structuring transactions to evade reporting or registration                      |

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requirements, financial  
transactions exceeding \$300 but  
less than \$20,000.

518

943.0435(4)(c) 2nd Sexual offender vacating  
permanent residence; failure to  
comply with reporting  
requirements.

519

943.0435(8) 2nd Sexual offender; remains in  
state after indicating intent  
to leave; failure to comply  
with reporting requirements.

520

943.0435(9)(a) 3rd Sexual offender; failure to  
comply with reporting  
requirements.

521

943.0435(13) 3rd Failure to report or providing  
false information about a  
sexual offender; harbor or  
conceal a sexual offender.

522

943.0435(14) 3rd Sexual offender; failure to  
report and reregister; failure

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to respond to address  
verification; providing false  
registration information.

523

944.607(9)

3rd

Sexual offender; failure to  
comply with reporting  
requirements.

524

944.607(10) (a)

3rd

Sexual offender; failure to  
submit to the taking of a  
digitized photograph.

525

944.607(12)

3rd

Failure to report or providing  
false information about a  
sexual offender; harbor or  
conceal a sexual offender.

526

944.607(13)

3rd

Sexual offender; failure to  
report and reregister; failure  
to respond to address  
verification; providing false  
registration information.

527

985.4815(10)

3rd

Sexual offender; failure to  
submit to the taking of a

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digitized photograph.

528

985.4815(12) 3rd Failure to report or providing  
false information about a  
sexual offender; harbor or  
conceal a sexual offender.

529

985.4815(13) 3rd Sexual offender; failure to  
report and reregister; failure  
to respond to address  
verification; providing false  
registration information.

530

531 (h) LEVEL 8

532

| Florida<br>Statute | Felony<br>Degree | Description |
|--------------------|------------------|-------------|
|--------------------|------------------|-------------|

533

|                         |     |                   |
|-------------------------|-----|-------------------|
| 316.193<br>(3) (c) 3.a. | 2nd | DUI manslaughter. |
|-------------------------|-----|-------------------|

534

|                 |     |  |
|-----------------|-----|--|
| 316.1935(4) (b) | 1st | Aggravated fleeing or attempted<br>eluding with serious bodily<br>injury or death. |
|-----------------|-----|--|

535

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327.35 (3) (a) 3.c. (I) 2nd Vessel BUI manslaughter.

~~327.35 (3) (c) 3.~~

499.0051 (6) 1st Knowing trafficking in  
contraband prescription drugs.

499.0051 (7) 1st Knowing forgery of prescription  
labels or prescription drug  
labels.

560.123 (8) (b) 2. 2nd Failure to report currency or  
payment instruments totaling or  
exceeding \$20,000, but less  
than \$100,000 by money  
transmitter.

560.125 (5) (b) 2nd Money transmitter business by  
unauthorized person, currency  
or payment instruments totaling  
or exceeding \$20,000, but less  
than \$100,000.

655.50 (10) (b) 2. 2nd Failure to report financial  
transactions totaling or  
exceeding \$20,000, but less

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Amendment No.

than \$100,000 by financial  
institutions.

541

777.03(2)(a)

1st

Accessory after the fact,  
capital felony.

542

782.04(4)

2nd

Killing of human without design  
when engaged in act or attempt  
of any felony other than arson,  
sexual battery, robbery,  
burglary, kidnapping,  
aggravated fleeing or eluding  
with serious bodily injury or  
death, aircraft piracy, or  
unlawfully discharging bomb.

543

782.051(2)

1st

Attempted felony murder while  
perpetrating or attempting to  
perpetrate a felony not  
enumerated in s. 782.04(3).

544

782.071(1)(b)

1st

Committing vehicular homicide  
and failing to render aid or  
give information.

545

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|     |                        |     |                                 |
|-----|------------------------|-----|---------------------------------|
| 546 | <u>782.072 (2) (b)</u> | 1st | Committing vessel homicide and  |
|     | <del>782.072(2)</del>  |     | failing to render aid or give   |
|     |                        |     | information.                    |
| 547 | 787.06 (3) (a) 1.      | 1st | Human trafficking for labor and |
|     |                        |     | services of a child.            |
| 548 | 787.06 (3) (b)         | 1st | Human trafficking using         |
|     |                        |     | coercion for commercial sexual  |
|     |                        |     | activity of an adult.           |
| 549 | 787.06 (3) (c) 2.      | 1st | Human trafficking using         |
|     |                        |     | coercion for labor and services |
|     |                        |     | of an unauthorized alien adult. |
| 550 | 787.06 (3) (e) 1.      | 1st | Human trafficking for labor and |
|     |                        |     | services by the transfer or     |
|     |                        |     | transport of a child from       |
|     |                        |     | outside Florida to within the   |
|     |                        |     | state.                          |
|     | 787.06 (3) (f) 2.      | 1st | Human trafficking using         |
|     |                        |     | coercion for commercial sexual  |
|     |                        |     | activity by the transfer or     |
|     |                        |     | transport of any adult from     |

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Amendment No.

outside Florida to within the  
state.

551

790.161(3) 1st Discharging a destructive  
device which results in bodily  
harm or property damage.

552

794.011(5)(a) 1st Sexual battery; victim 12 years  
of age or older but younger  
than 18 years; offender 18  
years or older; offender does  
not use physical force likely  
to cause serious injury.

553

794.011(5)(b) 2nd Sexual battery; victim and  
offender 18 years of age or  
older; offender does not use  
physical force likely to cause  
serious injury.

554

794.011(5)(c) 2nd Sexual battery; victim 12 years  
of age or older; offender  
younger than 18 years; offender  
does not use physical force  
likely to cause injury.

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|     |               |          |   |
|-----|---------------|----------|---|
| 555 | 794.011(5)(d) | 1st      | Sexual battery; victim 12 years of age or older; offender does not use physical force likely to cause serious injury; prior conviction for specified sex offense. |
| 556 | 794.08(3)     | 2nd      | Female genital mutilation, removal of a victim younger than 18 years of age from this state.  |
| 557 | 800.04(4)(b)  | 2nd      | Lewd or lascivious battery.   |
| 558 | 800.04(4)(c)  | 1st      | Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.  |
| 559 | 806.01(1)     | 1st      | Maliciously damage dwelling or structure by fire or explosive, believing person in structure.   |
| 560 | 810.02(2)(a)  | 1st, PBL | Burglary with assault or  |

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Amendment No.

battery.

561

810.02 (2) (b) 1st, PBL Burglary; armed with explosives  
or dangerous weapon.

562

810.02 (2) (c) 1st Burglary of a dwelling or  
structure causing structural  
damage or \$1,000 or more  
property damage.

563

812.014 (2) (a) 2. 1st Property stolen; cargo valued  
at \$50,000 or more, grand theft  
in 1st degree.

564

812.015 (11) (b) 1st Retail theft; possession of a  
firearm during commission of  
offense.

565

812.13 (2) (b) 1st Robbery with a weapon.

566

812.135 (2) (c) 1st Home-invasion robbery, no  
firearm, deadly weapon, or  
other weapon.

567

817.418 (2) (b) 2nd Offering for sale or

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advertising personal protective  
equipment with intent to  
defraud; second or subsequent  
offense.

568

817.504 (1) (b)

2nd

Offering or advertising a  
vaccine with intent to defraud;  
second or subsequent offense.

569

817.505 (4) (c)

1st

Patient brokering; 20 or more  
patients.

570

817.535 (2) (b)

2nd

Filing false lien or other  
unauthorized document; second  
or subsequent offense.

571

817.535 (3) (a)

2nd

Filing false lien or other  
unauthorized document; property  
owner is a public officer or  
employee.

572

817.535 (4) (a) 1.

2nd

Filing false lien or other  
unauthorized document;  
defendant is incarcerated or  
under supervision.

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|     |                 |     |  |
|-----|-----------------|-----|--|
| 573 | 817.535 (5) (a) | 2nd | Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument. |
| 574 | 817.568 (6)     | 2nd | Fraudulent use of personal identification information of an individual under the age of 18.  |
| 575 | 817.611 (2) (c) | 1st | Traffic in or possess 50 or more counterfeit credit cards or related documents.  |
| 576 | 825.102 (2)     | 1st | Aggravated abuse of an elderly person or disabled adult.   |
| 577 | 825.1025 (2)    | 2nd | Lewd or lascivious battery upon an elderly person or disabled adult.   |
| 578 | 825.103 (3) (a) | 1st | Exploiting an elderly person or disabled adult and property is   |

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valued at \$50,000 or more.

579

837.02 (2)

2nd

Perjury in official proceedings  
relating to prosecution of a  
capital felony.

580

837.021 (2)

2nd

Making contradictory statements  
in official proceedings  
relating to prosecution of a  
capital felony.

581

860.121 (2) (c)

1st

Shooting at or throwing any  
object in path of railroad  
vehicle resulting in great  
bodily harm.

582

860.16

1st

Aircraft piracy.

583

893.13 (1) (b)

1st

Sell or deliver in excess of 10  
grams of any substance  
specified in s. 893.03 (1) (a) or  
(b) .

584

893.13 (2) (b)

1st

Purchase in excess of 10 grams  
of any substance specified in

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s. 893.03(1)(a) or (b).

585

893.13(6)(c) 1st Possess in excess of 10 grams  
of any substance specified in  
s. 893.03(1)(a) or (b).

586

893.135(1)(a)2. 1st Trafficking in cannabis, more  
than 2,000 lbs., less than  
10,000 lbs.

587

893.135 1st Trafficking in cocaine, more  
(1)(b)1.b. than 200 grams, less than 400  
grams.

588

893.135 1st Trafficking in illegal drugs,  
(1)(c)1.b. more than 14 grams, less than  
28 grams.

589

893.135 1st Trafficking in hydrocodone, 100  
(1)(c)2.c. grams or more, less than 300  
grams.

590

893.135 1st Trafficking in oxycodone, 25  
(1)(c)3.c. grams or more, less than 100  
grams.

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|     |                              |     |  |
|-----|------------------------------|-----|--|
| 591 | 893.135<br>(1) (c) 4.b. (II) | 1st | Trafficking in fentanyl, 14<br>grams or more, less than 28<br>grams.                                   |
| 592 | 893.135<br>(1) (d) 1.b.      | 1st | Trafficking in phencyclidine,<br>200 grams or more, less than<br>400 grams.                            |
| 593 | 893.135<br>(1) (e) 1.b.      | 1st | Trafficking in methaqualone, 5<br>kilograms or more, less than 25<br>kilograms.                        |
| 594 | 893.135<br>(1) (f) 1.b.      | 1st | Trafficking in amphetamine, 28<br>grams or more, less than 200<br>grams.                               |
| 595 | 893.135<br>(1) (g) 1.b.      | 1st | Trafficking in flunitrazepam,<br>14 grams or more, less than 28<br>grams.                              |
| 596 | 893.135<br>(1) (h) 1.b.      | 1st | Trafficking in gamma-<br>hydroxybutyric acid (GHB), 5<br>kilograms or more, less than 10<br>kilograms. |

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|     |                         |     |   |
|-----|-------------------------|-----|---|
| 597 | 893.135<br>(1) (j) 1.b. | 1st | Trafficking in 1,4-Butanediol,<br>5 kilograms or more, less than<br>10 kilograms.                               |
| 598 | 893.135<br>(1) (k) 2.b. | 1st | Trafficking in Phenethylamines,<br>200 grams or more, less than<br>400 grams.                                   |
| 599 | 893.135<br>(1) (m) 2.c. | 1st | Trafficking in synthetic<br>cannabinoids, 1,000 grams or<br>more, less than 30 kilograms.                       |
| 600 | 893.135<br>(1) (n) 2.b. | 1st | Trafficking in n-benzyl<br>phenethylamines, 100 grams or<br>more, less than 200 grams.                          |
| 601 | 893.1351 (3)            | 1st | Possession of a place used to<br>manufacture controlled<br>substance when minor is present<br>or resides there. |
| 602 | 895.03 (1)              | 1st | Use or invest proceeds derived<br>from pattern of racketeering<br>activity.                                     |

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|     |                    |     |  |
|-----|--------------------|-----|--|
| 603 | 895.03 (2)         | 1st | Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.   |
| 604 | 895.03 (3)         | 1st | Conduct or participate in any enterprise through pattern of racketeering activity.   |
| 605 | 896.101 (5) (b)    | 2nd | Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.  |
| 606 | 896.104 (4) (a) 2. | 2nd | Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000. |

607  
608 (i) LEVEL 9  
609

|         |        |             |
|---------|--------|-------------|
| Florida | Felony | Description |
|---------|--------|-------------|

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|     | Statute                         | Degree |                                 |
|-----|---------------------------------|--------|---------------------------------|
| 610 | 316.193                         | 1st    | DUI manslaughter; failing to    |
|     | (3) (c) 3.b.                    |        | render aid or give information. |
| 611 | <u>327.35 (3) (a) 3.c. (II)</u> | 1st    | BUI manslaughter; failing to    |
|     | <del>327.35 (3) (e) 3.b.</del>  |        | render aid or give              |
|     |                                 |        | information.                    |
| 612 | 409.920                         | 1st    | Medicaid provider fraud;        |
|     | (2) (b) 1.c.                    |        | \$50,000 or more.               |
| 613 | 499.0051 (8)                    | 1st    | Knowing sale or purchase of     |
|     |                                 |        | contraband prescription drugs   |
|     |                                 |        | resulting in great bodily harm. |
| 614 | 560.123 (8) (b) 3.              | 1st    | Failure to report currency or   |
|     |                                 |        | payment instruments totaling or |
|     |                                 |        | exceeding \$100,000 by money    |
|     |                                 |        | transmitter.                    |
| 615 | 560.125 (5) (c)                 | 1st    | Money transmitter business by   |
|     |                                 |        | unauthorized person, currency,  |
|     |                                 |        | or payment instruments totaling |
|     |                                 |        | or exceeding \$100,000.         |

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|     |                 |         |  |
|-----|-----------------|---------|--|
| 616 | 655.50(10)(b)3. | 1st     | Failure to report financial transactions totaling or exceeding \$100,000 by financial institution.   |
| 617 | 775.0844        | 1st     | Aggravated white collar crime.   |
| 618 | 782.04(1)       | 1st     | Attempt, conspire, or solicit to commit premeditated murder.   |
| 619 | 782.04(3)       | 1st,PBL | Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with serious bodily injury or death, and other specified felonies. |
| 620 | 782.051(1)      | 1st     | Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).  |
| 621 | 782.07(2)       | 1st     | Aggravated manslaughter of an  |

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elderly person or disabled  
adult.

622

787.01(1)(a)1. 1st,PBL Kidnapping; hold for ransom or  
reward or as a shield or  
hostage.

623

787.01(1)(a)2. 1st,PBL Kidnapping with intent to  
commit or facilitate commission  
of any felony.

624

787.01(1)(a)4. 1st,PBL Kidnapping with intent to  
interfere with performance of  
any governmental or political  
function.

625

787.02(3)(a) 1st,PBL False imprisonment; child under  
age 13; perpetrator also  
commits aggravated child abuse,  
sexual battery, or lewd or  
lascivious battery,  
molestation, conduct, or  
exhibition.

626

787.06(3)(c)1. 1st Human trafficking for labor and

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Amendment No.

services of an unauthorized  
alien child.

627

787.06(3)(d) 1st Human trafficking using  
coercion for commercial sexual  
activity of an unauthorized  
adult alien.

628

787.06(3)(f)1. 1st,PBL Human trafficking for  
commercial sexual activity by  
the transfer or transport of  
any child from outside Florida  
to within the state.

629

790.161 1st Attempted capital destructive  
device offense.

630

790.166(2) 1st,PBL Possessing, selling, using, or  
attempting to use a weapon of  
mass destruction.

631

794.011(2) 1st Attempted sexual battery;  
victim less than 12 years of  
age.

632

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|     |               |         |   |
|-----|---------------|---------|---|
| 633 | 794.011(2)    | Life    | Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.                     |
| 634 | 794.011(4)(a) | 1st,PBL | Sexual battery, certain circumstances; victim 12 years of age or older but younger than 18 years; offender 18 years or older. |
| 635 | 794.011(4)(b) | 1st     | Sexual battery, certain circumstances; victim and offender 18 years of age or older.  |
| 636 | 794.011(4)(c) | 1st     | Sexual battery, certain circumstances; victim 12 years of age or older; offender younger than 18 years.                       |
|     | 794.011(4)(d) | 1st,PBL | Sexual battery, certain circumstances; victim 12 years of age or older; prior conviction for specified sex                    |

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Amendment No.

offenses.

637

794.011(8)(b) 1st,PBL Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.

638

794.08(2) 1st Female genital mutilation; victim younger than 18 years of age.

639

800.04(5)(b) Life Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.

640

812.13(2)(a) 1st,PBL Robbery with firearm or other deadly weapon.

641

812.133(2)(a) 1st,PBL Carjacking; firearm or other deadly weapon.

642

812.135(2)(b) 1st Home-invasion robbery with weapon.

643

817.535(3)(b) 1st Filing false lien or other

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unauthorized document; second  
or subsequent offense; property  
owner is a public officer or  
employee.

644

817.535 (4) (a) 2. 1st

Filing false claim or other  
unauthorized document;  
defendant is incarcerated or  
under supervision.

645

817.535 (5) (b) 1st

Filing false lien or other  
unauthorized document; second  
or subsequent offense; owner of  
the property incurs financial  
loss as a result of the false  
instrument.

646

817.568 (7) 2nd,  
PBL

Fraudulent use of personal  
identification information of  
an individual under the age of  
18 by his or her parent, legal  
guardian, or person exercising  
custodial authority.

647

827.03 (2) (a) 1st

Aggravated child abuse.

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|     |                       |     |   |
|-----|-----------------------|-----|---|
| 648 | 847.0145(1)           | 1st | Selling, or otherwise<br>transferring custody or<br>control, of a minor.  |
| 649 | 847.0145(2)           | 1st | Purchasing, or otherwise<br>obtaining custody or control,<br>of a minor.  |
| 650 | 859.01                | 1st | Poisoning or introducing<br>bacteria, radioactive<br>materials, viruses, or chemical<br>compounds into food, drink,<br>medicine, or water with intent<br>to kill or injure another<br>person. |
| 651 | 893.135               | 1st | Attempted capital trafficking<br>offense.   |
| 652 | 893.135(1)(a)3.       | 1st | Trafficking in cannabis, more<br>than 10,000 lbs.   |
| 653 | 893.135<br>(1)(b)1.c. | 1st | Trafficking in cocaine, more<br>than 400 grams, less than 150   |

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kilograms.

654

893.135 1st Trafficking in illegal drugs,  
(1) (c) 1.c. more than 28 grams, less than  
30 kilograms.

655

893.135 1st Trafficking in hydrocodone, 300  
(1) (c) 2.d. grams or more, less than 30  
kilograms.

656

893.135 1st Trafficking in oxycodone, 100  
(1) (c) 3.d. grams or more, less than 30  
kilograms.

657

893.135 1st Trafficking in fentanyl, 28  
grams or more.  
(1) (c) 4.b. (III)

658

893.135 1st Trafficking in phencyclidine,  
(1) (d) 1.c. 400 grams or more.

659

893.135 1st Trafficking in methaqualone, 25  
(1) (e) 1.c. kilograms or more.

660

893.135 1st Trafficking in amphetamine, 200

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|     |                    |     |                                 |
|-----|--------------------|-----|---------------------------------|
| 661 | (1) (f) 1.c.       |     | grams or more.                  |
|     | 893.135            | 1st | Trafficking in gamma-           |
|     | (1) (h) 1.c.       |     | hydroxybutyric acid (GHB), 10   |
| 662 |                    |     | kilograms or more.              |
|     | 893.135            | 1st | Trafficking in 1,4-Butanediol,  |
|     | (1) (j) 1.c.       |     | 10 kilograms or more.           |
| 663 |                    |     |                                 |
|     | 893.135            | 1st | Trafficking in Phenethylamines, |
|     | (1) (k) 2.c.       |     | 400 grams or more.              |
| 664 |                    |     |                                 |
|     | 893.135            | 1st | Trafficking in synthetic        |
|     | (1) (m) 2.d.       |     | cannabinoids, 30 kilograms or   |
| 665 |                    |     | more.                           |
|     | 893.135            | 1st | Trafficking in n-benzyl         |
|     | (1) (n) 2.c.       |     | phenethylamines, 200 grams or   |
| 666 |                    |     | more.                           |
|     | 896.101 (5) (c)    | 1st | Money laundering, financial     |
|     |                    |     | instruments totaling or         |
|     |                    |     | exceeding \$100,000.            |
| 667 |                    |     |                                 |
|     | 896.104 (4) (a) 3. | 1st | Structuring transactions to     |

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Amendment No.

evade reporting or registration  
requirements, financial  
transactions totaling or  
exceeding \$100,000.

**Section 13.** This act shall take effect July 1, 2025.

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**T I T L E   A M E N D M E N T**

Remove lines 435-459 of the amendment and insert:  
An act relating to boating safety; providing a short  
title; amending s. 327.02, F.S.; revising the  
definition of the term "livery vessel"; amending s.  
327.30, F.S.; revising and providing penalties for  
vessel collisions, accidents, and casualties; defining  
the term "serious bodily injury"; creating s.  
327.3015, F.S.; prohibiting a person from knowingly  
providing false information in specified reports;  
providing a criminal penalty; amending s. 327.33,  
F.S.; revising and providing penalties for the  
reckless operation of a vessel; amending s. 327.35,  
F.S.; defining the term "unborn child"; requiring a  
minimum mandatory prison term for boating under the  
influence manslaughter; amending s. 327.395, F.S.;  
revising requirements for operating certain vessels;

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Amendment No.

689 requiring the Fish and Wildlife Conservation  
690 Commission to adopt certain rules regarding standards  
691 for online boating safety education courses;  
692 specifying requirements regarding such rules; amending  
693 s. 327.54, F.S.; revising the definition of the term  
694 "livery"; amending s. 327.731, F.S.; requiring a  
695 person convicted of certain noncriminal infractions to  
696 pay a fine; requiring such proceeds to be deposited  
697 into the Marine Resources Conservation Trust Fund for  
698 specified purposes; amending s. 327.73, F.S.;  
699 conforming a cross-reference; amending s. 782.072,  
700 F.S.; defining the term "unborn child"; revising the  
701 definition of the term "vessel homicide"; amending s.  
702 921.0022, F.S.; ranking offenses on the offense  
703 severity ranking chart of the Criminal Punishment  
704 Code; conforming provisions to changes made by the  
705 act; providing an effective date.

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