

1 A bill to be entitled
2 An act relating to gambling; amending s. 16.712, F.S.;
3 revising the contents of an annual report by the
4 Florida Gaming Control Commission; amending s. 16.713,
5 F.S.; prohibiting certain appointment or employment
6 for a specified period before or during service with
7 the commission; amending s. 16.715, F.S.; revising
8 standards of conduct for the commission; prohibiting
9 certain post-employment activities for former
10 commissioners and employees for a specified period;
11 amending s. 546.10, F.S.; authorizing certain
12 organizations to petition the commission before
13 purchasing, installing, or operating a game or machine
14 on their premises before petitioning for and being
15 issued a specified declaratory statement from the
16 commission if the organizations are unsure if such
17 game or machine is an amusement machine; prohibiting
18 such organizations from purchasing or installing a
19 game or machine until an outstanding declaratory
20 statement is issued; prohibiting such organizations
21 from seeking a declaratory statement if the game or
22 machine in question is the subject of a criminal
23 investigation; requiring the commission to issue a
24 declaratory statement within a specified timeframe;
25 prohibiting the commission from denying a petition if

26 it was validly requested; specifying the information
27 that must be included in a request for a declaratory
28 statement; providing that the declaratory statement is
29 valid only for the game or machine for which it is
30 requested; providing that the declaratory statement is
31 invalid if the specifications for the game or machine
32 have been changed; providing that the declaratory
33 statement is binding on the commission and may be
34 introduced as evidence in subsequent proceedings;
35 providing construction; amending s. 550.002, F.S.;
36 revising the definition of the term "ultimate
37 equitable owner"; amending s. 550.054, F.S.; revising
38 when commission approval is needed for transfers of
39 stock or other evidence of ownership of certain pari-
40 mutuel permitholders; amending s. 550.09512, F.S.;
41 removing provisions requiring reissuance of escheated
42 harness horse permits; amending s. 550.09515, F.S.;
43 prohibiting reissuance of horse permits to certain
44 permitholders who do not pay tax on handle for live
45 races for a specified period; removing provisions
46 requiring reissuance of escheated horse permits;
47 amending s. 838.12, F.S.; prohibiting betting on
48 athletic contests with knowledge that the results are
49 prearranged or predetermined; providing criminal
50 penalties; amending s. 849.01, F.S.; revising criminal

penalties for offenses involving keeping a gambling house; amending s. 849.02, F.S.; increasing criminal penalties for specified offenses by agents or employees of a keeper of a gambling house; amending s. 849.03, F.S.; revising criminal penalties for offenses involving renting a house for gambling purposes; amending s. 849.08, F.S.; defining the terms "Internet gambling" and "Internet sports wagering"; prohibiting Internet gambling and Internet sports wagering and related offenses; providing criminal penalties; providing an exception; amending s. 849.086, F.S.; prohibiting specified actions relating to the manipulation of card games; providing criminal penalties; creating s. 849.0932, F.S.; defining the term "fantasy sports contest"; requiring such contests to meet specified requirements; providing penalties for violations; authorizing the commission to investigate and refer violations for prosecution; authorizing enforcement actions by the Attorney General and state attorneys; providing criminal penalties for certain violations; amending s. 849.11, F.S.; prohibiting certain offenses relating to games of chance; providing criminal penalties; amending s. 849.13, F.S.; providing enhanced criminal penalties for second or subsequent violations of certain

provisions; amending s. 849.14, F.S.; revising criminal penalties for betting or wagering on certain activities; repealing s. 849.142, F.S., relating to exempted activities; amending s. 849.15, F.S.; providing definitions; providing criminal penalties for specified offenses relating to the manufacture, possession, and sale of slot machines or devices; creating s. 849.155, F.S.; prohibiting trafficking in slot machines, devices, or parts thereof; providing criminal penalties; providing for the deposit of fines into a specified trust fund for specified purposes; creating s. 849.157, F.S.; prohibiting the making of a false or misleading statement regarding the legality of slot machines or devices for specified purposes; providing criminal penalties; repealing s. 849.23, F.S., relating to penalties for violations of specified provisions; creating s. 849.47, F.S.; defining the term "illegal gambling"; prohibiting the transportation of specified numbers of persons or persons of certain ages, for the purpose of facilitating illegal gambling; providing criminal penalties; creating s. 849.48, F.S.; defining the term "illegal gambling"; prohibiting specified gambling or gaming advertisements; providing criminal penalties; providing construction; creating s. 849.49, F.S.;

preempting to the state the regulation of gaming,
gambling, lotteries, or other specified activities;
amending s. 921.0022, F.S.; ranking offenses for
purposes of the offense severity ranking chart of the
Criminal Punishment Code; amending ss. 772.102 and
895.02, F.S.; conforming provisions to changes made by
the act; providing an effective date.

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

**Section 1. Present paragraph (i) of subsection (3) of
section 16.712, Florida Statutes, is redesignated as paragraph
(k), new paragraphs (i) and (j) are added to that subsection,
and paragraph (h) of that subsection is amended, to read:**

16.712 Florida Gaming Control Commission authorizations,
duties, and responsibilities.—

(3) By December 1 of each year, the commission shall make
an annual report to the Governor, the President of the Senate,
and the Speaker of the House of Representatives. The report
must, at a minimum, include all of the following:

(h) A summary of actions taken and investigations
conducted by the commission, including the number of
investigations that led to criminal charges or any information
being filed and the resolution of such criminal case.

(i) The number of complaints received by the commission

126 categorized by subject matter or the type of complaint and a
127 summary of the action taken on each complaint by the commission.

128 (j) A list of property seized by the commission during the
129 course of investigations, and the disposition of such property,
130 including a list of forfeiture actions.

131 **Section 2. Paragraphs (a) and (b) of subsection (2) of**
132 **section 16.713, Florida Statutes, are amended to read:**

133 16.713 Florida Gaming Control Commission; appointment and
134 employment restrictions.—

135 (2) PROHIBITIONS FOR EMPLOYEES AND COMMISSIONERS; PERSONS
136 INELIGIBLE FOR APPOINTMENT TO AND EMPLOYMENT WITH THE
137 COMMISSION.—

138 (a) A person may not, for the 2 years immediately
139 preceding the date of appointment to or employment with the
140 commission and while appointed to or employed with the
141 commission:

142 1. Hold a permit or license issued under chapter 550 or a
143 license issued under chapter 551 or chapter 849; be an officer,
144 official, or employee of such permitholder or licensee; or be an
145 ultimate equitable owner, as defined in s. 550.002(37), of such
146 permitholder or licensee;

147 2. Be an officer, official, employee, or other person with
148 duties or responsibilities relating to a gaming operation owned
149 by an Indian tribe that has a valid and active compact with the
150 state; be a contractor or subcontractor of such tribe or an

entity employed, licensed, or contracted by such tribe; or be an ultimate equitable owner, as defined in s. 550.002(37), of such entity;

3. Be a registered lobbyist for the executive or legislative branch, except while a commissioner or employee of the commission when officially representing the commission or unless the person registered as a lobbyist for the executive or legislative branch while employed by a state agency as defined in s. 110.107 during the normal course of his or her employment with such agency and he or she has not lobbied on behalf of any entity other than a state agency during the 2 years immediately preceding the date of his or her appointment to or employment with the commission; ~~or~~

4. Be a bingo game operator or an employee of a bingo game operator; or

5. Be an employee, associate, owner, or contractor for any person or entity that conducts or facilitates an activity regulated, enforced, or investigated by the commission, including fantasy sports contests and other betting activities.

(b) A person is ineligible for appointment to or employment with the commission if, within the 2 years immediately preceding such appointment or employment, he or she violated paragraph (a) or solicited or accepted employment with, acquired any direct or indirect interest in, or had any direct or indirect business association, partnership, or financial

relationship with, or is a relative of:

1. Any person or entity who is an applicant, licensee, or registrant with the commission; ~~or~~

2. Any officer, official, employee, or other person with duties or responsibilities relating to a gaming operation owned by an Indian tribe that has a valid and active compact with the state; any contractor or subcontractor of such tribe or an entity employed, licensed, or contracted by such tribe; or any ultimate equitable owner, as defined in s. 550.002(37), of such entity; or

3. Any person or entity that conducts or facilitates an activity regulated, enforced, or investigated by the commission, including fantasy sports contests and other betting activities.

For the purposes of this subsection, the term "relative" means a spouse, father, mother, son, daughter, grandfather, grandmother, brother, sister, uncle, aunt, cousin, nephew, niece, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

Section 3. Paragraph (b) of subsection (1) and paragraphs (b) and (c) of subsection (2) of section 16.715, Florida Statutes, are amended to read:

16.715 Florida Gaming Control Commission standards of conduct; ex parte communications.—

(1) STANDARDS OF CONDUCT.—

(b)1. A commissioner or employee of the commission may not accept anything from any business entity that, either directly or indirectly, owns or controls any person regulated by the commission or from any business entity that, either directly or indirectly, is an affiliate or subsidiary of any person regulated by the commission.

2. A commissioner or an employee may attend conferences, along with associated meals and events that are generally available to all conference participants, without payment of any fees in addition to the conference fee. Additionally, while attending a conference, a commissioner or an employee may attend meetings, meals, or events that are not sponsored, in whole or in part, by any representative of any person regulated by the commission and that are limited to commissioners or employees only, committee members, or speakers if the commissioner or employee is a member of a committee of the association of regulatory agencies which organized the conference or is a speaker at the conference. It is not a violation of this subparagraph for a commissioner or an employee to attend a conference for which conference participants who are employed by a person regulated by the commission have paid a higher conference registration fee than the commissioner or employee, or to attend a meal or event that is generally available to all conference participants without payment of any fees in addition

226 to the conference fee and that is sponsored, in whole or in
227 part, by a person regulated by the commission.

228 3. While employed, and for 2 years after service as a
229 commissioner or for 2 years after employment with the
230 commission, a commissioner or an employee may not accept any
231 form of employment with or engage in any business activity with
232 any business entity that, either directly or indirectly, owns or
233 controls any person regulated by the commission; any person
234 regulated by the commission; or any business entity that, either
235 directly or indirectly, is an affiliate or subsidiary of any
236 person regulated by the commission; or be an employee,
237 associate, owner, or contractor for any person or entity that
238 conducts or facilitates an activity regulated, enforced, or
239 investigated by the commission, including fantasy sports
240 contests and other betting activities.

241 4. While employed, and for 2 years after service as a
242 commissioner or for 2 years after employment with the
243 commission, a commissioner, an employee, or a relative living in
244 the same household as a commissioner or an employee may not have
245 any financial interest, other than shares in a mutual fund, in
246 any person regulated by the commission; in any business entity
247 that, either directly or indirectly, owns or controls any person
248 regulated by the commission; or in any business entity that,
249 either directly or indirectly, is an affiliate or a subsidiary
250 of any person regulated by the commission; or be an employee,

251 associate, owner, or contractor for any person or entity that
252 conducts or facilitates an activity regulated, enforced, or
253 investigated by the commission, including fantasy sports
254 contests and other betting activities. If a commissioner, an
255 employee, or a relative living in the same household as a
256 commissioner or an employee acquires any financial interest
257 prohibited by this subsection during the commissioner's term of
258 office or the employee's employment with the commission as a
259 result of events or actions beyond the commissioner's, the
260 employee's, or the relative's control, he or she shall
261 immediately sell such financial interest. For the purposes of
262 this subsection, the term "relative" has the same meaning as in
263 s. 16.713(2)(b).

264 5. A commissioner or an employee may not accept anything
265 from a party in a proceeding currently pending before the
266 commission.

267 6. A commissioner may not serve as the representative of
268 any political party or on any executive committee or other
269 governing body of a political party; serve as an executive
270 officer or employee of any political party, committee,
271 organization, or association; receive remuneration for
272 activities on behalf of any candidate for public office; engage
273 on behalf of any candidate for public office in the solicitation
274 of votes or other activities on behalf of such candidacy; or
275 become a candidate for election to any public office without

first resigning from office.

7. A commissioner, during his or her term of office, may not make any public comment regarding the merits of any proceeding under ss. 120.569 and 120.57 currently pending before the commission.

8. A commissioner or an employee may not act in an unprofessional manner at any time during the performance of official duties.

9. A commissioner or an employee must avoid impropriety in all activities and must act at all times in a manner that promotes public confidence in the integrity and impartiality of the commission.

10. A commissioner or an employee may not directly or indirectly, through staff or other means, solicit anything of value from any person regulated by the commission, or from any business entity that, whether directly or indirectly, is an affiliate or a subsidiary of any person regulated by the commission, or from any party appearing in a proceeding considered by the commission in the last 2 years.

11. A commissioner may not lobby the Governor or any agency of the state, members or employees of the Legislature, or any county or municipal government or governmental agency except to represent the commission in an official capacity.

(2) FORMER COMMISSIONERS AND EMPLOYEES.—

(b) A commissioner, the executive director, and an

301 employee of the commission may not, for the 2 years immediately
302 following the date of resignation or termination from the
303 commission:

304 1. Hold a permit or license issued under chapter 550, or a
305 license issued under chapter 551 or chapter 849; be an officer,
306 official, or employee of such permitholder or licensee; ~~or~~ be an
307 ultimate equitable owner, as defined in s. 550.002(37), of such
308 permitholder or licensee; or be an employee, associate, owner,
309 or contractor for any person or entity that conducts or
310 facilitates an activity regulated, enforced, or investigated by
311 the commission, including fantasy sports contests and other
312 betting activities;

313 2. Accept employment by or compensation from a business
314 entity that, directly or indirectly, owns or controls a person
315 regulated by the commission; from a person regulated by the
316 commission; from a business entity which, directly or
317 indirectly, is an affiliate or subsidiary of a person regulated
318 by the commission; ~~or~~ from a business entity or trade
319 association that has been a party to a commission proceeding
320 within the 2 years preceding the member's resignation or
321 termination of service on the commission; or from any person or
322 entity that conducts or facilitates an activity regulated,
323 enforced, or investigated by the commission, including fantasy
324 sports contests and other betting activities; or

325 3. Be a bingo game operator or an employee of a bingo game

operator.

(c) A person employed by the commission may not, for the 2 years immediately following the date of termination or resignation from employment with the commission:

1. Hold a permit or license issued under chapter 550, or a license issued under chapter 551 or chapter 849; be an officer, official, or employee of such permitholder or licensee; ~~or~~ be an ultimate equitable owner, as defined in s. 550.002(37), of such permitholder or licensee; or be an employee, associate, owner, or contractor for any person or entity that conducts or facilitates an activity regulated, enforced, or investigated by the commission, including fantasy sports contests and other betting activities; or

2. Be a bingo game operator or an employee of a bingo game operator.

Section 4. Present subsections (8) and (9) of section 546.10, Florida Statutes, are renumbered as subsections (9) and (10), respectively, and a new subsection (8) is added to that section, to read:

546.10 Amusement games or machines.—

(8)(a)1. Before purchasing or installing a game or machine on the premises of any veterans' service organization granted a federal charter under Title 36, U.S.C., or a division, a department, a post, or a chapter of such organization, for which an alcoholic beverage license has been issued, and the veterans'

351 service organization is in doubt about whether a machine meets
352 the definition of an amusement machine under this section, the
353 organization may petition the Florida Gaming Control Commission
354 for a declaratory statement under s. 120.565 on whether the
355 operation of the game or machine would be authorized under this
356 section or would be a violation of this section or chapter 849.
357 A game or machine awaiting a declaratory statement from the
358 commission may not be purchased or installed until the
359 declaratory statement is issued.

360 2. If there is a game or machine currently on the premises
361 of any veterans' service organization granted a federal charter
362 under Title 36, U.S.C., or a division, a department, a post, or
363 a chapter of such organization, for which an alcoholic beverage
364 license has been issued and the veterans' service organization
365 is in doubt about whether a machine meets the definition of an
366 amusement machine under this section, the organization may
367 petition the commission for a declaratory statement pursuant to
368 s. 120.565 on whether the operation of the game or machine would
369 be authorized under this section or would be a violation of this
370 section or chapter 849. If the game, machine, premises, or
371 organization is the subject of an ongoing criminal
372 investigation, the organization may not petition the commission
373 for a declaratory statement under this subsection.

374 3. The commission shall issue a declaratory statement
375 pursuant to this subsection within 60 days after receiving a

376 petition requesting such statement. The commission may not deny
377 a petition that is validly requested pursuant to this subsection
378 and s. 120.565.

379 (b) A petition made under this subsection must provide
380 enough information for the commission to issue the declaratory
381 statement and must be accompanied by the exact specifications
382 for the type of game or machine that the organization will
383 purchase or install or currently has on the premises. The
384 declaratory statement is valid only for the game or machine for
385 which it is requested and is invalid if the specifications for
386 the game or the machine have been changed.

387 (c) The declaratory statement is binding on the commission
388 and may be introduced in any subsequent proceedings as evidence
389 of a good faith effort to comply with this section or chapter
390 849.

391 (d) This subsection does not prevent the commission or any
392 other criminal justice agency as defined in s. 943.045 from
393 detecting, apprehending, and arresting a person for any alleged
394 violation of this chapter, chapter 24, part II of chapter 285,
395 chapter 550, chapter 551, or chapter 849, or any rule adopted
396 pursuant thereto, or of any law of this state.

397 (e) This subsection does not require an owner or an
398 operator of an amusement game or machine under this section to
399 request or obtain a declaratory statement in order to operate
400 pursuant to this section.

401 **Section 5. Subsection (37) of section 550.002, Florida**
402 **Statutes, is amended to read:**

403 550.002 Definitions.—As used in this chapter, the term:

404 (37) "Ultimate equitable owner" means a natural person
405 who, directly or indirectly, owns or controls ~~5 percent or more~~
406 ~~of~~ an ownership interest in a corporation, foreign corporation,
407 or alien business organization, regardless of whether such
408 person owns or controls such ownership through one or more
409 natural persons or one or more proxies, powers of attorney,
410 nominees, corporations, associations, partnerships, trusts,
411 joint stock companies, or other entities or devices, or any
412 combination thereof.

413 **Section 6. Paragraph (b) of subsection (11) and subsection**
414 **(12) of section 550.054, Florida Statutes, are amended to read:**

415 550.054 Application for permit to conduct pari-mutuel
416 wagering.—

417 (11)

418 (b) If a permit to conduct pari-mutuel wagering is held by
419 a corporation or business entity other than an individual, the
420 transfer of any ~~10 percent or more of the~~ stock or other
421 evidence of ownership or equity in the permitholder may not be
422 made without the prior approval of the transferee by the
423 commission pursuant to s. 550.1815.

424 (12) Changes in ownership or interest of a pari-mutuel
425 permit of any ~~5 percent or more of the~~ stock or other evidence

of ownership or equity in the permitholder shall be approved by the commission before ~~prior to~~ such change, ~~unless the owner is an existing owner of that permit who was previously approved by the commission. Changes in ownership or interest of a pari-mutuel permit of less than 5 percent shall be reported to the commission within 20 days of the change.~~ The commission may then conduct an investigation related to the request for ~~to ensure that the permit is properly updated to show~~ the change in ownership or interest.

Section 7. Subsection (3) of section 550.09512, Florida Statutes, is amended to read:

550.09512 Harness horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)~~(a)~~ The permit of a harness horse permitholder who is conducting live harness horse performances and who does not pay tax on handle for any such performances conducted during any 2 consecutive state fiscal years shall be void and may not be reissued unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, hurricane, pandemic, or other disaster or event beyond the ability of the permitholder to control. Financial hardship to the permitholder shall not, in and of itself, constitute just cause for failure to operate and pay tax on handle.

~~(b) In order to maximize the tax revenues to the state, the commission shall reissue an escheated harness horse permit~~

451 ~~to a qualified applicant pursuant to the provisions of this~~
452 ~~chapter as for the issuance of an initial permit. However, the~~
453 ~~provisions of this chapter relating to referendum requirements~~
454 ~~for a pari-mutuel permit shall not apply to the reissuance of an~~
455 ~~escheated harness horse permit. As specified in the application~~
456 ~~and upon approval by the commission of an application for the~~
457 ~~permit, the new permitholder shall be authorized to operate a~~
458 ~~harness horse facility anywhere in the same county in which the~~
459 ~~escheated permit was authorized to be operated, notwithstanding~~
460 ~~the provisions of s. 550.054(2) relating to mileage limitations.~~

461 **Section 8. Subsection (3) of section 550.09515, Florida**
462 **Statutes, is amended to read:**

463 550.09515 Thoroughbred horse taxes; abandoned interest in
464 a permit for nonpayment of taxes.—

465 (3)~~(a)~~ The permit of a thoroughbred horse permitholder who
466 does not pay tax on handle for live thoroughbred horse
467 performances for a full schedule of live races during any 2
468 consecutive state fiscal years shall be void and shall not be
469 reissued ~~escheat to and become the property of the state~~ unless
470 such failure to operate and pay tax on handle was the direct
471 result of fire, strike, war, or other disaster or event beyond
472 the ability of the permitholder to control. Financial hardship
473 to the permitholder does ~~shall~~ not, in and of itself, constitute
474 just cause for failure to operate and pay tax on handle.

475 ~~(b) In order to maximize the tax revenues to the state,~~

~~the commission shall reissue an escheated thoroughbred horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari-mutuel permit shall not apply to the reissuance of an escheated thoroughbred horse permit. As specified in the application and upon approval by the commission of an application for the permit, the new permitholder shall be authorized to operate a thoroughbred horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.~~

Section 9. Section 838.12, Florida Statutes, is amended, to read:

838.12 Bribery in athletic contests.—

(1) A person who ~~Whoever~~ gives, promises, offers or conspires to give, promise or offer, to anyone who participates or expects to participate in any professional or amateur game, contest, match, race or sport; or to any umpire, referee, judge or other official of such game, contest, match, race or sport; or to any owner, manager, coach or trainer of, or to any relative of, or to any person having any direct, indirect, remote or possible connection with, any team, individual, participant or prospective participant in any such professional or amateur game, contest, match, race or sport, or the officials

501 aforesaid, any bribe, money, goods, present, reward or any
502 valuable thing whatsoever, or any promise, contract or agreement
503 whatsoever, with intent to influence him or her or them to lose
504 or cause to be lost any game, contest, match, race or sport, or
505 to limit his or her or their or any person's or any team's
506 margin of victory in any game, contest, match, race, or sport,
507 or to fix or throw any game, contest, match, race or sport,
508 commits ~~shall be guilty of~~ a felony of the third degree,
509 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

510 (2) Any participant or prospective participant in any
511 professional or amateur game, contest, match, race or sport; or
512 any umpire, referee, judge or other official of such game,
513 contest, match, race or sport; or any owner, manager, coach or
514 trainer of, or any relative of, or any person having any direct,
515 indirect, remote or possible connection with, any team,
516 individual, participant or prospective participant in any such
517 professional or amateur game, contest, match, race or sport, or
518 the officials aforesaid; who in any way solicits, receives or
519 accepts, or agrees to receive or accept, or who conspires to
520 receive or accept, any bribe, money, goods, present, reward or
521 any valuable thing whatsoever, or any promise, contract or
522 agreement whatsoever, with intent to lose or cause to be lost
523 any game, contest, match, race or sport, or to limit his, her,
524 their or any person's or any team's margin of victory in any
525 game, contest, match, race or sport, or to fix or throw any

game, contest, match, race or sport, commits ~~shall be guilty of~~
a felony of the third degree, punishable as provided in s.
775.082, s. 775.083, or s. 775.084.

(3) A person who stakes, bets, or wagers any money or
other thing of value upon the result of any professional or
amateur game, contest, match, race, or sport with knowledge that
the results of such professional or amateur game, contest,
match, race, or sport are prearranged or predetermined as
described in subsection (1) or subsection (2) commits a felony
of the third degree, punishable as provided in s. 775.082, s.
775.083, or s. 775.084.

**Section 10. Section 849.01, Florida Statutes, is amended
to read:**

849.01 Keeping gambling houses, etc.—A person who ~~Whoever~~
by herself or himself, her or his servant, clerk or agent, or in
any other manner has, keeps, exercises or maintains a gaming
table or room, or gaming implements or apparatus, or house,
booth, tent, shelter or other place for the purpose of gaming or
gambling or in any place of which she or he may directly or
indirectly have charge, control or management, either
exclusively or with others, procures, suffers or permits any
person to play for money or other valuable thing at any game
whatever, whether heretofore prohibited or not, commits a felony
~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided
in s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

551 **Section 11. Section 849.02, Florida Statutes, is amended**
552 **to read:**

553 849.02 Agents or employees of keeper of gambling house.—A
554 person who ~~Whoever~~ acts as servant, clerk, agent, or employee of
555 any person in the violation of s. 849.01 commits:

556 (1) For a first offense, a misdemeanor of the first
557 degree, punishable as provided in s. 775.082 or s. 775.083.

558 (2) For a second offense, a felony of the third degree,
559 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

560 (3) For a third or subsequent offense, a felony of the
561 second degree, punishable as provided in s. 775.082, s. 775.083,
562 or s. 775.084 shall be punished in the manner and to the extent
563 therein mentioned.

564 **Section 12. Section 849.03, Florida Statutes, is amended**
565 **to read:**

566 849.03 Renting house for gambling purposes.—A person who
567 ~~Whoever~~, whether as owner or agent, knowingly rents to another a
568 house, room, booth, tent, shelter or place for the purpose of
569 gaming commits:

570 (1) For a first offense, a felony of the third degree,
571 punishable as provided in s. 775.082, s. 775.083, or s. 775.084
572 shall be punished in the manner and to the extent mentioned in
573 s. 849.01.

574 (2) For a second or subsequent offense, a felony of the
575 second degree, punishable as provided in s. 775.082, s. 775.083,

576 or s. 775.084.

577 **Section 13. Section 849.08, Florida Statutes, is amended**
578 **to read:**

579 849.08 Gambling.—

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

581 (a) "Internet gambling" means to play or engage in any
582 game in which money or other thing of value is awarded based on
583 chance, regardless of any application of skill, that is
584 available on the Internet and accessible on a mobile device,
585 computer terminal, or other similar access device and simulates
586 casino-style gaming, including, but not limited to, slot
587 machines, video poker, and table games.

588 (b) "Internet sports wagering" means to stake, bet, or
589 wager any money or other thing of value upon the result of any
590 trial or contest of skill, speed, power, or endurance of human
591 or beast that is available on the Internet and accessible on a
592 mobile device, computer terminal, or other similar access
593 device.

594 (2) A person who ~~whoever~~ plays or engages in Internet
595 gambling or any game at cards, keno, roulette, faro or other
596 game of chance, at any place, by any device whatever, for money
597 or other thing of value, ~~commits shall be guilty of a~~
598 misdemeanor of the second degree, punishable as provided in s.
599 775.082 or s. 775.083.

600 (3) A person who plays or engages in Internet sports

601 wagering commits:

602 (a) For a first offense, a misdemeanor of the second
603 degree, punishable as provided in s. 775.082 or s. 775.083.

604 (b) For a second or subsequent offense, a misdemeanor of
605 the first degree, punishable as provided in s. 775.082 or s.
606 775.083.

607 (4) A person who operates, conducts, or promotes illegal
608 gambling, Internet gambling or Internet sports wagering, or
609 receives in any manner whatsoever any money or other thing of
610 value offered for the purpose of illegal gambling, Internet
611 gambling or Internet sports wagering, or who knowingly becomes
612 the custodian or depositary of any money or other thing of value
613 so offered, or who aids, assists, abets, or influences in any
614 manner in any of such acts, all of which are hereby forbidden,
615 commits a felony of the third degree, punishable as provided in
616 s. 775.082, s. 775.083, or s. 775.084.

617 (5) This section does not apply to participation in, or
618 the conduct of, any gaming activities authorized under s.
619 285.710(13) and conducted pursuant to a gaming compact ratified
620 and approved under s. 285.710(3), or any gaming activities
621 authorized under chapter 550.

622 **Section 14. Paragraph (e) is added to subsection (12) of**
623 **section 849.086, Florida Statutes, to read:**

624 849.086 Cardrooms authorized.—

625 (12) PROHIBITED ACTIVITIES.—

626 (e) A person who manipulates or attempts to manipulate the
627 playing cards, outcome, or payoff of a card game in a licensed
628 cardroom by physical tampering or by use of any object,
629 instrument, or device, whether mechanical, electrical, magnetic,
630 or involving other means, commits a felony of the third degree,
631 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

632 **Section 15. Section 849.0932, Florida Statutes, is created**
633 **to read:**

634 849.0932 Fantasy sports contests; conditions for conduct.—

635 (1) As used in this section, the term "fantasy sports
636 contest" means a contest in which a participant pays an entry
637 fee and manages a fantasy or simulation sports team composed of
638 athletes from a professional sports organization with the
639 opportunity to win a cash prize. The term includes a simulation
640 sports game.

641 (2) Fantasy sports contests must meet all of the following
642 requirements:

643 (a) Prizes and awards for the winning participants are
644 established and disclosed to contest participants before entry.

645 (b) All winning outcomes reflect the relative knowledge
646 and skill of the fantasy sports contest participant.

647 (c) All winning outcomes are determined predominantly by
648 accumulated statistical results of the performance of more than
649 one individual.

650 (d) A winning outcome may not be based on:

651 1. The score, point spread, or performance of a team or
652 combination of teams.

653 2. The single performance of an individual in a single
654 event or a pari-mutuel event, as the term "pari-mutuel" is
655 defined in s. 550.002 as of January 1, 2026.

656 3. A game of poker or other card game.

657 4. The performance of participants in collegiate, high
658 school, or youth sporting events.

659 (e) Casino graphics, themes, or titles, including, but not
660 limited to, depictions of slot machine-style symbols, cards,
661 dice, craps, roulette, or lotto, are not displayed or depicted.

662 (3) (a) A violation of this section is punishable by a fine
663 of \$1,000 in addition to civil and criminal penalties.

664 (b) An operator or owner of any website, platform, or
665 application that offers fantasy sports contests in violation of
666 this section is punishable by a fine of up to \$100,000 per
667 violation.

668 (4) The Florida Gaming Control Commission shall
669 investigate and refer violations of this section for
670 prosecution. The Attorney General or state attorney may also
671 institute proceedings to enjoin any person found to be violating
672 this section.

673 (5) (a) A person who willfully and knowingly violates any
674 provision of this section commits a misdemeanor of the first
675 degree, punishable as provided in s. 775.082 or s. 775.083.

676 (b) An operator or owner of any website, platform, or
677 application that offers fantasy sports contests in violation of
678 this section commits a felony of the third degree, punishable as
679 provided in s. 775.082, s. 775.083, or s. 775.084.

680 **Section 16. Section 849.11, Florida Statutes, is amended**
681 **to read:**

682 849.11 Plays at games of chance by lot.—

683 (1) A person who ~~Whoever sets up, promotes or plays in~~
684 person or in any other manner, including, but not limited to, by
685 the use, at least in part, of the Internet, at any game of
686 chance by lot or with dice, cards, numbers, hazards or any other
687 gambling device whatever for, or for the disposal of money or
688 other thing of value or under the pretext of a sale, gift or
689 delivery thereof, or for any right, share or interest therein,
690 commits ~~shall be guilty of~~ a misdemeanor of the second degree,
691 punishable as provided in s. 775.082 or s. 775.083.

692 (2) A person who sets up, operates, conducts, promotes, or
693 receives in any manner whatsoever any money or other thing of
694 value offered for the purpose of conduct prohibited in
695 subsection (1), or who knowingly becomes the custodian or
696 depository of any money or other thing of value so offered, or
697 who aids, assists, abets, or influences in any manner in any of
698 such acts, commits a felony of the third degree, punishable as
699 provided in s. 775.082, s. 775.083, or s. 775.084.

700 **Section 17. Section 849.13, Florida Statutes, is amended**

701 **to read:**

702 849.13 ~~Punishment on~~ Second or subsequent offense
703 ~~conviction.~~ A person who commits a second or subsequent
704 violation of the same ~~Whoever, after being convicted of an~~
705 ~~offense forbidden by law~~ in connection with lotteries for which
706 there is no penalty specified for a second or subsequent
707 offense, shall have the offense reclassified to an offense of
708 the next higher degree, ~~commits the like offense, shall be~~
709 ~~guilty of a misdemeanor of the first degree,~~ punishable as
710 provided in s. 775.082, or s. 775.083, or s. 775.084. For
711 purposes of sentencing under chapter 921, a felony offense that
712 is reclassified under this section is ranked one level above the
713 ranking under s. 921.0022 or s. 921.0023 of the felony offense
714 committed.

715 **Section 18. Section 849.14, Florida Statutes, is amended**
716 **to read:**

717 849.14 Unlawful to bet on result of trial or contest of
718 skill, etc. A person who:

719 (1) ~~Whoever~~ Stakes, bets, or wagers any money or other
720 thing of value upon the result of any trial or contest of skill,
721 speed or power or endurance of human or beast;

722 (2) ~~, or whoever~~ Receives in any manner whatsoever any
723 money or other thing of value staked, bet, or wagered, or
724 offered for the purpose of being staked, bet, or wagered, by or
725 for any other person upon any such result;

726 (3) ~~, or whoever~~ Knowingly becomes the custodian or
727 depository of any money or other thing of value so staked, bet,
728 or wagered upon any such result;; or

729 (4) ~~whoever~~ Aids, or assists, or abets, or influences in
730 any manner in any of such acts,

731
732 ~~all of which are hereby forbidden,~~ commits a felony of the third
733 degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or
734 s. 775.084.

735 **Section 19.** Section 849.142, Florida Statutes, is
736 repealed.

737 **Section 20. Section 849.15, Florida Statutes, is amended**
738 **to read:**

739 849.15 Manufacture, sale, possession, etc., of slot
740 machines or devices prohibited.—

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

742 (a) "Conviction" means a determination of guilt that is
743 the result of a plea or a trial, regardless of whether
744 adjudication is withheld or a plea of nolo contendere is
745 entered.

746 (b) "Ownership interest" means being an officer, director,
747 or managing member of a business, establishment, premises, or
748 other location at which a slot machine or device is offered for
749 play.

750 (c) "Person of authority" means a person who, at any

751 business, establishment, premises, or other location at which a
752 slot machine or device is offered for play, has:

753 1. Actual authority to act on behalf of the business,
754 establishment, premises, or other location; or

755 2. Any ownership interest in the business, establishment,
756 premises, or other location.

757 (2)~~(1)~~ It is unlawful:

758 (a) To manufacture, own, store, keep, possess, sell, rent,
759 lease, let on shares, lend or give away, transport, or expose
760 for sale or lease, or to offer to sell, rent, lease, let on
761 shares, lend or give away, or permit the operation of, or for
762 any person to permit to be placed, maintained, or used or kept
763 in any room, space, or building owned, leased or occupied by the
764 person or under the person's management or control, any slot
765 machine or device or any part thereof; or

766 (b) To make or to permit to be made with any person any
767 agreement with reference to any slot machine or device, pursuant
768 to which the user thereof, as a result of any element of chance
769 or other outcome unpredictable to him or her, may become
770 entitled to receive any money, credit, allowance, or thing of
771 value or additional chance or right to use such machine or
772 device, or to receive any check, slug, token or memorandum
773 entitling the holder to receive any money, credit, allowance or
774 thing of value.

775 (3) (a) Except as provided in paragraphs (b) and (c), a

776 person who violates subsection (2) commits a misdemeanor of the
777 first degree, punishable as provided in s. 775.082 or s.
778 775.083.

779 (b) A person commits a felony of the third degree,
780 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
781 if he or she violates subsection (2) and:

782 1. At the time of the violation, the person was a person
783 of authority; or

784 2. The person has one prior conviction for a violation of
785 subsection (2).

786 (c) A person commits a felony of the second degree,
787 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
788 if he or she violates subsection (2) and:

789 1.a. At the time of the violation, the person was a person
790 of authority; and

791 b. The violation involves five or more slot machines or
792 devices; or

793 2. The person has two or more prior convictions for a
794 violation of subsection (2).

795 (4)(2) Pursuant to section 2 of that chapter of the
796 Congress of the United States entitled "An act to prohibit
797 transportation of gaming devices in interstate and foreign
798 commerce," approved January 2, 1951, being ch. 1194, 64 Stat.
799 1134, and also designated as 15 U.S.C. ss. 1171-1177, the State
800 of Florida, acting by and through the duly elected and qualified

members of its Legislature, does hereby in this section, and in accordance with and in compliance with the provisions of section 2 of such chapter of Congress, declare and proclaim that any county of the State of Florida within which slot machine gaming is authorized pursuant to chapter 551 is exempt from the provisions of section 2 of that chapter of the Congress of the United States entitled "An act to prohibit transportation of gaming devices in interstate and foreign commerce," designated as 15 U.S.C. ss. 1171-1177, approved January 2, 1951. All shipments of gaming devices, including slot machines, into any county of this state within which slot machine gaming is authorized pursuant to chapter 551 and the registering, recording, and labeling of which have been duly performed by the manufacturer or distributor thereof in accordance with sections 3 and 4 of that chapter of the Congress of the United States entitled "An act to prohibit transportation of gaming devices in interstate and foreign commerce," approved January 2, 1951, being ch. 1194, 64 Stat. 1134, and also designated as 15 U.S.C. ss. 1171-1177, shall be deemed legal shipments thereof into this state provided the destination of such shipments is an eligible facility as defined in s. 551.102 or the facility of a slot machine manufacturer or slot machine distributor as provided in s. 551.109(2)(a).

Section 21. Section 849.155, Florida Statutes, is created to read:

849.155 Trafficking in slot machines, devices, or parts.—A person who knowingly sells, purchases, manufactures, transports, delivers, or brings into this state more than 15 slot machines or devices or any parts thereof commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the quantity of slot machines or devices or any parts thereof involved is:

(1) More than 15 slot machines or devices or any parts thereof, but less than 25 slot machines or devices or any parts thereof, such person must be fined \$100,000.

(2) Twenty-five slot machines or devices or any parts thereof or more, but less than 50 slot machines or devices or any parts thereof, such person must be fined \$250,000.

(3) Fifty slot machines or devices or any parts thereof or more, such person must be fined \$500,000.

Notwithstanding any other law, all fines imposed and collected pursuant to this section must be deposited into the Pari-mutuel Wagering Trust Fund and may be used for the enforcement of chapters 546, 550, 551, and this chapter by the Florida Gaming Control Commission.

Section 22. Section 849.157, Florida Statutes, is created to read:

849.157 Making a false or misleading statement regarding the legality of slot machines or devices to facilitate sale.—

(1) Except as provided in subsection (2), a person who knowingly and willfully makes a materially false or misleading statement or who knowingly and willfully disseminates false or misleading information regarding the legality of a slot machine or device for the purpose of facilitating the sale or delivery of a slot machine or device for any money or other valuable consideration commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2) A person who violates subsection (1), when such a violation involves the sale or delivery, or attempted sale or delivery, of five or more slot machines or devices commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 23. Section 849.23, Florida Statutes, is repealed.

Section 24. Section 849.47, Florida Statutes, is created to read:

849.47 Transporting or procuring the transportation of persons to facilitate illegal gambling.—

(1) As used in this section, the term "illegal gambling" means any criminal violation of chapter 546, chapter 550, or chapter 551, or this chapter that occurs at any business, establishment, premises, or other location.

(2) Except as provided in subsection (3), a person who knowingly and willfully transports, or procures the transportation of, five or more other persons into or within

876 this state when he or she knows or reasonably should know that
877 such transportation is for the purpose of facilitating illegal
878 gambling commits a misdemeanor of the first degree, punishable
879 as provided in s. 775.082 or s. 775.083.

880 (3) (a) A person who transports, or procures the
881 transportation of, a minor or a person 65 years of age or older
882 in violation of subsection (2) commits a felony of the third
883 degree, punishable as provided in s. 775.082, s. 775.083, or s.
884 775.084.

885 (b) A person who transports, or procures the
886 transportation of, 12 or more persons in violation of subsection
887 (2) commits a felony of the third degree, punishable as provided
888 in s. 775.082, s. 775.083, or s. 775.084.

889 (c) A person who commits a second or subsequent violation
890 of subsection (2) within a 2-year period commits a felony of the
891 third degree, punishable as provided in s. 775.082, s. 775.083,
892 or s. 775.084.

893 **Section 25. Section 849.48, Florida Statutes, is created**
894 **to read:**

895 849.48 Gambling or gaming advertisements; prohibited.—

896 (1) As used in this section, the term "illegal gambling"
897 means any criminal violation of this chapter, chapter 546,
898 chapter 550, or chapter 551 which occurs at any business,
899 establishment, premises, or other location.

900 (2) (a) Except as otherwise specifically authorized by law,

901 a person may not knowingly and intentionally make, publish,
902 disseminate, circulate, or place before the public, or cause,
903 directly or indirectly, to be made, published, disseminated,
904 circulated, or placed before the public in this state, in any
905 manner, whether in person or by the use, at least in part, of
906 the Internet, any advertisement, circular, bill, poster,
907 pamphlet, list, schedule, announcement, or notice for the
908 purpose of promoting or facilitating illegal gambling.

909 (b) Except as otherwise specifically authorized by law, a
910 person may not set up any type or plate for any type of
911 advertisement, circular, bill, poster, pamphlet, list, schedule,
912 announcement, or notice when he or she knows or reasonably
913 should know that such material will be used for the purpose of
914 promoting or facilitating illegal gambling.

915 (c) A person who violates this subsection commits:

916 1. For a first offense, a misdemeanor of the first degree,
917 punishable as provided in s. 775.082 or s. 775.083.

918 2. For a second or subsequent offense, a felony of the
919 third degree, punishable as provided in s. 775.082, s. 775.083,
920 or s. 775.084.

921 (3) This section does not prohibit the printing or
922 producing of any advertisement, circular, bill, poster,
923 pamphlet, list, schedule, announcement, or notice to be used for
924 the purpose of promoting or facilitating gambling conducted in
925 any other state or nation, outside of this state, where such

gambling is not prohibited.

Section 26. Section 849.49, Florida Statutes, is created to read:

849.49 Preemption.—A county, municipality, or other political subdivision of the state may not enact or enforce any ordinance or local rule relating to gaming, gambling, lotteries, or any activities described in s. 546.10 or this chapter, except as otherwise expressly provided by the State Constitution, general law, or special law.

Section 27. Paragraphs (a), (c), (e), and (g) 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

(a) LEVEL 1

Florida Statute	Felony Degree	Description
24.118(3)(a)	3rd	Counterfeit or altered state lottery ticket.
104.0616(2)	3rd	Unlawfully distributing, ordering, requesting,

collecting, delivering, or
possessing vote-by-mail
ballots.

212.054 (2) (b)

3rd

Discretionary sales surtax;
limitations, administration,
and collection.

212.15 (2) (b)

3rd

Failure to remit sales taxes,
amount \$1,000 or more but less
than \$20,000.

316.1935 (1)

3rd

Fleeing or attempting to elude
law enforcement officer.

319.30 (5)

3rd

Sell, exchange, give away
certificate of title or
identification number plate.

319.35 (1) (a)

3rd

Tamper, adjust, change, etc.,
an odometer.

320.26 (1) (a)

3rd

Counterfeit, manufacture, or
sell registration license
plates or validation stickers.

CS/HB 189

2026

951	322.212 (1) (a) - (c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.
952	322.212 (4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.
953	322.212 (5) (a)	3rd	False application for driver license or identification card.
954	414.39 (3) (a)	3rd	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.
955	443.071 (1)	3rd	False statement or representation to obtain or increase reemployment assistance benefits.
956	509.151 (1)	3rd	Defraud an innkeeper, food or

CS/HB 189

2026

lodging value \$1,000 or more.

957

517.302 (1)

3rd

Violation of the Florida
Securities and Investor
Protection Act.

958

713.69

3rd

Tenant removes property upon
which lien has accrued, value
\$1,000 or more.

959

812.014 (3) (c)

3rd

Petit theft (3rd conviction);
theft of any property not
specified in subsection (2).

960

815.04 (4) (a)

3rd

Offense against intellectual
property (i.e., computer
programs, data).

961

817.52 (2)

3rd

Hiring with intent to defraud,
motor vehicle services.

962

817.569 (2)

3rd

Use of public record or public
records information or
providing false information to
facilitate commission of a

CS/HB 189

2026

felony.

963

826.01 3rd Bigamy.

964

828.122 (3) 3rd Fighting or baiting animals.

965

831.04 (1) 3rd Any erasure, alteration, etc.,
of any replacement deed, map,
plat, or other document listed
in s. 92.28.

966

831.31 (1) (a) 3rd Sell, deliver, or possess
counterfeit controlled
substances, all but s.
893.03 (5) drugs.

967

832.041 (1) 3rd Stopping payment with intent to
defraud \$150 or more.

968

832.05 (2) (b) & 3rd Knowing, making, issuing
(4) (c) worthless checks \$150 or more
or obtaining property in return
for worthless check \$150 or
more.

969

CS/HB 189

2026

970	838.15 (2)	3rd	Commercial bribe receiving.
971	838.16	3rd	Commercial bribery.
972	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
973	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
974	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
975	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
976	849.25 (2)	3rd	Engaging in bookmaking.
	860.08	3rd	Interfere with a railroad signal.

Page 43 of 99

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hb189-01-c1

CS/HB 189

2026

977	860.13 (1) (a)	3rd	Operate aircraft while under the influence.
978	893.13 (2) (a) 2.	3rd	Purchase of cannabis.
979	893.13 (6) (a)	3rd	Possession of cannabis (more than 20 grams).
980	934.03 (1) (a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
981	(c) LEVEL 3		
982			
983	Florida	Felony	
	Statute	Degree	Description
984	119.10 (2) (b)	3rd	Unlawful use of confidential information from police reports.
985	316.066	3rd	Unlawfully obtaining or using confidential crash reports.
	(3) (b) - (d)		
986			

CS/HB 189

2026

987	316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
988	316.1935 (2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
989	319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
990	319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
991	319.33 (1) (c)	3rd	Procure or pass title on stolen vehicle.
992	319.33 (4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
993	327.35 (2) (b)	3rd	Felony BUI.

CS/HB 189

2026

994	328.05 (2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
995	328.07 (4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
996	376.302 (5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
997	379.2431 (1) (e) 5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.
	379.2431 (1) (e) 6.	3rd	Possessing any marine turtle species or hatchling, or parts

CS/HB 189

2026

			thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.
998	379.2431 (1) (e) 7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
999	400.9935 (4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
1000	400.9935 (4) (e)	3rd	Filing a false license application or other required information or failing to report information.
1001	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
1002	501.001 (2) (b)	2nd	Tampers with a consumer product

Page 47 of 99

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hb189-01-c1

CS/HB 189

2026

			or the container using materially false/misleading information.
1003	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
1004	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
1005	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
1006	697.08	3rd	Equity skimming.
1007	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
1008	794.053	3rd	Lewd or lascivious written solicitation of a person 16 or 17 years of age by a person 24 years of age or older.

Page 48 of 99

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hb189-01-c1

CS/HB 189

2026

1009	800.045 (3)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes a lewd or lascivious image.
1010	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
1011	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
1012	810.09 (2) (b)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
1013	810.145 (2) (c)	3rd	Digital voyeurism; 19 years of age or older.
1014	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.

Page 49 of 99

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hb189-01-c1

CS/HB 189

2026

1015	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
1016	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
1017	812.081 (2)	3rd	Theft of a trade secret.
1018	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
1019	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
1020	817.233	3rd	Burning to defraud insurer.
1021	817.234 (8) (b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
1022	817.234 (11) (a)	3rd	Insurance fraud; property value

CS/HB 189

2026

1023			less than \$20,000.
	817.236	3rd	Filing a false motor vehicle insurance application.
1024			
	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
1025			
	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
1026			
	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
1027			
	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
1028			

CS/HB 189

2026

1029	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
1030	836.13 (2)	3rd	Generating an altered sexual depiction of an identifiable person without consent.
1031	836.13 (4)	3rd	Promoting, or possessing with intent to promote, an altered sexual depiction of an identifiable person without consent.
1032	<u>838.12 (3)</u>	<u>3rd</u>	<u>Betting on predetermined or prearranged professional or amateur game, contest, match, race, or sport.</u>
1033	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
1034	847.01385	3rd	Harmful communication to a minor.

Page 52 of 99

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hb189-01-c1

CS/HB 189

2026

1035	<u>849.01</u>	<u>3rd</u>	<u>Keeping gambling house.</u>
1036	<u>849.02 (2)</u>	<u>3rd</u>	<u>Agents or employees of keeper</u> <u>of gambling house.</u>
1037	<u>849.03 (1)</u>	<u>3rd</u>	<u>Renting house for gambling</u> <u>purposes.</u>
1038	<u>849.086 (12) (e)</u>	<u>3rd</u>	<u>Tampering with cards or card</u> <u>games.</u>
1039	<u>849.09 (1) (a) - (d)</u>	<u>3rd</u>	<u>Lottery; set up, promote, etc.,</u> <u>or assist therein, conduct or</u> <u>advertise drawing for prizes,</u> <u>or dispose of property or money</u> <u>by means of lottery.</u>
1040	<u>849.09 (1) (e),</u> <u>(f), (g), (i),</u> <u>or (k)</u>	<u>3rd</u>	<u>Conducting unlawful lottery;</u> <u>second or subsequent offense.</u>
1041	<u>849.09 (1) (h) or</u> <u>(j)</u>	<u>3rd</u>	<u>Conducting unlawful lottery;</u> <u>second or subsequent offense.</u>
	<u>849.11 (2)</u>	<u>3rd</u>	<u>Offenses relating to games of</u>

CS/HB 189

2026

1042	<u>849.14</u>	<u>3rd</u>	<u>chance.</u>
1043	<u>849.15 (3) (b)</u>	<u>3rd</u>	<u>Betting on result of trial or contest of skill, etc.</u>
1044	<u>849.157 (1)</u>	<u>3rd</u>	<u>Manufacture, sale, or possession of slot machine; by person of authority or with prior conviction.</u>
1045	<u>849.25 (2)</u>	<u>3rd</u>	<u>False or misleading statement to facilitate sale of slot machines or devices.</u>
1046	<u>849.47 (3) (a) & (b)</u>	<u>3rd</u>	<u>Engaging in bookmaking.</u>
1047	<u>860.15 (3)</u>	<u>3rd</u>	<u>Transporting persons to facilitate illegal gambling; minor, person 65 years of age or older, or 12 or more persons.</u>
1048			Overcharging for repairs and parts.

CS/HB 189

2026

1049	870.01 (2)	3rd	Riot.
1050	870.01 (4)	3rd	Inciting a riot.
	893.13 (1) (a) 2.	3rd	Sell, manufacture, or deliver cannabis (or other s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs).
1051	893.13 (1) (d) 2.	2nd	Sell, manufacture, or deliver s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs within 1,000 feet of university.
1052	893.13 (1) (f) 2.	2nd	Sell, manufacture, or deliver s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs within 1,000 feet of public

Page 55 of 99

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hb189-01-c1

CS/HB 189

2026

1053			housing facility.
	893.13(4)(c)	3rd	Use or hire of minor; deliver to minor other controlled substances.
1054			
	893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
1055			
	893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
1056			
	893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.
1057			
	893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.
1058			
	893.13(7)(a)11.	3rd	Furnish false or fraudulent

Page 56 of 99

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hb189-01-c1

1059	893.13(8)(a)1.	3rd	material information on any document or record required by chapter 893.
1060	893.13(8)(a)2.	3rd	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.
1061	893.13(8)(a)3.	3rd	Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.
1062	893.13(8)(a)4.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.
			Write a prescription for a

CS/HB 189

2026

			controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.
1063	918.13(1)	3rd	Tampering with or fabricating physical evidence.
1064	944.47 (1)(a)1. & 2.	3rd	Introduce contraband to correctional facility.
1065	944.47(1)(c)	2nd	Possess contraband while upon the grounds of a correctional institution.
1066	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
1067			
1068	(e) LEVEL 5		
1069	Florida	Felony	Description

CS/HB 189

2026

	Statute	Degree	
1070	316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
1071	316.1935 (3) (a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
1072	316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
1073	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
1074	327.30 (5) (a) 2.	3rd	Vessel accidents involving personal injuries other than serious bodily injury; leaving

CS/HB 189

2026

1075			scene.
	365.172	2nd	Misuse of emergency
	(14) (b) 2.		communications system resulting
			in death.
1076			
	379.365 (2) (c) 1.	3rd	Violation of rules relating to:
			willful molestation of stone
			crab traps, lines, or buoys;
			illegal bartering, trading, or
			sale, conspiring or aiding in
			such barter, trade, or sale, or
			supplying, agreeing to supply,
			aiding in supplying, or giving
			away stone crab trap tags or
			certificates; making, altering,
			forging, counterfeiting, or
			reproducing stone crab trap
			tags; possession of forged,
			counterfeit, or imitation stone
			crab trap tags; and engaging in
			the commercial harvest of stone
			crabs while license is
			suspended or revoked.
1077			

CS/HB 189

2026

1078	379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
1079	379.407(5) (b) 3.	3rd	Possession of 100 or more undersized spiny lobsters.
1080	381.0041(11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
1081	440.10(1) (g)	2nd	Failure to obtain workers' compensation coverage.
1082	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
1083	440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
	624.401(4) (b) 2.	2nd	Transacting insurance without a certificate or authority;

Page 61 of 99

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hb189-01-c1

CS/HB 189

2026

1084			premium collected \$20,000 or more but less than \$100,000.
	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
1085			
	790.01 (3)	3rd	Unlawful carrying of a concealed firearm.
1086			
	790.162	2nd	Threat to throw or discharge destructive device.
1087			
	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
1088			
	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
1089			
	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
1090			
	796.05 (1)	2nd	Live on earnings of a

CS/HB 189

2026

1091			prostitute; 1st offense.
	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
1092			
	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
1093			
	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
1094			
	810.145 (4)	3rd	Commercial digital voyeurism dissemination.
1095			
	810.145 (7) (a)	2nd	Digital voyeurism; 2nd or subsequent offense.
1096			
	810.145 (8) (a)	2nd	Digital voyeurism; certain minor victims.
1097			
	812.014 (2) (d) 3.	2nd	Grand theft, 2nd degree; theft

CS/HB 189

2026

			from 20 or more dwellings or their unenclosed curtilage, or any combination.
1098	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
1099	812.015 (8)(a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
1100	812.015(8)(f)	3rd	Retail theft; multiple thefts within specified period.
1101	812.015(8)(g)	3rd	Retail theft; committed with specified number of other persons.
1102	812.019(1)	2nd	Stolen property; dealing in or trafficking in.
1103	812.081(3)	2nd	Trafficking in trade secrets.
1104	812.131(2)(b)	3rd	Robbery by sudden snatching.

CS/HB 189

2026

1105	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
1106	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
1107	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
1108	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.
1109	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

Page 65 of 99

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hb189-01-c1

CS/HB 189

2026

			information of 10 or more persons.
1110	817.611 (2) (a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.
1111	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.
1112	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
1113	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
1114	836.14 (4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.

Page 66 of 99

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hb189-01-c1

CS/HB 189

2026

1115	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.
1116	843.01 (1)	3rd	Resist officer with violence to person; resist arrest with violence.
1117	847.0135 (5) (b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
1118	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
1119	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
1120	<u>849.02 (3)</u>	<u>2nd</u>	<u>Agents or employees of keeper of gambling house, third or subsequent offense.</u>

Page 67 of 99

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hb189-01-c1

1121	<u>849.03 (2)</u>	<u>2nd</u>	<u>Renting house for gambling purposes; second or subsequent offense.</u>
1122	<u>849.15 (3) (c)</u>	<u>2nd</u>	<u>Manufacture, sale, or possession of slot machine; by person of authority of five or more machines or two or more prior convictions.</u>
1123	<u>849.157 (2)</u>	<u>2nd</u>	<u>False or misleading statement to facilitate sale of slot machines or devices; five or more machines.</u>
1124	<u>849.25 (3)</u>	<u>2nd</u>	<u>Bookmaking; second or subsequent offense.</u>
1125	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
1126	874.05 (2) (a)	2nd	Encouraging or recruiting

1127	893.13(1)(a)1.	2nd	person under 13 years of age to join a criminal gang.
1128	893.13(1)(c)2.	2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs).
1129	893.13(1)(d)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d),

1130	893.13(1)(e)2.	2nd	(2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of university.
1131	893.13(1)(f)1.	1st	Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.
1132	893.13(4)(b)	2nd	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.
			Use or hire of minor; deliver to minor other controlled substance.

CS/HB 189

2026

1133 893.1351(1) 3rd Ownership, lease, or rental for
trafficking in or manufacturing
of controlled substance.

1134
1135 (g) LEVEL 7

1136
Florida Felony
Statute Degree Description

1137 316.027(2)(c) 1st Accident involving death,
failure to stop; leaving scene.

1138 316.193(3)(c)2. 3rd DUI resulting in serious bodily
injury.

1139 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.

1140

CS/HB 189

2026

1141	327.35 (3) (a) 3.b.	3rd	Vessel BUI resulting in serious bodily injury.
1142	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1143	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
1144	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1145	456.065 (2)	3rd	Practicing a health care profession without a license.
1146	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
	458.327 (1)	3rd	Practicing medicine without a

CS/HB 189

2026

			license.
1147	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
1148	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
1149	461.012 (1)	3rd	Practicing podiatric medicine without a license.
1150	462.17	3rd	Practicing naturopathy without a license.
1151	463.015 (1)	3rd	Practicing optometry without a license.
1152	464.016 (1)	3rd	Practicing nursing without a license.
1153	465.015 (2)	3rd	Practicing pharmacy without a license.
1154	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.

Page 73 of 99

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hb189-01-c1

CS/HB 189

2026

1155	467.201	3rd	Practicing midwifery without a license.
1156	468.366	3rd	Delivering respiratory care services without a license.
1157	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
1158	483.901 (7)	3rd	Practicing medical physics without a license.
1159	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
1160	484.053	3rd	Dispensing hearing aids without a license.
1161	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

Page 74 of 99

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hb189-01-c1

CS/HB 189

2026

			victims.
1162	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.
1163	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1164	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
1165	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
1166	775.21(10)(b)	3rd	Sexual predator working where

Page 75 of 99

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hb189-01-c1

CS/HB 189

2026

1167			children regularly congregate.
	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1168			
	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1169			
	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1170			
	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
1171			
	782.072	2nd	Killing of a human being by the

			operation of a vessel in a reckless manner (vessel homicide).
1172	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1173	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1174	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1175	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1176	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1177	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
1178	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility

CS/HB 189

2026

			staff.
1179	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
1180	784.081 (1)	1st	Aggravated battery on specified official or employee.
1181	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
1182	784.083 (1)	1st	Aggravated battery on code inspector.
1183	787.025 (2) (b)	2nd	Luring or enticing a child; second or subsequent offense.
1184	787.025 (2) (c)	2nd	Luring or enticing a child with a specified prior conviction.
1185	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
1186			

1187	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.
1188	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1189	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1190	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1191	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.

CS/HB 189

2026

1192	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
1193	790.23	1st,PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1194	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.
1195	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.
1196	796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
1197			

CS/HB 189

2026

1198	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
1199	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.
1200	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.
1201	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
1202	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
	810.02 (3) (b)	2nd	Burglary of unoccupied

CS/HB 189

2026

			dwelling; unarmed; no assault or battery.
1203	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1204	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
1205	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.
1206	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
1207	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.

CS/HB 189

2026

1208	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
1209	812.014 (2) (g)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
1210	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1211	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1212	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1213	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1214	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.

Page 83 of 99

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hb189-01-c1

CS/HB 189

2026

1215	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1216	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
1217	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
1218	817.2341 (2) (b) & (3) (b)	1st	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 the insolvency of that entity.
1219	817.418 (2) (a)	3rd	Offering for sale or advertising personal protective equipment with intent to defraud.
1220			

CS/HB 189

2026

1221	817.504 (1) (a)	3rd	Offering or advertising a vaccine with intent to defraud.
1222	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
1223	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
1224	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
1225	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.
1226	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
	827.04 (3)	3rd	Impregnation of a child under

CS/HB 189

2026

			16 years of age by person 21 years of age or older.
1227	827.071 (2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
1228	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
1229	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1230	838.015	2nd	Bribery.
1231	838.016	2nd	Unlawful compensation or reward for official behavior.
1232	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
1233	838.22	2nd	Bid tampering.

Page 86 of 99

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

hb189-01-c1

CS/HB 189

2026

1234	843.0855 (2)	3rd	Impersonation of a public officer or employee.
1235	843.0855 (3)	3rd	Unlawful simulation of legal process.
1236	843.0855 (4)	3rd	Intimidation of a public officer or employee.
1237	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1238	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1239	<u>849.155</u>	<u>1st</u>	<u>Trafficking in slot machines or devices or any parts thereof.</u>
1240	872.06	2nd	Abuse of a dead human body.
1241	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or

1242			subsequent offense.
	874.10	1st,PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
1243			
	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.
1244			
	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

1245			used for religious services or a specified business site.
	893.13 (4) (a)	1st	Use or hire of minor; deliver to minor other controlled substance.
1246			
	893.135 (1) (a) 1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
1247			
	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1248			
	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1249			
	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
1250			
	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100

CS/HB 189

2026

1251			grams.
	893.135	1st	Trafficking in oxycodone, 7
	(1) (c) 3.a.		grams or more, less than 14
			grams.
1252			
	893.135	1st	Trafficking in oxycodone, 14
	(1) (c) 3.b.		grams or more, less than 25
			grams.
1253			
	893.135	1st	Trafficking in fentanyl, 4
	(1) (c) 4.b. (I)		grams or more, less than 14
			grams.
1254			
	893.135	1st	Trafficking in phencyclidine,
	(1) (d) 1.a.		28 grams or more, less than 200
			grams.
1255			
	893.135 (1) (e) 1.	1st	Trafficking in methaqualone,
			200 grams or more, less than 5
			kilograms.
1256			
	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14
			grams or more, less than 28
			grams.

CS/HB 189

2026

1257	893.135	1st	Trafficking in flunitrazepam, 4
	(1) (g) 1.a.		grams or more, less than 14
			grams.
1258	893.135	1st	Trafficking in gamma-
	(1) (h) 1.a.		hydroxybutyric acid (GHB), 1
			kilogram or more, less than 5
			kilograms.
1259	893.135	1st	Trafficking in 1,4-Butanediol,
	(1) (j) 1.a.		1 kilogram or more, less than 5
			kilograms.
1260	893.135	1st	Trafficking in Phenethylamines,
	(1) (k) 2.a.		10 grams or more, less than 200
			grams.
1261	893.135	1st	Trafficking in synthetic
	(1) (m) 2.a.		cannabinoids, 280 grams or
			more, less than 500 grams.
1262	893.135	1st	Trafficking in synthetic
	(1) (m) 2.b.		cannabinoids, 500 grams or
			more, less than 1,000 grams.

Page 91 of 99

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

hb189-01-c1

CS/HB 189

2026

1263	893.135	1st	Trafficking in n-benzyl
	(1) (n) 2.a.		phenethylamines, 14 grams or
			more, less than 100 grams.
1264	893.1351 (2)	2nd	Possession of place for
			trafficking in or manufacturing
			of controlled substance.
1265	896.101 (5) (a)	3rd	Money laundering, financial
			transactions exceeding \$300 but
			less than \$20,000.
1266	896.104 (4) (a) 1.	3rd	Structuring transactions to
			evade reporting or registration
			requirements, financial
			transactions exceeding \$300 but
			less than \$20,000.
1267	943.0435 (4) (c)	2nd	Sexual offender vacating
			permanent residence; failure to
			comply with reporting
			requirements.
1268	943.0435 (8)	2nd	Sexual offender; remains in

			state after indicating intent to leave; failure to comply with reporting requirements.
1269	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
1270	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1271	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1272	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
1273	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a

1274			digitized photograph.
	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1275			
	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1276			
	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1277			
	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1278			
	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address

verification; providing false
registration information.

**Section 28. Paragraph (a) of subsection (1) and paragraph
(a) of subsection (2) of section 772.102, Florida Statutes, are
amended to read:**

772.102 Definitions.—As used in this chapter, the term:

(1) "Criminal activity" means to commit, to attempt to
commit, to conspire to commit, or to solicit, coerce, or
intimidate another person to commit:

(a) Any crime that is chargeable by indictment or
information under the following provisions:

1. Section 210.18, relating to evasion of payment of
cigarette taxes.

2. Section 414.39, relating to public assistance fraud.

3. Section 440.105 or s. 440.106, relating to workers'
compensation.

4. Part IV of chapter 501, relating to telemarketing.

5. Chapter 517, relating to securities transactions.

6. Section 550.235 or s. 550.3551, relating to dogracing
and horseracing.

7. Chapter 550, relating to jai alai frontons.

8. Chapter 552, relating to the manufacture, distribution,
and use of explosives.

9. Chapter 562, relating to beverage law enforcement.

1302 10. Section 624.401, relating to transacting insurance
1303 without a certificate of authority, s. 624.437(4)(c)1., relating
1304 to operating an unauthorized multiple-employer welfare
1305 arrangement, or s. 626.902(1)(b), relating to representing or
1306 aiding an unauthorized insurer.

1307 11. Chapter 687, relating to interest and usurious
1308 practices.

1309 12. Section 721.08, s. 721.09, or s. 721.13, relating to
1310 real estate timeshare plans.

1311 13. Chapter 782, relating to homicide.

1312 14. Chapter 784, relating to assault and battery.

1313 15. Chapter 787, relating to kidnapping or human
1314 trafficking.

1315 16. Chapter 790, relating to weapons and firearms.

1316 17. Former s. 796.03, s. 796.04, s. 796.05, or s. 796.07,
1317 relating to prostitution.

1318 18. Chapter 806, relating to arson.

1319 19. Section 810.02(2)(c), relating to specified burglary
1320 of a dwelling or structure.

1321 20. Chapter 812, relating to theft, robbery, and related
1322 crimes.

1323 21. Chapter 815, relating to computer-related crimes.

1324 22. Chapter 817, relating to fraudulent practices, false
1325 pretenses, fraud generally, and credit card crimes.

1326 23. Section 827.071, relating to commercial sexual

1327 exploitation of children.

1328 24. Chapter 831, relating to forgery and counterfeiting.

1329 25. Chapter 832, relating to issuance of worthless checks
1330 and drafts.

1331 26. Section 836.05, relating to extortion.

1332 27. Chapter 837, relating to perjury.

1333 28. Chapter 838, relating to bribery and misuse of public
1334 office.

1335 29. Chapter 843, relating to obstruction of justice.

1336 30. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or
1337 s. 847.07, relating to obscene literature and profanity.

1338 31. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.
1339 849.25, relating to gambling.

1340 32. Chapter 893, relating to drug abuse prevention and
1341 control.

1342 33. Section 914.22 or s. 914.23, relating to witnesses,
1343 victims, or informants.

1344 34. Section 918.12, s. 918.125, or s. 918.13, relating to
1345 tampering with or harassing court officials, retaliating against
1346 court officials, and tampering with evidence.

1347 (2) "Unlawful debt" means any money or other thing of
1348 value constituting principal or interest of a debt that is
1349 legally unenforceable in this state in whole or in part because
1350 the debt was incurred or contracted:

1351 (a) In violation of any one of the following provisions of

law:

1. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

2. Chapter 550, relating to jai alai frontons.

3. Section 687.071, relating to criminal usury and loan sharking.

4. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s. 849.25, relating to gambling.

Section 29. Paragraph (a) of subsection (12) of section 895.02, Florida Statutes, is amended to read:

895.02 Definitions.—As used in ss. 895.01-895.08, the term:

(12) "Unlawful debt" means any money or other thing of value constituting principal or interest of a debt that is legally unenforceable in this state in whole or in part because the debt was incurred or contracted:

(a) In violation of any one of the following provisions of law:

1. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

2. Chapter 550, relating to jai alai frontons.

3. Section 551.109, relating to slot machine gaming.

4. Chapter 687, relating to interest and usury.

5. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s. 849.25, relating to gambling.

1377 | **Section 30.** This act shall take effect October 1, 2026. |