

1 A bill to be entitled
 2 An act relating to age as an element of a criminal
 3 offense; creating s. 787.001, F.S.; providing that
 4 ignorance of a victim's age, misrepresentation of a
 5 victim's age, and a bona fide belief concerning a
 6 victim's age are not defenses to certain offenses in
 7 which the victim's age is an element of the offense;
 8 providing an exception; amending s. 787.025, F.S.;
 9 revising the classification of specified offenses
 10 involving luring or enticing a child; amending s.
 11 921.0022, F.S.; ranking offenses on the offense
 12 severity ranking chart of the Criminal Punishment
 13 Code; providing an effective date.

14
 15 Be It Enacted by the Legislature of the State of Florida:

16
 17 **Section 1. Section 787.001, Florida Statutes, is created**
 18 **to read:**

19 787.001 Victim's age; ignorance and misrepresentation not
 20 defenses.—When, in this chapter, the criminality of conduct
 21 depends upon the victim being below a certain age, ignorance of
 22 the victim's age is not a defense. Misrepresentation of a
 23 victim's age by any person or a bona fide belief that a victim
 24 is over a specified age is also not a defense. This section does
 25 not apply to s. 787.30.

26 **Section 2. Subsection (2) of section 787.025, Florida**
 27 **Statutes, is amended to read:**

28 787.025 Luring or enticing a child.—

29 (2) (a) A person 18 years of age or older who intentionally
 30 lures or entices, or attempts to lure or entice, a child under
 31 the age of 12 into a structure, dwelling, or conveyance for
 32 other than a lawful purpose commits a felony ~~misdemeanor~~ of the
 33 third ~~first~~ degree, punishable as provided in s. 775.082, ~~or~~ s.
 34 775.083, or s. 775.084.

35 (b) A person 18 years of age or older who, having been
 36 previously convicted of a violation of paragraph (a),
 37 intentionally lures or entices, or attempts to lure or entice, a
 38 child under the age of 12 into a structure, dwelling, or
 39 conveyance for other than a lawful purpose commits a felony of
 40 the second ~~third~~ degree, punishable as provided in s. 775.082,
 41 s. 775.083, or s. 775.084.

42 (c) A person 18 years of age or older who, having been
 43 previously convicted of a violation of chapter 794, s. 800.04,
 44 or s. 847.0135(5), or a violation of a similar law of another
 45 jurisdiction, intentionally lures or entices, or attempts to
 46 lure or entice, a child under the age of 12 into a structure,
 47 dwelling, or conveyance for other than a lawful purpose commits
 48 a felony of the second ~~third~~ degree, punishable as provided in
 49 s. 775.082, s. 775.083, or s. 775.084.

50 **Section 3. Paragraph (g) of subsection (3) of section**

51 **921.0022, Florida Statutes, is amended to read:**

52 921.0022 Criminal Punishment Code; offense severity
53 ranking chart.—

54 (3) OFFENSE SEVERITY RANKING CHART

55 (g) LEVEL 7

56

Florida Statute	Felony Degree	Description
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; 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.
327.35(3)(c)2.	3rd	Vessel BUI resulting in serious

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61			bodily injury.
	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
62			
	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
63			
	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
64			
	456.065 (2)	3rd	Practicing a health care profession without a license.
65			
	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
66			
	458.327 (1)	3rd	Practicing medicine without a license.

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67	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
68	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
69	461.012 (1)	3rd	Practicing podiatric medicine without a license.
70	462.17	3rd	Practicing naturopathy without a license.
71	463.015 (1)	3rd	Practicing optometry without a license.
72	464.016 (1)	3rd	Practicing nursing without a license.
73	465.015 (2)	3rd	Practicing pharmacy without a license.
74	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
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76	467.201	3rd	Practicing midwifery without a license.
77	468.366	3rd	Delivering respiratory care services without a license.
78	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
79	483.901 (7)	3rd	Practicing medical physics without a license.
80	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
81	484.053	3rd	Dispensing hearing aids without a license.
	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.

82	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.
83	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
84	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
85	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
86	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.

87	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
88	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
89	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
90	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
91	782.072	2nd	Killing of a human being by the operation of a vessel in a

			reckless manner (vessel homicide).
92	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
93	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
94	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
95	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
96	784.048 (7)	3rd	Aggravated stalking; violation of court order.
97	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
98	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.

99	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
100	784.081 (1)	1st	Aggravated battery on specified official or employee.
101	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
102	784.083 (1)	1st	Aggravated battery on code inspector.
103	<u>787.025 (2) (a)</u>	<u>3rd</u>	<u>Luring or enticing a child.</u>
104	<u>787.025 (2) (b)</u>	<u>2nd</u>	<u>Luring or enticing a child; second or subsequent offense.</u>
105	<u>787.025 (2) (c)</u>	<u>2nd</u>	<u>Luring or enticing a child with a specified prior conviction.</u>
106	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.

107	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.
108	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
109	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
110	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
111	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
112	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon

of mass destruction.

113

790.166 (4)

2nd

Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.

114

790.23

1st, PBL

Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.

115

794.08 (4)

3rd

Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.

116

796.05 (1)

1st

Live on earnings of a prostitute; 2nd offense.

117

796.05 (1)

1st

Live on earnings of a prostitute; 3rd and subsequent offense.

118	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
119	800.04 (5) (c) 2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
120	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
121	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
122	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
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124	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
125	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
126	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
127	812.014 (2) (a) 1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
128	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree

grand theft.

129

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

130

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

131

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

132

812.019 (2) 1st Stolen property; initiates,
organizes, plans, etc., the
theft of property and traffics
in stolen property.

133

812.131 (2) (a) 2nd Robbery by sudden snatching.

134

812.133 (2) (b) 1st Carjacking; no firearm, deadly
weapon, or other weapon.

135

817.034 (4) (a) 1. 1st Communications fraud, value

greater than \$50,000.

136

817.234 (8) (a) 2nd Solicitation of motor vehicle
accident victims with intent to
defraud.

137

817.234 (9) 2nd Organizing, planning, or
participating in an intentional
motor vehicle collision.

138

817.234 (11) (c) 1st Insurance fraud; property value
\$100,000 or more.

139

817.2341 1st Making false entries of
(2) (b) & material fact or false
(3) (b) statements regarding property
values relating to the solvency
of an insuring entity which are
a significant cause of the
insolvency of that entity.

140

817.418 (2) (a) 3rd Offering for sale or
advertising personal protective
equipment with intent to
defraud.

141	817.504 (1) (a)	3rd	Offering or advertising a vaccine with intent to defraud.
142	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
143	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
144	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
145	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.
146	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
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148	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
149	827.071 (2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
150	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
151	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
152	838.015	2nd	Bribery.
153	838.016	2nd	Unlawful compensation or reward for official behavior.
154	838.021 (3) (a)	2nd	Unlawful harm to a public servant.

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155	838.22	2nd	Bid tampering.
156	843.0855 (2)	3rd	Impersonation of a public officer or employee.
157	843.0855 (3)	3rd	Unlawful simulation of legal process.
158	843.0855 (4)	3rd	Intimidation of a public officer or employee.
159	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
160	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
161	872.06	2nd	Abuse of a dead human body.
162	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

163	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
164	893.13(1)(c)1.	1st	<p>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 park or publicly owned recreational facility or community center.</p>
164	893.13(1)(e)1.	1st	<p>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.</p>

165	893.13 (4) (a)	1st	Use or hire of minor; deliver to minor other controlled substance.
166	893.135 (1) (a) 1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
167	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
168	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
169	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
170	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
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172	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
173	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
174	893.135 (1) (c) 4.b. (I)	1st	Trafficking in fentanyl, 4 grams or more, less than 14 grams.
175	893.135 (1) (d) 1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.
176	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
177	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
	893.135	1st	Trafficking in flunitrazepam, 4

178	(1) (g) 1.a.		grams or more, less than 14 grams.
	893.135	1st	Trafficking in gamma-
	(1) (h) 1.a.		hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
179			
	893.135	1st	Trafficking in 1,4-Butanediol,
	(1) (j) 1.a.		1 kilogram or more, less than 5 kilograms.
180			
	893.135	1st	Trafficking in Phenethylamines,
	(1) (k) 2.a.		10 grams or more, less than 200 grams.
181			
	893.135	1st	Trafficking in synthetic
	(1) (m) 2.a.		cannabinoids, 280 grams or more, less than 500 grams.
182			
	893.135	1st	Trafficking in synthetic
	(1) (m) 2.b.		cannabinoids, 500 grams or more, less than 1,000 grams.
183			
	893.135	1st	Trafficking in n-benzyl

184	(1) (n) 2. a.		phenethylamines, 14 grams or more, less than 100 grams.
185	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
186	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
187	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
188	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply

with reporting requirements.

189

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

190

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

191

943.0435 (14) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

192

944.607 (9) 3rd Sexual offender; failure to
comply with reporting
requirements.

193

944.607 (10) (a) 3rd Sexual offender; failure to
submit to the taking of a
digitized photograph.

194

195	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
196	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
197	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
198	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

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