

By Senator DiCeglie

18-00923-26

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A bill to be entitled
An act relating to aggravated stalking; amending s.
784.048, F.S.; creating the offense of aggravated
stalking if a person willfully, maliciously, and
repeatedly follows, harasses, or cyberstalks another
person and in the course of such conduct commits
specified acts; providing criminal penalties; amending
ss. 921.0022 and 948.06, F.S.; conforming cross-
references; providing an effective date.

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

Section 1. Present subsections (6) through (9) of section
784.048, Florida Statutes, are redesignated as subsections (7)
through (10), respectively, and a new subsection (6) is added to
that section, to read:

784.048 Stalking; definitions; penalties.—

(6) A person commits the offense of aggravated stalking, a
felony of the third degree, punishable as provided in s.
775.082, s. 775.083, or s. 775.084, if he or she willfully,
maliciously, and repeatedly follows, harasses, or cyberstalks
another person, and in the course of such conduct commits any of
the following acts:

(a) Enters onto the property of the other person without
consent, or interferes with the other person's property,
including, but not limited to, tampering with or disabling
security or surveillance devices.

(b) Commits a lewd or lascivious act, including, but not
limited to, the exposure of his or her genitals, masturbation,

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or other sexually explicit conduct, in the presence of or
directed toward the other person or the other person's property.

(c) Mails, delivers, causes to be delivered, or otherwise
transmits to the other person unsolicited sexually explicit
material with the intent to harass, degrade, or intimidate.

Section 2. Paragraph (g) of subsection (3) of section
921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking
chart.—

(3) OFFENSE SEVERITY RANKING CHART

(g) LEVEL 7

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

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enforcement officer who
is in a patrol vehicle
with siren and lights
activated.

327.35 (3) (a) 3.b.

3rd

Vessel BUI resulting in
serious bodily injury.

402.319 (2)

2nd

Misrepresentation and
negligence or intentional
act resulting in great
bodily harm, permanent
disfiguration, permanent
disability, or death.

409.920
(2) (b) 1.a.

3rd

Medicaid provider fraud;
\$10,000 or less.

409.920
(2) (b) 1.b.

2nd

Medicaid provider fraud;
more than \$10,000, but
less than \$50,000.

456.065 (2)

3rd

Practicing a health care
profession without a
license.

456.065 (2)

2nd

Practicing a health care
profession without a
license which results in

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serious bodily injury.

51

458.327(1)

3rd

Practicing medicine
without a license.

52

459.013(1)

3rd

Practicing osteopathic
medicine without a
license.

53

460.411(1)

3rd

Practicing chiropractic
medicine without a
license.

54

461.012(1)

3rd

Practicing podiatric
medicine without a
license.

55

462.17

3rd

Practicing naturopathy
without a license.

56

463.015(1)

3rd

Practicing optometry
without a license.

57

464.016(1)

3rd

Practicing nursing
without a license.

58

465.015(2)

3rd

Practicing pharmacy
without a license.

59

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466.026 (1)

3rd

Practicing dentistry or
dental hygiene without a
license.

60

467.201

3rd

Practicing midwifery
without a license.

61

468.366

3rd

Delivering respiratory
care services without a
license.

62

483.828 (1)

3rd

Practicing as clinical
laboratory personnel
without a license.

63

483.901 (7)

3rd

Practicing medical
physics without a
license.

64

484.013 (1) (c)

3rd

Preparing or dispensing
optical devices without a
prescription.

65

484.053

3rd

Dispensing hearing aids
without a license.

66

494.0018 (2)

1st

Conviction of any
violation of chapter 494
in which the total money

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and property unlawfully
obtained exceeded \$50,000
and there were five or
more victims.

67

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.

68

560.125 (5) (a)

3rd

Money services business
by unauthorized person,
currency or payment
instruments exceeding
\$300 but less than
\$20,000.

69

655.50 (10) (b) 1.

3rd

Failure to report
financial transactions
exceeding \$300 but less
than \$20,000 by financial
institution.

70

775.21 (10) (a)

3rd

Sexual predator; failure
to register; failure to
renew driver license or
identification card;

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other registration
violations.

71

775.21(10)(b)

3rd

Sexual predator working
where children regularly
congregate.

72

775.21(10)(g)

3rd

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

73

782.051(3)

2nd

Attempted felony murder
of a person by a person
other than the
perpetrator or the
perpetrator of an
attempted felony.

74

782.07(1)

2nd

Killing of a human being
by the act, procurement,
or culpable negligence of
another (manslaughter).

75

782.071

2nd

Killing of a human being
or unborn child by the
operation of a motor

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vehicle in a reckless
manner (vehicular
homicide).

76

782.072

2nd

Killing of a human being
by the operation of a
vessel in a reckless
manner (vessel homicide).

77

784.045 (1) (a) 1.

2nd

Aggravated battery;
intentionally causing
great bodily harm or
disfigurement.

78

784.045 (1) (a) 2.

2nd

Aggravated battery; using
deadly weapon.

79

784.045 (1) (b)

2nd

Aggravated battery;
perpetrator aware victim
pregnant.

80

784.048 (4)

3rd

Aggravated stalking;
violation of injunction
or court order.

81

784.048 (8)

3rd

Aggravated stalking;
violation of court order.

~~784.048 (7)~~

82

784.07 (2) (d)

1st

Aggravated battery on law

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enforcement officer.

83

784.074 (1) (a)

1st

Aggravated battery on
sexually violent
predators facility staff.

84

784.08 (2) (a)

1st

Aggravated battery on a
person 65 years of age or
older.

85

784.081 (1)

1st

Aggravated battery on
specified official or
employee.

86

784.082 (1)

1st

Aggravated battery by
detained person on
visitor or other
detainee.

87

784.083 (1)

1st

Aggravated battery on
code inspector.

88

787.025 (2) (b)

2nd

Luring or enticing a
child; second or
subsequent offense.

89

787.025 (2) (c)

2nd

Luring or enticing a
child with a specified
prior conviction.

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90

787.06(3)(a)2.

1st

Human trafficking using coercion for labor and services of an adult.

91

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.

92

790.07(4)

1st

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

93

790.16(1)

1st

Discharge of a machine gun under specified circumstances.

94

790.165(2)

2nd

Manufacture, sell, possess, or deliver hoax bomb.

95

790.165(3)

2nd

Possessing, displaying, or threatening to use any hoax bomb while committing or attempting

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to commit a felony.

96

790.166(3)

2nd

Possessing, selling,
using, or attempting to
use a hoax weapon of mass
destruction.

97

790.166(4)

2nd

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

98

790.23

1st,PBL

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

99

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.

100

796.05(1)

1st

Live on earnings of a

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prostitute; 2nd offense.

101

796.05 (1)

1st

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

102

800.04 (5) (c) 1.

2nd

Lewd or lascivious
molestation; victim
younger than 12 years of
age; offender younger
than 18 years of age.

103

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.

104

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.

105

806.01 (2)

2nd

Maliciously damage

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structure by fire or
explosive.

810.02 (3) (a)

2nd

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

810.02 (3) (b)

2nd

Burglary of unoccupied
dwelling; unarmed; no
assault or battery.

810.02 (3) (d)

2nd

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

810.02 (3) (e)

2nd

Burglary of authorized
emergency vehicle.

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.

812.014 (2) (b) 2.

2nd

Property stolen, cargo
valued at less than

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\$50,000, grand theft in
2nd degree.

812.014 (2) (b) 3.

2nd

Property stolen,
emergency medical
equipment; 2nd degree
grand theft.

812.014 (2) (b) 4.

2nd

Property stolen, law
enforcement equipment
from authorized emergency
vehicle.

812.014 (2) (g)

2nd

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

812.0145 (2) (a)

1st

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

812.019 (2)

1st

Stolen property;
initiates, organizes,
plans, etc., the theft of
property and traffics in
stolen property.

812.131 (2) (a)

2nd

Robbery by sudden

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snatching.

118

812.133 (2) (b)

1st

Carjacking; no firearm,
deadly weapon, or other
weapon.

119

817.034 (4) (a) 1.

1st

Communications fraud,
value greater than
\$50,000.

120

817.234 (8) (a)

2nd

Solicitation of motor
vehicle accident victims
with intent to defraud.

121

817.234 (9)

2nd

Organizing, planning, or
participating in an
intentional motor vehicle
collision.

122

817.234 (11) (c)

1st

Insurance fraud; property
value \$100,000 or more.

123

817.2341

1st

(2) (b) & (3) (b)

Making false entries of
material fact or false
statements regarding
property values relating
to the solvency of an
insuring entity which are
a significant cause of

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the insolvency of that
entity.

124

817.418 (2) (a)

3rd

Offering for sale or
advertising personal
protective equipment with
intent to defraud.

125

817.504 (1) (a)

3rd

Offering or advertising a
vaccine with intent to
defraud.

126

817.535 (2) (a)

3rd

Filing false lien or
other unauthorized
document.

127

817.611 (2) (b)

2nd

Traffic in or possess 15
to 49 counterfeit credit
cards or related
documents.

128

825.102 (3) (b)

2nd

Neglecting an elderly
person or disabled adult
causing great bodily
harm, disability, or
disfigurement.

129

825.103 (3) (b)

2nd

Exploiting an elderly
person or disabled adult

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and property is valued at
\$10,000 or more, but less
than \$50,000.

130

827.03 (2) (b)

2nd

Neglect of a child
causing great bodily
harm, disability, or
disfigurement.

131

827.04 (3)

3rd

Impregnation of a child
under 16 years of age by
person 21 years of age or
older.

132

827.071 (2) & (3)

2nd

Use or induce a child in
a sexual performance, or
promote or direct such
performance.

133

827.071 (4)

2nd

Possess with intent to
promote any photographic
material, motion picture,
etc., which includes
child pornography.

134

837.05 (2)

3rd

Giving false information
about alleged capital
felony to a law
enforcement officer.

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135

838.015

2nd

Bribery.

136

838.016

2nd

Unlawful compensation or
reward for official
behavior.

137

838.021 (3) (a)

2nd

Unlawful harm to a public
servant.

138

838.22

2nd

Bid tampering.

139

843.0855 (2)

3rd

Impersonation of a public
officer or employee.

140

843.0855 (3)

3rd

Unlawful simulation of
legal process.

141

843.0855 (4)

3rd

Intimidation of a public
officer or employee.

142

847.0135 (3)

3rd

Solicitation of a child,
via a computer service,
to commit an unlawful sex
act.

143

847.0135 (4)

2nd

Traveling to meet a minor
to commit an unlawful sex
act.

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144

872.06

2nd

Abuse of a dead human
body.

145

874.05 (2) (b)

1st

Encouraging or recruiting
person under 13 to join a
criminal gang; second or
subsequent offense.

146

874.10

1st, PBL

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

147

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 park or
publicly owned
recreational facility or
community center.

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148

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.

149

893.13 (4) (a)

1st

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

150

893.135 (1) (a) 1.

1st

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

151

893.135
(1) (b) 1.a.

1st

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

152

893.135
(1) (c) 1.a.

1st

Trafficking in illegal
drugs, more than 4 grams,
less than 14 grams.

153

893.135
(1) (c) 2.a.

1st

Trafficking in
hydrocodone, 28 grams or

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more, less than 50 grams.

893.135
(1) (c) 2.b.

1st

Trafficking in
hydrocodone, 50 grams or
more, less than 100
grams.893.135
(1) (c) 3.a.

1st

Trafficking in oxycodone,
7 grams or more, less
than 14 grams.893.135
(1) (c) 3.b.

1st

Trafficking in oxycodone,
14 grams or more, less
than 25 grams.893.135
(1) (c) 4.b. (I)

1st

Trafficking in fentanyl,
4 grams or more, less
than 14 grams.893.135
(1) (d) 1.a.

1st

Trafficking in
phencyclidine, 28 grams
or more, less than 200
grams.

893.135 (1) (e) 1.

1st

Trafficking in
methaqualone, 200 grams
or more, less than 5
kilograms.

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893.135 (1) (f) 1.

1st

Trafficking in
amphetamine, 14 grams or
more, less than 28 grams.

893.135

1st

(1) (g) 1.a.

Trafficking in
flunitrazepam, 4 grams or
more, less than 14 grams.

893.135

1st

(1) (h) 1.a.

Trafficking in gamma-
hydroxybutyric acid
(GHB), 1 kilogram or
more, less than 5
kilograms.

893.135

1st

(1) (j) 1.a.

Trafficking in 1,4-
Butanediol, 1 kilogram or
more, less than 5
kilograms.

893.135

1st

(1) (k) 2.a.

Trafficking in
Phenethylamines, 10 grams
or more, less than 200
grams.

893.135

1st

(1) (m) 2.a.

Trafficking in synthetic
cannabinoids, 280 grams
or more, less than 500
grams.

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893.135

1st

Trafficking in synthetic
cannabinoids, 500 grams
or more, less than 1,000
grams.

(1) (m) 2.b.

893.135

1st

Trafficking in n-benzyl
phenethylamines, 14 grams
or more, less than 100
grams.

(1) (n) 2.a.

893.1351 (2)

2nd

Possession of place for
trafficking in or
manufacturing of
controlled substance.

896.101 (5) (a)

3rd

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

896.104 (4) (a) 1.

3rd

Structuring transactions
to evade reporting or
registration
requirements, financial
transactions exceeding
\$300 but less than
\$20,000.

943.0435 (4) (c)

2nd

Sexual offender vacating

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permanent residence;
failure to comply with
reporting requirements.

172

943.0435 (8)

2nd

Sexual offender; remains
in state after indicating
intent to leave; failure
to comply with reporting
requirements.

173

943.0435 (9) (a)

3rd

Sexual offender; failure
to comply with reporting
requirements.

174

943.0435 (13)

3rd

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

175

943.0435 (14)

3rd

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

176

944.607 (9)

3rd

Sexual offender; failure

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to comply with reporting
requirements.

177

944.607(10) (a)

3rd

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

178

944.607(12)

3rd

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

179

944.607(13)

3rd

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

180

985.4815(10)

3rd

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

181

985.4815(12)

3rd

Failure to report or
providing false

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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.

Section 3. Paragraph (c) of subsection (8) of section
948.06, Florida Statutes, is amended to read:

948.06 Violation of probation or community control;
revocation; modification; continuance; failure to pay
restitution or cost of supervision.—

(8)

(c) For purposes of this section, the term "qualifying
offense" means any of the following:

1. Kidnapping or attempted kidnapping under s. 787.01,
false imprisonment of a child under the age of 13 under s.
787.02(3), or luring or enticing a child under s. 787.025(2)(b)
or (c).

2. Murder or attempted murder under s. 782.04, attempted
felony murder under s. 782.051, or manslaughter under s. 782.07.

3. Aggravated battery or attempted aggravated battery under
s. 784.045.

4. Sexual battery or attempted sexual battery under s.

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794.011(2), (3), (4), or (8)(b) or (c).

5. Lewd or lascivious battery or attempted lewd or lascivious battery under s. 800.04(4), lewd or lascivious molestation under s. 800.04(5)(b) or (c)2., lewd or lascivious conduct under s. 800.04(6)(b), lewd or lascivious exhibition under s. 800.04(7)(b), or lewd or lascivious exhibition on computer under s. 847.0135(5)(b).

6. Robbery or attempted robbery under s. 812.13, carjacking or attempted carjacking under s. 812.133, or home invasion robbery or attempted home invasion robbery under s. 812.135.

7. Lewd or lascivious offense upon or in the presence of an elderly or disabled person or attempted lewd or lascivious offense upon or in the presence of an elderly or disabled person under s. 825.1025.

8. Sexual performance by a child or attempted sexual performance by a child under s. 827.071.

9. Computer pornography under s. 847.0135(2) or (3), transmission of child pornography under s. 847.0137, or selling or buying of minors under s. 847.0145.

10. Poisoning food or water under s. 859.01.

11. Abuse of a dead human body under s. 872.06.

12. Any burglary offense or attempted burglary offense that is either a first degree felony or second degree felony under s. 810.02(2) or (3).

13. Arson or attempted arson under s. 806.01(1).

14. Aggravated assault under s. 784.021.

15. Aggravated stalking under s. 784.048(3), (4), (5), or (8) ~~s. 784.048(3), (4), (5), or (7)~~.

16. Aircraft piracy under s. 860.16.

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230 17. Unlawful throwing, placing, or discharging of a
231 destructive device or bomb under s. 790.161(2), (3), or (4).

232 18. Treason under s. 876.32.

233 19. Any offense committed in another jurisdiction which
234 would be an offense listed in this paragraph if that offense had
235 been committed in this state.

236 Section 4. This act shall take effect October 1, 2026.