

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. 20.055, F.S.; revising the definition of  
12    the term "agency head"; requiring the Florida Gaming  
13    Control Commission's agency head to appoint an  
14    inspector general; amending s. 546.10, F.S.;  
15    authorizing certain organizations to petition the  
16    commission before purchasing, installing, or operating  
17    a game or machine on their premises before petitioning  
18    for and being issued a specified declaratory statement  
19    from the commission if the organizations are unsure if  
20    such game or machine is an amusement machine;  
21    prohibiting such organizations from purchasing or  
22    installing a game or machine until an outstanding  
23    declaratory statement is issued; prohibiting such  
24    organizations from seeking a declaratory statement if  
25    the game or machine in question is the subject of a

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

51        horse permits; amending s. 838.12, F.S.; prohibiting  
52        betting on athletic contests with knowledge that the  
53        results are prearranged or predetermined; providing  
54        criminal penalties; amending s. 849.01, F.S.; revising  
55        criminal penalties for offenses involving keeping a  
56        gambling house; amending s. 849.02, F.S.; increasing  
57        criminal penalties for specified offenses by agents or  
58        employees of a keeper of a gambling house; creating s.  
59        849.021, F.S.; defining the terms "government  
60        employee" and "political subdivision"; providing that  
61        government employees who take certain actions relating  
62        to gaming houses are subject to specified punishment;  
63        providing an exception; creating s. 849.023, F.S.;  
64        providing definitions; providing that certain  
65        violations of law may result in the loss of specified  
66        licenses or denial of application; authorizing  
67        licensees to retain, apply for, and be reissued a  
68        license in specified circumstances; providing  
69        additional penalties; amending s. 849.03, F.S.;  
70        revising criminal penalties for offenses involving  
71        renting a house for gambling purposes; amending s.  
72        849.08, F.S.; providing definitions; prohibiting  
73        Internet gambling and Internet sports wagering and  
74        related offenses; providing criminal penalties;  
75        providing an exceptions; amending s. 849.086, F.S.;

76        prohibiting specified actions relating to the  
77        manipulation of card games; providing criminal  
78        penalties; creating s. 849.0932, F.S.; defining the  
79        term "fantasy sports contest"; requiring such contests  
80        to meet specified requirements; providing penalties  
81        for violations; authorizing the commission to  
82        investigate and refer violations for prosecution;  
83        authorizing enforcement actions by the Attorney  
84        General and state attorneys; providing criminal  
85        penalties for certain violations; amending s. 849.11,  
86        F.S.; prohibiting certain offenses relating to games  
87        of chance; providing criminal penalties; amending s.  
88        849.13, F.S.; providing enhanced criminal penalties  
89        for second or subsequent violations of certain  
90        provisions; amending s. 849.14, F.S.; revising  
91        criminal penalties for betting or wagering on certain  
92        activities; repealing s. 849.142, F.S., relating to  
93        exempted activities; amending s. 849.15, F.S.;  
94        providing definitions; providing criminal penalties  
95        for specified offenses relating to the manufacture,  
96        possession, and sale of slot machines or devices;  
97        creating s. 849.155, F.S.; prohibiting trafficking in  
98        slot machines, devices, or part thereof; defining the  
99        term "part thereof"; providing criminal penalties;  
100       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; creating s. 849.181; providing legislative intent; providing definitions; authorizing criminal justice agencies to destroy excess slot machines after meeting certain requirements; providing that certain recordings are deemed to be competent evidence in certain circumstances; providing for severability; 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.; prohibiting specified political subdivisions from enacting or enforcing certain ordinances and rules; creating s. 849.50, F.S.; providing legislative findings; authorizing the Florida Gaming Control Commission to take certain actions relating to a

126 statewide program for a specified purpose; providing  
127 that persons who participate in the program shall not  
128 face criminal prosecution in certain circumstances;  
129 requiring the program be begin and end at specified  
130 times; requiring the commission to advertise the  
131 program in a specified manner; providing construction;  
132 authorizing the commission to execute memorandums of  
133 understanding with specified agencies for a certain  
134 purpose; amending s. 903.046, F.S.; revising the  
135 factors a court shall consider when making specified  
136 determinations; amending s. 921.0022, F.S.; ranking  
137 offenses for purposes of the offense severity ranking  
138 chart of the Criminal Punishment Code; amending ss.  
139 16.71, 772.102, and 895.02, F.S.; conforming  
140 provisions to changes made by the act; providing an  
141 effective date.

142  
143 Be It Enacted by the Legislature of the State of Florida:

144  
145 **Section 1. Present paragraph (i) of subsection (3) of**  
146 **section 16.712, Florida Statutes, is redesignated as paragraph**  
147 **(k), new paragraphs (i) and (j) are added to that subsection,**  
148 **and paragraph (h) of that subsection is amended, to read:**

149 16.712 Florida Gaming Control Commission authorizations,  
150 duties, and responsibilities.—

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

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

159 (i) The number of complaints received by the commission  
160 categorized by subject matter or the type of complaint and a  
161 summary of the action taken on each complaint by the commission.

162 (j) A list of property seized by the commission during the  
163 course of investigations, and the disposition of such property,  
164 including a list of forfeiture actions.

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

167 16.713 Florida Gaming Control Commission; appointment and  
168 employment restrictions.—

169 (2) PROHIBITIONS FOR EMPLOYEES AND COMMISSIONERS; PERSONS  
170 INELIGIBLE FOR APPOINTMENT TO AND EMPLOYMENT WITH THE  
171 COMMISSION.—

172 (a) A person may not, for the 2 years immediately  
173 preceding the date of appointment to or employment with the  
174 commission and while appointed to or employed with the  
175 commission:

176           1. Hold a permit or license issued under chapter 550 or a  
177 license issued under chapter 551 or chapter 849; be an officer,  
178 official, or employee of such permitholder or licensee; or be an  
179 ultimate equitable owner, as defined in s. 550.002(37), of such  
180 permitholder or licensee;

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

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

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

200           5. Be an employee, associate, owner, or contractor for any



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

204 (b) A person is ineligible for appointment to or  
205 employment with the commission if, within the 2 years  
206 immediately preceding such appointment or employment, he or she  
207 violated paragraph (a) or solicited or accepted employment with,  
208 acquired any direct or indirect interest in, or had any direct  
209 or indirect business association, partnership, or financial  
210 relationship with, or is a relative of:

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

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

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

223  
224 For the purposes of this subsection, the term "relative" means a  
225 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 to the conference fee and that is sponsored, in whole or in part, by a person regulated by the commission.

3. While employed, and for 2 years after service as a commissioner or for 2 years after employment with the commission, a commissioner or an employee may not accept any form of employment with or engage in any business activity with any business entity that, either directly or indirectly, owns or controls any person regulated by the commission; any person regulated by the commission; or any business entity that, either directly or indirectly, is an affiliate or subsidiary of any person regulated by the commission; 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.

4. While employed, and for 2 years after service as a

276 commissioner or for 2 years after employment with the  
277 commission, a commissioner, an employee, or a relative living in  
278 the same household as a commissioner or an employee may not have  
279 any financial interest, other than shares in a mutual fund, in  
280 any person regulated by the commission; in any business entity  
281 that, either directly or indirectly, owns or controls any person  
282 regulated by the commission; or in any business entity that,  
283 either directly or indirectly, is an affiliate or a subsidiary  
284 of any person regulated by the commission; or be an employee,  
285 associate, owner, or contractor for any person or entity that  
286 conducts or facilitates an activity regulated, enforced, or  
287 investigated by the commission, including fantasy sports  
288 contests and other betting activities. If a commissioner, an  
289 employee, or a relative living in the same household as a  
290 commissioner or an employee acquires any financial interest  
291 prohibited by this subsection during the commissioner's term of  
292 office or the employee's employment with the commission as a  
293 result of events or actions beyond the commissioner's, the  
294 employee's, or the relative's control, he or she shall  
295 immediately sell such financial interest. For the purposes of  
296 this subsection, the term "relative" has the same meaning as in  
297 s. 16.713(2)(b).

298       5. A commissioner or an employee may not accept anything  
299 from a party in a proceeding currently pending before the  
300 commission.

301           6. A commissioner may not serve as the representative of  
302 any political party or on any executive committee or other  
303 governing body of a political party; serve as an executive  
304 officer or employee of any political party, committee,  
305 organization, or association; receive remuneration for  
306 activities on behalf of any candidate for public office; engage  
307 on behalf of any candidate for public office in the solicitation  
308 of votes or other activities on behalf of such candidacy; or  
309 become a candidate for election to any public office without  
310 first resigning from office.

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

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

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

322           10. A commissioner or an employee may not directly or  
323 indirectly, through staff or other means, solicit anything of  
324 value from any person regulated by the commission, or from any  
325 business entity that, whether directly or indirectly, is an

326 affiliate or a subsidiary of any person regulated by the  
327 commission, or from any party appearing in a proceeding  
328 considered by the commission in the last 2 years.

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

333 (2) FORMER COMMISSIONERS AND EMPLOYEES.—

334 (b) A commissioner, the executive director, or an employee  
335 of the commission may not, for the 2 years immediately following  
336 the date of resignation or termination from the commission:

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

346 2. Accept employment by or compensation from a business  
347 entity that, directly or indirectly, owns or controls a person  
348 regulated by the commission; from a person regulated by the  
349 commission; from a business entity which, directly or  
350 indirectly, is an affiliate or subsidiary of a person regulated

351 by the commission; ~~or~~ from a business entity or trade  
352 association that has been a party to a commission proceeding  
353 within the 2 years preceding the member's resignation or  
354 termination of service on the commission; or from any person or  
355 entity that conducts or facilitates an activity regulated,  
356 enforced, or investigated by the commission, including fantasy  
357 sports contests and other betting activities; or

358 3. Be a bingo game operator or an employee of a bingo game  
359 operator.

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

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

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

374 **Section 4. Paragraph (a) of subsections (1) and paragraph**  
375 **(a) of subsection (3) of section 20.055, Florida Statutes, are**

376 **amended to read:**

377 20.055 Agency inspectors general.—

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

379 (a) "Agency head" means the Governor, a Cabinet officer,  
380 or a secretary or executive director as those terms are defined  
381 in s. 20.03, the chair of the Public Service Commission, the  
382 Director of the Office of Insurance Regulation of the Financial  
383 Services Commission, the Director of the Office of Financial  
384 Regulation of the Financial Services Commission, the board of  
385 directors of the Florida Housing Finance Corporation, the  
386 commissioners ~~chair~~ of the Florida Gaming Control Commission,  
387 and the Chief Justice of the State Supreme Court.

388 (3)(a)1. For state agencies under the jurisdiction of the  
389 Cabinet or the Governor and Cabinet, or for the Florida Gaming  
390 Control Commission, the inspector general shall be appointed by  
391 the agency head. For state agencies under the jurisdiction of  
392 the Governor, the inspector general shall be appointed by the  
393 Chief Inspector General. The agency head or Chief Inspector  
394 General shall notify the Governor in writing of his or her  
395 intention to hire the inspector general at least 7 days before  
396 an offer of employment. The inspector general shall be appointed  
397 without regard to political affiliation.

398 2. Within 60 days after a vacancy or anticipated vacancy  
399 in the position of inspector general, the agency head or, for  
400 agencies under the jurisdiction of the Governor, the Chief



Inspector General, shall initiate a national search for an inspector general and shall set the salary of the inspector general. Effective July 1, 2017, an agency that enters into an employment agreement, or renewal or renegotiation of an existing contract or employment agreement with an inspector general or deputy inspector, may not offer a bonus on work performance in the contract or agreement and the awarding of such bonuses is prohibited. In the event of a vacancy in the position of inspector general, the agency head or, for agencies under the jurisdiction of the Governor, the Chief Inspector General, may appoint other office of inspector general management personnel as interim inspector general until such time as a successor inspector general is appointed.

3. A former or current elected official may not be appointed inspector general within 5 years after the end of such individual's period of service. This restriction does not prohibit the reappointment of a current inspector general.

**Section 5. 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' service organization is in doubt about whether a machine meets the definition of an amusement machine under this section, the organization may petition the Florida Gaming Control Commission for a declaratory statement under s. 120.565 on whether the operation of the game or machine complies with this section or chapter 849. An organization awaiting a declaratory statement from the commission may not purchase or install such game or machine until the declaratory statement is issued.

2. If there is a game or machine currently 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' service organization is in doubt about whether a machine meets the definition of an amusement machine under this section, the organization may petition the commission for a declaratory statement pursuant to s. 120.565 on whether the operation of the game or machine complies with this section or would be a violation of this section or chapter 849. If the game, machine, premises, or organization is the subject of an ongoing criminal investigation, the organization is not entitled to petition the commission for a declaratory statement under this subsection and the commission may deny a petition on such grounds.

451       3. The commission shall issue a declaratory statement  
452 pursuant to this subsection within 60 days after receiving a  
453 petition requesting such statement. The commission may not deny  
454 a petition that is validly requested pursuant to this subsection  
455 and s. 120.565.

456       (b) A petition made under this subsection must provide  
457 enough information for the commission to issue the declaratory  
458 statement and must be accompanied by the exact specifications  
459 for the type of game or machine that the organization will  
460 purchase or install or currently has on the premises. The  
461 declaratory statement is valid only for the game or machine for  
462 which it is requested and is invalid if the specifications for  
463 the game or the machine have been changed.

464       (c) The declaratory statement is binding on the commission  
465 and may be introduced in any subsequent proceedings as evidence  
466 of a good faith effort to comply with this section or chapter  
467 849.

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

474       (e) This subsection does not require an owner or an  
475 operator of an amusement game or machine under this section to

476 request or obtain a declaratory statement in order to operate  
477 pursuant to this section.

478 **Section 6. Subsection (37) of section 550.002, Florida**  
479 **Statutes, is amended to read:**

480 550.002 Definitions.—As used in this chapter, the term:

481 (37) "Ultimate equitable owner" means a natural person  
482 who, directly or indirectly, owns or controls ~~5 percent or more~~  
483 ~~of~~ an ownership interest in a corporation, foreign corporation,  
484 or alien business organization, regardless of whether such  
485 person owns or controls such ownership through one or more  
486 natural persons or one or more proxies, powers of attorney,  
487 nominees, corporations, associations, partnerships, trusts,  
488 joint stock companies, or other entities or devices, or any  
489 combination thereof.

490 **Section 7. Paragraph (b) of subsection (11) and subsection**  
491 **(12) of section 550.054, Florida Statutes, are amended to read:**

492 550.054 Application for permit to conduct pari-mutuel  
493 wagering.—

494 (11)

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

(12) Changes in ownership or interest of a pari-mutuel 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 8. 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 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 harness 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 harness 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. Subsection (3) of section 550.09515, Florida Statutes, is amended to read:**

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

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

551 just cause for failure to operate and pay tax on handle.

552 ~~(b) In order to maximize the tax revenues to the state,~~  
553 ~~the commission shall reissue an escheated thoroughbred horse~~  
554 ~~permit to a qualified applicant pursuant to the provisions of~~  
555 ~~this chapter as for the issuance of an initial permit. However,~~  
556 ~~the provisions of this chapter relating to referendum~~  
557 ~~requirements for a pari-mutuel permit shall not apply to the~~  
558 ~~reissuance of an escheated thoroughbred horse permit. As~~  
559 ~~specified in the application and upon approval by the commission~~  
560 ~~of an application for the permit, the new permitholder shall be~~  
561 ~~authorized to operate a thoroughbred horse facility anywhere in~~  
562 ~~the same county in which the escheated permit was authorized to~~  
563 ~~be operated, notwithstanding the provisions of s. 550.054(2)~~  
564 ~~relating to mileage limitations.~~

565 **Section 10. Section 838.12, Florida Statutes, is amended,**  
566 **to read:**

567 838.12 Bribery in athletic contests.—

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

576 participant or prospective participant in any such professional  
577 or amateur game, contest, match, race or sport, or the officials  
578 aforesaid, any bribe, money, goods, present, reward or any  
579 valuable thing whatsoever, or any promise, contract or agreement  
580 whatsoever, with intent to influence him or her or them to lose  
581 or cause to be lost any game, contest, match, race or sport, or  
582 to limit his or her or their or any person's or any team's  
583 margin of victory in any game, contest, match, race, or sport,  
584 or to fix or throw any game, contest, match, race or sport,  
585 commits ~~shall be guilty of~~ a felony of the third degree,  
586 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

587       (2) Any participant or prospective participant in any  
588 professional or amateur game, contest, match, race or sport; or  
589 any umpire, referee, judge or other official of such game,  
590 contest, match, race or sport; or any owner, manager, coach or  
591 trainer of, or any relative of, or any person having any direct,  
592 indirect, remote or possible connection with, any team,  
593 individual, participant or prospective participant in any such  
594 professional or amateur game, contest, match, race or sport, or  
595 the officials aforesaid; who in any way solicits, receives or  
596 accepts, or agrees to receive or accept, or who conspires to  
597 receive or accept, any bribe, money, goods, present, reward or  
598 any valuable thing whatsoever, or any promise, contract or  
599 agreement whatsoever, with intent to lose or cause to be lost  
600 any game, contest, match, race or sport, or to limit his, her,



their or any person's or any team's margin of victory in any 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 11. 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

626 ~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided  
627 in s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

628 **Section 12. Section 849.02, Florida Statutes, is amended**  
629 **to read:**

630 849.02 Agents or employees of keeper of gambling house.—A  
631 person who ~~Whoever~~ acts as servant, clerk, agent, or employee of  
632 any person in the violation of s. 849.01 commits:

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

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

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

641 **Section 13. Section 849.021, Florida Statutes, is created**  
642 **to read:**

643 849.021 Government employee misconduct.—

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

645 (a) "Government employee" means any person employed by, or  
646 acting on behalf of the state or any political subdivision  
647 thereof.

648 (b) "Political subdivision" means a county, municipality,  
649 department, commission, district, board, or other public body,  
650 whether corporate or otherwise, created by or under state law.

651       (2) Any government employee who knowingly certifies,  
652 licenses, approves, aids, facilitates, or conceals the operation  
653 of a gambling house in violation of s. 849.01, commits:

654       (a) For a first offense, a felony of the third degree,  
655 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

656       (b) For a second or subsequent offense, a felony of the  
657 second degree, punishable as provided in s. 775.082, s. 775.083,  
658 or s. 775.084.

659       (3) This section does not apply to any person who is  
660 acting in the scope of his or her employment and, in good faith,  
661 reports suspected violations of chapter 849 to law enforcement  
662 or regulatory agencies.

663       **Section 14. Section 849.023, Florida Statutes, is created**  
664 **to read:**

665       849.023 Licensure disqualifying offenses; corporate  
666 shielding prohibited.—

667       (1) DEFINITIONS.—As used in this section, the term:

668       (a) "Controlling person" means:

669       1. A corporate officer or director, or, if a limited  
670 liability company, manager of the licensee or applicant for a  
671 license;

672       2. A general partner, member, or owner of more than 5  
673 percent of any equity interest, direct or indirect, in the  
674 licensee or applicant; or

675       3. An owner of any interest in the licensee or applicant,

676 including any immediate family member of the owner, or holder of  
677 any debt, mortgage, contract, or concession from the licensee or  
678 applicant, who by virtue thereof is able to control the business  
679 of the licensee or applicant.

680 (b) "Conviction" means a determination of guilt which is  
681 the result of a plea or trial, regardless of whether  
682 adjudication is withheld or a plea of nolo contendere is  
683 entered.

684 (c) "License" has the same meaning as in s. 120.52 and is  
685 issued by:

686 1. The Department of Business and Professional Regulation,  
687 pursuant to chapter 509, chapter 561, chapter 562, chapter 563,  
688 chapter 564, chapter 565, chapter 567, chapter 568, or chapter  
689 569;

690 2. The Florida Gaming Control Commission pursuant to  
691 chapter 550, chapter 551, or s. 849.086; or

692 3. The Office of Financial Regulation pursuant to chapter  
693 560.

694 (d) "Licensee" means a holder of a license.

695 (e) "Owner" means a sole member or owner of 100 percent of  
696 any equity interest, direct or indirect, in the licensee or  
697 applicant.

698 (2) PENALTIES.—

699 (a)1. Pursuant to s. 120.60(6) and notwithstanding any  
700 other provision of law specified in subsection (1), a violation

of s. 849.01, s. 849.03, or s. 849.15 is deemed to constitute an immediate and serious danger to the public health, safety, and welfare, and the Department of Business and Professional Regulation, the Florida Gaming Control Commission, or the Office of Financial Regulation, respectively, may summarily suspend the license of any person convicted of a violation of s. 849.01, s. 849.03, or s. 849.15, regardless of adjudication, or any business entity if its controlling person or sole owner is convicted of a violation of s. 849.01, s. 849.03, or s. 849.15, regardless of adjudication.

2. In addition to any other penalty provided by law, a licensee or an applicant, may have a license revoked or any application thereof denied or not reissued, if the licensee or applicant, the controlling person of the licensee or applicant, or the sole owner of the licensee or applicant is convicted of a violation of s. 849.01, s. 849.03, or s. 849.15, regardless of adjudication.

3.a. Notwithstanding subparagraph 2., a licensee or applicant may retain, apply for, and be reissued a license if the license-issuing agency specified in paragraph (1)(c) finds that such licensee has removed a controlling person from the business.

b. Notwithstanding this paragraph, any licensee is subject to a fine up to \$75,000 for any conviction of a violation of s. 849.01, s. 849.03, or s. 849.15, regardless of adjudication.

726  
727       **Section 15. Section 849.03, Florida Statutes, is amended**  
728 **to read:**

729       849.03 Renting house for gambling purposes.—A person who  
730 ~~whoever,~~ whether as owner or agent, knowingly rents to another a  
731 house, room, booth, tent, shelter or place for the purpose of  
732 gaming commits:

733       (1) For a first offense, a felony of the third degree,  
734 punishable as provided in s. 775.082, s. 775.083, or s. 775.084  
735 ~~shall be punished in the manner and to the extent mentioned in~~  
736 ~~s. 849.01.~~

737       (2) For a second or subsequent offense, a felony of the  
738 second degree, punishable as provided in s. 775.082, s. 775.083,  
739 or s. 775.084.

740       **Section 16. Section 849.08, Florida Statutes, is amended**  
741 **to read:**

742       849.08 Gambling.—

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

744       (a) "Illegal gambling" means any criminal violation of  
745 chapter 546, chapter 550, or chapter 551, or this chapter that  
746 occurs at any business, establishment, premises, or other  
747 location.

748       (b) "Internet gambling" means to play or engage in any  
749 game in which money or other thing of value is awarded based on  
750 chance, regardless of any application of skill, that is

751 available on the Internet and accessible on a mobile device,  
752 computer terminal, or other similar access device and simulates  
753 casino-style gaming, including, but not limited to, slot  
754 machines, video poker, and table games.

755 (c) "Internet sports wagering" means to use a platform  
756 that is available on the Internet and accessible on a mobile  
757 device, computer terminal, or other similar access device to  
758 stake, bet, or wager any money or other thing of value upon the  
759 result of any trial or contest of skill, speed, power, or  
760 endurance of human or beast. The term does not include fantasy  
761 sports contests as defined in s. 849.0932 or any activity  
762 conducted pursuant to chapter 550.

763 (2) A person who ~~whoever~~ plays or engages in Internet  
764 gambling or any game at cards, keno, roulette, faro or other  
765 game of chance, at any place, by any device whatever, for money  
766 or other thing of value, commits ~~shall be guilty of a~~  
767 misdemeanor of the second degree, punishable as provided in s.  
768 775.082 or s. 775.083.

769 (3) A person who plays or engages in Internet sports  
770 wagering commits:

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

773 (b) For a second or subsequent offense, a misdemeanor of  
774 the first degree, punishable as provided in s. 775.082 or s.  
775 775.083.

776       (4) A person who operates, conducts, or promotes illegal  
777 gambling, Internet gambling or Internet sports wagering, or  
778 receives in any manner whatsoever any money or other thing of  
779 value offered for the purpose of illegal gambling, Internet  
780 gambling or Internet sports wagering, or who knowingly becomes  
781 the custodian or depositary of any money or other thing of value  
782 so offered, or who aids, assists, abets, or influences in any  
783 manner in any of such acts commits a felony of the third degree,  
784 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

785       (5) This section does not apply to participation in, or  
786 the conduct of, any gaming activities authorized under s.  
787 285.710(13) and conducted pursuant to a gaming compact ratified  
788 and approved under s. 285.710(3), or any gaming activities  
789 authorized under chapter 550.

790       **Section 17. Paragraph (e) is added to subsection (12) of**  
791 **section 849.086, Florida Statutes, to read:**

792       849.086 Cardrooms authorized.—

793       (12) PROHIBITED ACTIVITIES.—

794       (e) A person who, by physical tampering or by use of any  
795 object, instrument, or device, whether mechanical, electrical,  
796 magnetic, or involving other means, manipulates or attempts to  
797 manipulate playing cards for the purpose of affecting the  
798 outcome or payoff of a card game in a licensed cardroom, or  
799 otherwise manipulates or attempts to manipulate the outcome or  
800 payoff of such a card game, commits a felony of the third



degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

**Section 18. Section 849.0932, Florida Statutes, is created to read:**

849.0932 Fantasy sports contests; conditions for conduct.—

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

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

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

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

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

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

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

2. The single performance of an individual in a single event or a pari-mutuel event, as the term "pari-mutuel" is

826 defined in s. 550.002 as of January 1, 2026.

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

828 4. The performance of participants in collegiate, high  
829 school, or youth sporting events.

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

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

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

839 (4) The Florida Gaming Control Commission shall  
840 investigate and refer violations of this section for  
841 prosecution. The Attorney General or state attorney may also  
842 institute proceedings to enjoin any person found to be violating  
843 this section.

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

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

851       **Section 19. Section 849.11, Florida Statutes, is amended**  
852 **to read:**

853       849.11 Plays at games of chance by lot.—

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

863       (2) A person who sets up, operates, conducts, promotes, or  
864 receives in any manner whatsoever any money or other thing of  
865 value offered for the purpose of playing at any game of chance  
866 by lot in violation of subsection (1), or who knowingly becomes  
867 the custodian or depositary of any money or other thing of value  
868 so offered, or who aids, assists, abets, or influences in any  
869 manner in any of such acts, commits a felony of the third  
870 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
871 775.084.

872       **Section 20. Section 849.13, Florida Statutes, is amended**  
873 **to read:**

874       849.13 ~~Punishment on~~ Second or subsequent offense in  
875 connection with lotteries ~~conviction.~~ A person who commits a

876 second or subsequent violation of the same ~~Whoever, after being~~  
877 ~~convicted of an offense forbidden by law~~ in connection with  
878 lotteries for which there is no penalty specified for a second  
879 or subsequent offense, shall have the offense reclassified to an  
880 offense of the next higher degree, ~~commits the like offense,~~  
881 ~~shall be guilty of a misdemeanor of the first degree, punishable~~  
882 ~~as provided in s. 775.082 or s. 775.083.~~ For purposes of  
883 sentencing under chapter 921, a felony offense that is  
884 reclassified under this section is ranked one level above the  
885 ranking under s. 921.0022 or s. 921.0023 of the felony offense  
886 committed.

887 **Section 21. Section 849.14, Florida Statutes, is amended**  
888 **to read:**

889 849.14 Unlawful to bet on result of trial or contest of  
890 skill, etc.—A person who:

891 (1) Whoever Stakes, bets, or wagers any money or other  
892 thing of value upon the result of any trial or contest of skill,  
893 speed or power or endurance of human or beast;

894 (2) , or whoever Receives in any manner whatsoever any  
895 money or other thing of value staked, bet, or wagered, or  
896 offered for the purpose of being staked, bet, or wagered, by or  
897 for any other person upon any such result;

898 (3) , or whoever Knowingly becomes the custodian or  
899 depository of any money or other thing of value so staked, bet,  
900 or wagered upon any such result;7 or

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

903  
904 ~~all of which are hereby forbidden,~~ commits a felony of the third  
905 degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or  
906 s. 775.084.

907        **Section 22.** Section 849.142, Florida Statutes, is  
908 repealed.

909        **Section 23. Section 849.15, Florida Statutes, is amended**  
910 **to read:**

911        849.15 Manufacture, sale, possession, etc., of slot  
912 machines or devices prohibited.—

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

914        (a) "Conviction" means a determination of guilt that is  
915 the result of a plea or a trial, regardless of whether  
916 adjudication is withheld or a plea of nolo contendere is  
917 entered.

918        (b) "Part thereof" means any equipment, subassembly, or  
919 other part of a slot machine or device, whether attached to the  
920 slot machine or device or separate therefrom, that was used,  
921 attempted to be used, or intended to be used in connection with  
922 the play or operation of the slot machine or device.

923        (c) "Person of authority" means a person who, at any  
924 business, establishment, premises, or other location at which a  
925 slot machine or device is offered for play:

926        1. Has actual authority to act on behalf of the business,  
927 establishment, premises, or other location; or

928        2. Is an officer, director, or managing member of the  
929 business, establishment, premises, or other location.

930        (2)~~(1)~~ It is unlawful:

931        (a) To manufacture, own, store, keep, possess, sell, rent,  
932 lease, let on shares, lend or give away, transport, or expose  
933 for sale or lease, or to offer to sell, rent, lease, let on  
934 shares, lend or give away, or permit the operation of, or for  
935 any person to permit to be placed, maintained, or used or kept  
936 in any room, space, or building owned, leased or occupied by the  
937 person or under the person's management or control, any slot  
938 machine or device or any part thereof; or

939        (b) To make or to permit to be made with any person any  
940 agreement with reference to any slot machine or device, pursuant  
941 to which the user thereof, as a result of any element of chance  
942 or other outcome unpredictable to him or her, may become  
943 entitled to receive any money, credit, allowance, or thing of  
944 value or additional chance or right to use such machine or  
945 device, or to receive any check, slug, token or memorandum  
946 entitling the holder to receive any money, credit, allowance or  
947 thing of value.

948        (3) (a) Except as provided in paragraphs (b) and (c), a  
949 person who violates subsection (2) commits a misdemeanor of the  
950 first degree, punishable as provided in s. 775.082 or s.

951 775.083.

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

955 1. Was a person of authority at the time of the violation;  
956 or  
957 2. Has one prior conviction for a violation of subsection  
958 (2).

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

962 1.a. Was a person of authority at the time of the  
963 violation; and

964 b. The violation involves five or more slot machines or  
965 devices; or

966 2. Has two or more prior convictions for a violation of  
967 subsection (2).

968 (4)-(2)- Pursuant to section 2 of that chapter of the  
969 Congress of the United States entitled "An act to prohibit  
970 transportation of gaming devices in interstate and foreign  
971 commerce," approved January 2, 1951, being ch. 1194, 64 Stat.  
972 1134, and also designated as 15 U.S.C. ss. 1171-1177, the State  
973 of Florida, acting by and through the duly elected and qualified  
974 members of its Legislature, does hereby in this section, and in  
975 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 24. 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 part thereof commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this section, the term "part thereof" has the same meaning as in s. 849.15. If the quantity of slot machines or devices or any part thereof involved is:

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

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

(3) Fifty slot machines or devices or any part 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 25. 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

1026 knowingly and willfully makes a materially false or misleading  
1027 statement or who knowingly and willfully disseminates false or  
1028 misleading information regarding the legality of a slot machine  
1029 or device for the purpose of facilitating the sale or delivery  
1030 of a slot machine or device for any money or other valuable  
1031 consideration commits a felony of the third degree, punishable  
1032 as provided in s. 775.082, s. 775.083, or s. 775.084.

1033 (2) A person who violates subsection (1), when such a  
1034 violation involves the sale or delivery, or attempted sale or  
1035 delivery, of five or more slot machines or devices commits a  
1036 felony of the second degree, punishable as provided in s.  
1037 775.082, s. 775.083, or s. 775.084.

1038 **Section 26. Section 849.181, Florida Statutes, is created**  
1039 **to read:**

1040 849.181 Destruction of Excess Machines.—

1041 (1) It is the intent of the Legislature to protect the  
1042 public health, safety, and welfare of the residents of the state  
1043 by removing slot machines or devices within the meaning of s.  
1044 849.16 from public circulation and preventing the warehousing of  
1045 large quantities of such slot machines or devices.

1046 (2) Definitions. As used in this section, the term:

1047 (a) "Criminal justice agency" has the same meaning as  
1048 provided in s. 943.045.

1049 (b) "Excess slot machines" means more than five slot  
1050 machines seized during an investigation.

1051        (c) "Slot machine" has the same meaning as the term "slot  
1052 machine or device" provided in s. 849.16 and includes the  
1053 definition of the term "part thereof" as provided in s. 849.15.

1054        (3) Notwithstanding any other provision of law, a criminal  
1055 justice agency having custody of excess slot machines may  
1056 destroy such excess slot machines during the pendency of any  
1057 related legal proceedings or ongoing criminal investigations,  
1058 provided that such criminal justice agency:

1059        (a) Retains at least five slot machines seized during an  
1060 investigation until such time as the slot machines may be  
1061 destroyed as provided in s. 849.18;

1062        (b) Notifies the appropriate United States Attorney or  
1063 assistant United States Attorney, the responsible state or local  
1064 prosecutor, or a criminal justice agency conducting a criminal  
1065 investigation, that the excess slot machines will be destroyed  
1066 after 60 days from the date notice is provided, unless the  
1067 entity receiving the notice under this paragraph requests the  
1068 criminal justice agency in writing not to destroy the excess  
1069 slot machines;

1070        (c) Photographs and takes a video recording of each excess  
1071 slot machine prior to its destruction to serve as evidentiary  
1072 exhibits for use at trial. Any photograph or video recording  
1073 shall include a written description of the name of the person  
1074 such slot machine was taken from, the location where the slot  
1075 machine was located, the name of the investigating law

1076 enforcement officer, the date the photograph or video recording  
1077 was taken, and the name of the photographer or videographer.  
1078 Such writing shall be made under oath by the investigating law  
1079 enforcement officer, and the photograph and video recording  
1080 shall be authenticated by the photographer's or videographer's  
1081 signature;

1082 (d) Destroys each excess slot machine in the presence of a  
1083 law enforcement officer, who shall create written sworn  
1084 documentation of the date, time, location, and number of excess  
1085 slot machines destroyed; and

1086 (e) Maintains such written sworn documentation created by  
1087 the witnessing law enforcement officer under paragraph (d) as  
1088 required under s. 119.021.

1089 (4) In any prosecution for a violation of this chapter, a  
1090 photograph and video recording of an excess slot machine  
1091 captured and documented pursuant to paragraph (c) may be deemed  
1092 competent evidence and may be admissible in the prosecution to  
1093 the same extent as if such excess slot machine were physically  
1094 introduced as evidence.

1095 (5) If any provision of this section or its application to  
1096 any person or circumstance is held invalid, the invalidity does  
1097 not affect other provisions or applications of this section or  
1098 chapter which can be given effect without the invalid provision  
1099 or application, and to this end, the provisions of this section  
1100 are severable.

1101        **Section 27.** Section 849.23, Florida Statutes, is repealed.

1102        **Section 28.** **Section 849.47, Florida Statutes, is created**  
1103 **to read:**

1104        849.47 Transporting or procuring the transportation of  
1105 persons to facilitate illegal gambling.—

1106        (1) As used in this section, the term "illegal gambling"  
1107 means any criminal violation of chapter 546, chapter 550, or  
1108 chapter 551, or this chapter that occurs at any business,  
1109 establishment, premises, or other location.

1110        (2) Except as provided in subsection (3), a person who  
1111 knowingly and willfully transports, or procures the  
1112 transportation of, five or more other persons into or within  
1113 this state when he or she knows or reasonably should know that  
1114 such transportation is for the purpose of facilitating illegal  
1115 gambling commits a misdemeanor of the first degree, punishable  
1116 as provided in s. 775.082 or s. 775.083.

1117        (3) (a) A person who transports, or procures the  
1118 transportation of, a minor or a person 65 years of age or older  
1119 in violation of subsection (2) commits a felony of the third  
1120 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1121 775.084.

1122        (b) A person who transports, or procures the  
1123 transportation of, 12 or more persons in violation of subsection  
1124 (2) commits a felony of the third degree, punishable as provided  
1125 in s. 775.082, s. 775.083, or s. 775.084.

1126        (c) A person who commits a second or subsequent violation  
1127 of subsection (2) within 2 years from the date of the  
1128 conviction, regardless of adjudication, commits a felony of the  
1129 third degree, punishable as provided in s. 775.082, s. 775.083,  
1130 or s. 775.084.

1131        **Section 29. Section 849.48, Florida Statutes, is created**  
1132 **to read:**

1133        849.48 Gambling or gaming advertisements; prohibited.—

1134        (1) As used in this section, the term "illegal gambling"  
1135 means any criminal violation of this chapter, chapter 546,  
1136 chapter 550, or chapter 551 which occurs at any business,  
1137 establishment, premises, or other location.

1138        (2)(a) Except as otherwise specifically authorized by law,  
1139 a person may not knowingly and intentionally make, publish,  
1140 disseminate, circulate, or place before the public, or cause,  
1141 directly or indirectly, to be made, published, disseminated,  
1142 circulated, or placed before the public in this state, in any  
1143 manner, whether in person or by the use, at least in part, of  
1144 the Internet, any advertisement, circular, bill, poster,  
1145 pamphlet, list, schedule, announcement, or notice for the  
1146 purpose of promoting or facilitating illegal gambling.

1147        (b) Except as otherwise specifically authorized by law, a  
1148 person may not set up any type or plate for any type of  
1149 advertisement, circular, bill, poster, pamphlet, list, schedule,  
1150 announcement, or notice when he or she knows or reasonably

1151 should know that such material will be used for the purpose of  
1152 promoting or facilitating illegal gambling.

1153 (c) A person who violates this subsection commits:

1154 1. For a first offense, a misdemeanor of the first degree,  
1155 punishable as provided in s. 775.082 or s. 775.083.

1156 2. For a second or subsequent offense, a felony of the  
1157 third degree, punishable as provided in s. 775.082, s. 775.083,  
1158 or s. 775.084.

1159 (3) This section does not prohibit the printing or  
1160 producing of any advertisement, circular, bill, poster,  
1161 pamphlet, list, schedule, announcement, or notice to be used for  
1162 the purpose of promoting or facilitating gambling conducted in  
1163 any other state or nation, outside of this state, where such  
1164 gambling is not prohibited.

1165 **Section 30. Section 849.49, Florida Statutes, is created**  
1166 **to read:**

1167 849.49 Preemption.—A county, municipality, or other  
1168 political subdivision of the state may not enact or enforce any  
1169 ordinance or local rule related to gaming, gambling, lotteries,  
1170 or any activities described in s. 546.10 or this chapter which  
1171 is less restrictive than state law.

1172 **Section 31. Section 849.50, Florida Statutes, is created**  
1173 **to read:**

1174 849.50 Limited Gaming Device Surrender Program.—

1175 (1) The Legislature finds that illegal gaming operations

1176 not only undermine public trust, but also expose Floridians to  
1177 organized criminal conduct, financial exploitation, and a host  
1178 of other social harms. Furthermore, the Legislature finds that  
1179 certain persons or entities owning, storing, keeping,  
1180 possessing, transporting, permitting the operation of, or  
1181 otherwise offering illegal gaming devices for play may have been  
1182 misled regarding the legality of the otherwise illegal gaming  
1183 devices. Therefore, the Legislature finds that there is a  
1184 compelling state interest in creating a limited period of time  
1185 in which otherwise illegal gaming devices may be surrendered  
1186 without penalty to ensure such illegal gaming devices do not  
1187 remain in circulation.

1188 (2) The Florida Gaming Control Commission shall organize,  
1189 coordinate, and execute a statewide program in which individuals  
1190 and organizations can handover, surrender, or otherwise disclaim  
1191 any and all interest in any gaming devices, and convey such  
1192 gaming devices to the commission. Such conveyance is irrevocable  
1193 and final.

1194 (3) Any individual or organization that conveys a gaming  
1195 device to the commission as described in this section, that is  
1196 not already facing legal charges based on such possession, shall  
1197 not face criminal prosecution for possession of such devices  
1198 related to any of the devices conveyed to the commission.

1199 (4) The statewide program described in subsection (2)  
1200 shall begin no less than 30 days before October 1, 2026, and end



on October 1, 2026.

(5) The commission shall advertise the program described in this section no less than 60 days before October 1, 2026.

(6) No person or entity shall have any right, title, or interest in such property conveyed to the commission pursuant to this section.

(7) The commission may execute memorandums of understanding with other criminal justice agencies to facilitate this section.

**Section 32. Subsection (2) of section 903.046, Florida Statutes, is amended to read:**

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and setting the amount of such ~~what~~ ~~that~~ bail or other ~~those~~ conditions may be, the court shall consider:

(a) The nature and circumstances of the offense charged.

(b) The weight of the evidence against the defendant.

(c) The defendant's family ties, length of residence in the community, immigration status, employment history, financial resources, and mental condition.

(d) The defendant's past and present conduct, including any record of convictions, previous flight to avoid prosecution, or failure to appear at court proceedings. However, any defendant who had failed to appear on the day of any required

1226 court proceeding in the case at issue, but who had later  
1227 voluntarily appeared or surrendered, shall not be eligible for a  
1228 recognizance bond; and any defendant who failed to appear on the  
1229 day of any required court proceeding in the case at issue and  
1230 who was later arrested shall not be eligible for a recognizance  
1231 bond or for any form of bond which does not require a monetary  
1232 undertaking or commitment equal to or greater than \$2,000 or  
1233 twice the value of the monetary commitment or undertaking of the  
1234 original bond, whichever is greater. Notwithstanding anything in  
1235 this section, the court has discretion in determining conditions  
1236 of release if the defendant proves circumstances beyond his or  
1237 her control for the failure to appear. This section may not be  
1238 construed as imposing additional duties or obligations on a  
1239 governmental entity related to monetary bonds.

1240 (e) The nature and probability of danger which the  
1241 defendant's release poses to the community.

1242 (f) The source of funds used to post bail or procure an  
1243 appearance bond, particularly whether the proffered funds, real  
1244 property, property, or any proposed collateral or bond premium  
1245 may be linked to or derived from the crime alleged to have been  
1246 committed or from any other criminal or illicit activities. The  
1247 burden of establishing the noninvolvement in or nonderivation  
1248 from criminal or other illicit activity of such proffered funds,  
1249 real property, property, or any proposed collateral or bond  
1250 premium falls upon the defendant or other person proffering them

1251 to obtain the defendant's release.

1252 (g) Whether the defendant is already on release pending  
1253 resolution of another criminal proceeding or on probation,  
1254 parole, or other release pending completion of a sentence.

1255 (h) The street value of any drug or controlled substance  
1256 connected to or involved in the criminal charge. It is the  
1257 finding and intent of the Legislature that crimes involving  
1258 drugs and other controlled substances are of serious social  
1259 concern, that the flight of defendants to avoid prosecution is  
1260 of similar serious social concern, and that frequently such  
1261 defendants are able to post monetary bail using the proceeds of  
1262 their unlawful enterprises to defeat the social utility of  
1263 pretrial bail. Therefore, the courts should carefully consider  
1264 the utility and necessity of substantial bail in relation to the  
1265 street value of the drugs or controlled substances involved.

1266 (i) The amount of currency seized that is connected to or  
1267 involved in a violation of chapter 546, chapter 550, chapter  
1268 551, or chapter 849.

1269 (j)~~(i)~~ The nature and probability of intimidation and  
1270 danger to victims.

1271 (k)~~(j)~~ Whether there is probable cause to believe that the  
1272 defendant committed a new crime while on pretrial release.

1273 (l)~~(k)~~ Any other facts that the court considers relevant.

1274 (m)~~(l)~~ Whether the crime charged is a violation of chapter  
1275 874 or alleged to be subject to enhanced punishment under

chapter 874 or reclassification under s. 843.22. If any such violation is charged against a defendant or if the defendant is charged with a crime that is alleged to be subject to such enhancement or reclassification, he or she is not eligible for release on bail or surety bond until the first appearance on the case in order to ensure the full participation of the prosecutor and the protection of the public.

(n)~~(m)~~ Whether the defendant, other than a defendant whose only criminal charge is a misdemeanor offense under chapter 316, is required to register as a sexual offender under s. 943.0435 or a sexual predator under s. 775.21; and, if so, he or she is not eligible for release on bail or surety bond until the first appearance on the case in order to ensure the full participation of the prosecutor and the protection of the public.

**Section 33. 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
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CS/CS/CS/HB 189

2026

1299	24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
1300	104.0616 (2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
1301	212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
1302	212.15 (2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
1303	316.1935 (1)	3rd	Fleeing or attempting to elude law enforcement officer.
1304	319.30 (5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
	319.35 (1) (a)	3rd	Tamper, adjust, change, etc.,

Page 53 of 113

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hb189-03-c3

CS/CS/CS/HB 189

2026

1305			an odometer.
	320.26(1)(a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
1306			
	322.212 (1)(a)-(c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.
1307			
	322.212(4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.
1308			
	322.212(5)(a)	3rd	False application for driver license or identification card.
1309			
	414.39(3)(a)	3rd	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.
1310			
	443.071(1)	3rd	False statement or

			representation to obtain or increase reemployment assistance benefits.
1311	509.151 (1)	3rd	Defraud an innkeeper, food or lodging value \$1,000 or more.
1312	517.302 (1)	3rd	Violation of the Florida Securities and Investor Protection Act.
1313	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.
1314	812.014 (3) (c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
1315	815.04 (4) (a)	3rd	Offense against intellectual property (i.e., computer programs, data).
1316	817.52 (2)	3rd	Hiring with intent to defraud, motor vehicle services.

CS/CS/CS/HB 189

2026

1317	817.569 (2)	3rd	Use of public record or public records information or providing false information to facilitate commission of a felony.
1318	826.01	3rd	Bigamy.
1319	828.122 (3)	3rd	Fighting or baiting animals.
1320	831.04 (1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
1321	831.31 (1) (a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
1322	832.041 (1)	3rd	Stopping payment with intent to defraud \$150 or more.
1323	832.05 (2) (b) &	3rd	Knowing, making, issuing

Page 56 of 113

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hb189-03-c3



CS/CS/CS/HB 189

2026

	(4) (c)		worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more.
1324			
	838.15 (2)	3rd	Commercial bribe receiving.
1325			
	838.16	3rd	Commercial bribery.
1326			
	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
1327			
	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
1328			
	<del>849.09 (1) (a) - (d)</del>	3rd	<del>Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.</del>
1329			
	<del>849.23</del>	3rd	<del>Gambling-related machines; "common offender" as to property rights.</del>

CS/CS/CS/HB 189

2026

1330	<del>849.25(2)</del>	<del>3rd</del>	<del>Engaging in bookmaking.</del>
1331	860.08	3rd	Interfere with a railroad signal.
1332	860.13(1)(a)	3rd	Operate aircraft while under the influence.
1333	893.13(2)(a)2.	3rd	Purchase of cannabis.
1334	893.13(6)(a)	3rd	Possession of cannabis (more than 20 grams).
1335	934.03(1)(a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
1336			
1337	(c) LEVEL 3		
1338			
	Florida	Felony	
	Statute	Degree	Description
1339	119.10(2)(b)	3rd	Unlawful use of confidential information from police

1340			reports.
	316.066	3rd	Unlawfully obtaining or using
	(3) (b) - (d)		confidential crash reports.
1341			
	316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
1342			
	316.1935 (2)	3rd	Fleeing or attempting to elude
			law enforcement officer in
			patrol vehicle with siren and
			lights activated.
1343			
	319.30 (4)	3rd	Possession by junkyard of motor
			vehicle with identification
			number plate removed.
1344			
	319.33 (1) (a)	3rd	Alter or forge any certificate
			of title to a motor vehicle or
			mobile home.
1345			
	319.33 (1) (c)	3rd	Procure or pass title on stolen
			vehicle.
1346			
	319.33 (4)	3rd	With intent to defraud,
			possess, sell, etc., a blank,

			forged, or unlawfully obtained title or registration.
1347			
	327.35 (2) (b)	3rd	Felony BUI.
1348			
	328.05 (2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
1349			
	328.07 (4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
1350			
	376.302 (5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
1351			
	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

CS/CS/CS/HB 189

2026

1352			violation of the Marine Turtle Protection Act.
	379.2431 (1) (e) 6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.
1353			
	379.2431 (1) (e) 7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
1354			
	400.9935 (4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
1355			
	400.9935 (4) (e)	3rd	Filing a false license application or other required information or failing to report information.
1356			
	440.1051 (3)	3rd	False report of workers'

			compensation fraud or retaliation for making such a report.
1357	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
1358	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
1359	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
1360	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
1361	697.08	3rd	Equity skimming.
1362	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.

1363	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.
1364	800.045 (3)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes a lewd or lascivious image.
1365	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
1366	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
1367	810.09 (2) (b)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
1368			

CS/CS/CS/HB 189

2026

1369	810.145 (2) (c)	3rd	Digital voyeurism; 19 years of age or older.
1370	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
1371	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
1372	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
1373	812.081 (2)	3rd	Theft of a trade secret.
1374	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
1375	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
1376	817.233	3rd	Burning to defraud insurer.



CS/CS/CS/HB 189

2026

1377	817.234 (8) (b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
1378	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
1379	817.236	3rd	Filing a false motor vehicle insurance application.
1380	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
1381	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
1382	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
	831.28 (2) (a)	3rd	Counterfeiting a payment

Page 65 of 113

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hb189-03-c3

CS/CS/CS/HB 189

2026

1383			instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
1384			
	836.13 (2)	3rd	Generating an altered sexual depiction of an identifiable person without consent.
1385			
	836.13 (4)	3rd	Promoting, or possessing with intent to promote, an altered sexual depiction of an identifiable person without consent.
1386			
	<u>838.12 (3)</u>	<u>3rd</u>	<u>Betting on predetermined or prearranged professional or amateur game, contest, match, race, or sport.</u>
1387			
	838.021 (3) (b)	3rd	Threatens unlawful harm to

Page 66 of 113

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hb189-03-c3

1388			public servant.
	847.01385	3rd	Harmful communication to a minor.
1389			
	<u>849.01</u>	<u>3rd</u>	<u>Keeping gambling house.</u>
1390			
	<u>849.02 (2)</u>	<u>3rd</u>	<u>Agents or employees of keeper of gambling house.</u>
1391			
	<u>849.03 (1)</u>	<u>3rd</u>	<u>Renting house for gambling purposes.</u>
1392			
	<u>849.086 (12) (e)</u>	<u>3rd</u>	<u>Tampering with cards or card games.</u>
1393			
	<u>849.09 (1) (a) - (d)</u>	<u>3rd</u>	<u>Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.</u>
1394			
	<u>849.09 (1) (e) - (k)</u>	<u>3rd</u>	<u>Conducting unlawful lottery; second or subsequent offense.</u>
1395			

CS/CS/CS/HB 189

2026

1396	<u>849.11 (2)</u>	<u>3rd</u>	<u>Offenses relating to games of chance.</u>
1397	<u>849.14</u>	<u>3rd</u>	<u>Betting on result of trial or contest of skill, etc.</u>
1398	<u>849.15 (3) (b)</u>	<u>3rd</u>	<u>Manufacture, sale, or possession of slot machine; by person of authority or with prior conviction.</u>
1399	<u>849.157 (1)</u>	<u>3rd</u>	<u>False or misleading statement to facilitate sale of slot machines or devices.</u>
1400	<u>849.25 (2)</u>	<u>3rd</u>	<u>Engaging in bookmaking.</u>
1401	<u>849.47 (3) (a) &amp; (b)</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>
	<u>860.15 (3)</u>	<u>3rd</u>	<u>Overcharging for repairs and parts.</u>

CS/CS/CS/HB 189

2026

1402	870.01 (2)	3rd	Riot.
1403	870.01 (4)	3rd	Inciting a riot.
1404	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).
1405	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.
1406	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 housing facility.
1407	893.13 (4) (c)	3rd	Use or hire of minor; deliver to minor other controlled substances.
1408	893.13 (6) (a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
1409	893.13 (7) (a) 8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
1410	893.13 (7) (a) 9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.
1411	893.13 (7) (a) 10.	3rd	Affix false or forged label to package of controlled substance.
1412			

1413	893.13 (7) (a) 11.	3rd	Furnish false or fraudulent material information on any document or record required by chapter 893.
1414	893.13 (8) (a) 1.	3rd	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.
1415	893.13 (8) (a) 2.	3rd	Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.
1416	893.13 (8) (a) 3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.

CS/CS/CS/HB 189

2026

1417	893.13 (8) (a) 4.	3rd	Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.
1418	918.13 (1)	3rd	Tampering with or fabricating physical evidence.
1419	944.47 (1) (a) 1. & 2.	3rd	Introduce contraband to correctional facility.
1420	944.47 (1) (c)	2nd	Possess contraband while upon the grounds of a correctional institution.
1421	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
1422	(e)    LEVEL 5		
1423			



CS/CS/CS/HB 189

2026

	Florida Statute	Felony Degree	Description
1424	316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
1425	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.
1426	316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
1427	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
1428	327.30 (5) (a) 2.	3rd	Vessel accidents involving personal injuries other than

Page 73 of 113

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hb189-03-c3

CS/CS/CS/HB 189

2026

1429	365.172 (14) (b) 2.	2nd	serious bodily injury; leaving scene.
1430	379.365 (2) (c) 1.	3rd	Misuse of emergency communications system resulting in death.
			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.

Page 74 of 113

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hb189-03-c3

CS/CS/CS/HB 189

2026

1431	379.367 (4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
1432	379.407 (5) (b) 3.	3rd	Possession of 100 or more undersized spiny lobsters.
1433	381.0041 (11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
1434	440.10 (1) (g)	2nd	Failure to obtain workers' compensation coverage.
1435	440.105 (5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
1436	440.381 (2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
1437	624.401 (4) (b) 2.	2nd	Transacting insurance without a

Page 75 of 113

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hb189-03-c3

1438			certificate or authority; premium collected \$20,000 or more but less than \$100,000.
	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
1439			
	790.01 (3)	3rd	Unlawful carrying of a concealed firearm.
1440			
	790.162	2nd	Threat to throw or discharge destructive device.
1441			
	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
1442			
	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
1443			
	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
1444			

CS/CS/CS/HB 189

2026

1445	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
1446	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
1447	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
1448	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
1449	810.145 (4)	3rd	Commercial digital voyeurism dissemination.
1450	810.145 (7) (a)	2nd	Digital voyeurism; 2nd or subsequent offense.
1451	810.145 (8) (a)	2nd	Digital voyeurism; certain minor victims.

Page 77 of 113

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hb189-03-c3

1452	812.014 (2) (d) 3.	2nd	Grand theft, 2nd degree; theft from 20 or more dwellings or their unenclosed curtilage, or any combination.
1453	812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
1454	812.015 (8) (a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
1455	812.015 (8) (f)	3rd	Retail theft; multiple thefts within specified period.
1456	812.015 (8) (g)	3rd	Retail theft; committed with specified number of other persons.
1457	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
1458	812.081 (3)	2nd	Trafficking in trade secrets.

CS/CS/CS/HB 189

2026

1459	812.131 (2) (b)	3rd	Robbery by sudden snatching.
1460	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
1461	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
1462	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
1463	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.
	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

Page 79 of 113

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hb189-03-c3

			personal identification information of 10 or more persons.
1464	817.611 (2) (a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.
1465	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.
1466	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
1467	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
1468	836.14 (4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without



CS/CS/CS/HB 189

2026

1469			consent.
	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.
1470			
	843.01 (1)	3rd	Resist officer with violence to person; resist arrest with violence.
1471			
	847.0135 (5) (b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
1472			
	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
1473			
	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
1474			
	<u>849.02 (3)</u>	<u>2nd</u>	<u>Agents or employees of keeper of gambling house, third or</u>

Page 81 of 113

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hb189-03-c3

1475			<u>subsequent offense.</u>
	<u>849.03 (2)</u>	<u>2nd</u>	<u>Renting house for gambling</u> <u>purposes; second or subsequent</u> <u>offense.</u>
1476			
	<u>849.15 (3) (c)</u>	<u>2nd</u>	<u>Manufacture, sale, or</u> <u>possession of slot machine; by</u> <u>person of authority of five or</u> <u>more machines or two or more</u> <u>prior convictions.</u>
1477			
	<u>849.157 (2)</u>	<u>2nd</u>	<u>False or misleading statement</u> <u>to facilitate sale of slot</u> <u>machines or devices; five or</u> <u>more machines.</u>
1478			
	<u>849.25 (3)</u>	<u>2nd</u>	<u>Bookmaking; second or</u> <u>subsequent offense.</u>
1479			
	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
1480			

CS/CS/CS/HB 189

2026

1481	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
1482	893.13 (1) (a) 1.	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).
1483	893.13 (1) (c) 2.	2nd	Sell, manufacture, or deliver cannabis (or other s. 893.03 (1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (2) (c) 10., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.
	893.13 (1) (d) 1.	1st	Sell, manufacture, or deliver cocaine (or other s.

Page 83 of 113

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hb189-03-c3

1484	893.13(1)(e)2.	2nd	893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of university.
1485	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.
1486	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

CS/CS/CS/HB 189

2026

1487			substance.
	893.1351(1)	3rd	Ownership, lease, or rental for trafficking in or manufacturing of controlled substance.
1488			
1489	(g) LEVEL 7		
1490			
	Florida	Felony	
	Statute	Degree	Description
1491			
	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
1492			
	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
1493			
	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.

CS/CS/CS/HB 189

2026

1494	327.35 (3) (a) 3.b.	3rd	Vessel BUI resulting in serious bodily injury.
1495	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1496	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
1497	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1498	456.065 (2)	3rd	Practicing a health care profession without a license.
1499	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
1500			

CS/CS/CS/HB 189

2026

1501	458.327(1)	3rd	Practicing medicine without a license.
1502	459.013(1)	3rd	Practicing osteopathic medicine without a license.
1503	460.411(1)	3rd	Practicing chiropractic medicine without a license.
1504	461.012(1)	3rd	Practicing podiatric medicine without a license.
1505	462.17	3rd	Practicing naturopathy without a license.
1506	463.015(1)	3rd	Practicing optometry without a license.
1507	464.016(1)	3rd	Practicing nursing without a license.
1508	465.015(2)	3rd	Practicing pharmacy without a license.
	466.026(1)	3rd	Practicing dentistry or dental

Page 87 of 113

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hb189-03-c3

1509			hygiene without a license.
	467.201	3rd	Practicing midwifery without a license.
1510			
	468.366	3rd	Delivering respiratory care services without a license.
1511			
	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
1512			
	483.901 (7)	3rd	Practicing medical physics without a license.
1513			
	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
1514			
	484.053	3rd	Dispensing hearing aids without a license.
1515			
	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and



1516			there were five or more victims.
	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.
1517			
	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1518			
	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
1519			
	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
1520			

CS/CS/CS/HB 189

2026

1521	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
1522	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1523	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1524	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1525	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).

CS/CS/CS/HB 189

2026

1526	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
1527	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1528	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1529	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1530	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1531	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1532	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
	784.074 (1) (a)	1st	Aggravated battery on sexually

Page 91 of 113

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hb189-03-c3

			violent predators facility staff.
1533	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
1534	784.081 (1)	1st	Aggravated battery on specified official or employee.
1535	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
1536	784.083 (1)	1st	Aggravated battery on code inspector.
1537	787.025 (2) (b)	2nd	Luring or enticing a child; second or subsequent offense.
1538	787.025 (2) (c)	2nd	Luring or enticing a child with a specified prior conviction.
1539	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.

1540	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.
1541	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1542	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1543	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1544	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
1545	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon

1546			of mass destruction.
	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
1547			
	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1548			
	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.
1549			
	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
1550			
	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.

1551	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
1552	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.
1553	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.
1554	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
1555	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
1556			

CS/CS/CS/HB 189

2026

1557	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
1558	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1559	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
1560	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.
1561	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree

Page 96 of 113

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hb189-03-c3



CS/CS/CS/HB 189

2026

1562			grand theft.
	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
1563			
	812.014 (2) (g)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
1564			
	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1565			
	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1566			
	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1567			
	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1568			
	817.034 (4) (a) 1.	1st	Communications fraud, value

Page 97 of 113

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

hb189-03-c3

CS/CS/CS/HB 189

2026

1569			greater than \$50,000.
	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1570			
	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
1571			
	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
1572			
	817.2341	1st	Making false entries of
	(2) (b) &		material fact or false
	(3) (b)		statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
1573			
	817.418 (2) (a)	3rd	Offering for sale or advertising personal protective equipment with intent to defraud.

Page 98 of 113

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

hb189-03-c3

CS/CS/CS/HB 189

2026

1574	817.504 (1) (a)	3rd	Offering or advertising a vaccine with intent to defraud.
1575	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
1576	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
1577	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
1578	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.
1579	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
1580			

CS/CS/CS/HB 189

2026

1581	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
1582	827.071 (2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
1583	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
1584	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1585	838.015	2nd	Bribery.
1586	838.016	2nd	Unlawful compensation or reward for official behavior.
1587	838.021 (3) (a)	2nd	Unlawful harm to a public servant.

CS/CS/CS/HB 189

2026

1588	838.22	2nd	Bid tampering.
1589	843.0855 (2)	3rd	Impersonation of a public officer or employee.
1590	843.0855 (3)	3rd	Unlawful simulation of legal process.
1591	843.0855 (4)	3rd	Intimidation of a public officer or employee.
1592	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1593	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1594	<u>849.155</u>	<u>1st</u>	<u>Trafficking in slot machines or devices or any part thereof.</u>
1595	872.06	2nd	Abuse of a dead human body.
	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a

1596			criminal gang; second or subsequent offense.
	874.10	1st,PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
1597			
	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.
1598			
	893.13 (1) (e) 1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03 (1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 5.,

			within 1,000 feet of property used for religious services or a specified business site.
1599	893.13 (4) (a)	1st	Use or hire of minor; deliver to minor other controlled substance.
1600	893.135 (1) (a) 1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
1601	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1602	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1603	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
1604	893.135	1st	Trafficking in hydrocodone, 50

CS/CS/CS/HB 189

2026

1605	(1) (c) 2.b.		grams or more, less than 100 grams.
	893.135	1st	Trafficking in oxycodone, 7
	(1) (c) 3.a.		grams or more, less than 14 grams.
1606			
	893.135	1st	Trafficking in oxycodone, 14
	(1) (c) 3.b.		grams or more, less than 25 grams.
1607			
	893.135	1st	Trafficking in fentanyl, 4
	(1) (c) 4.b. (I)		grams or more, less than 14 grams.
1608			
	893.135	1st	Trafficking in phencyclidine,
	(1) (d) 1.a.		28 grams or more, less than 200 grams.
1609			
	893.135 (1) (e) 1.	1st	Trafficking in methaqualone,
			200 grams or more, less than 5 kilograms.
1610			
	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28



CS/CS/CS/HB 189

2026

1611			grams.
	893.135	1st	Trafficking in flunitrazepam, 4
	(1) (g) 1.a.		grams or more, less than 14
			grams.
1612			
	893.135	1st	Trafficking in gamma-
	(1) (h) 1.a.		hydroxybutyric acid (GHB), 1
			kilogram or more, less than 5
			kilograms.
1613			
	893.135	1st	Trafficking in 1,4-Butanediol,
	(1) (j) 1.a.		1 kilogram or more, less than 5
			kilograms.
1614			
	893.135	1st	Trafficking in Phenethylamines,
	(1) (k) 2.a.		10 grams or more, less than 200
			grams.
1615			
	893.135	1st	Trafficking in synthetic
	(1) (m) 2.a.		cannabinoids, 280 grams or
			more, less than 500 grams.
1616			
	893.135	1st	Trafficking in synthetic
	(1) (m) 2.b.		cannabinoids, 500 grams or

CS/CS/CS/HB 189

2026

1617			more, less than 1,000 grams.
	893.135	1st	Trafficking in n-benzyl
	(1) (n) 2.a.		phenethylamines, 14 grams or
			more, less than 100 grams.
1618			
	893.1351 (2)	2nd	Possession of place for
			trafficking in or manufacturing
			of controlled substance.
1619			
	896.101 (5) (a)	3rd	Money laundering, financial
			transactions exceeding \$300 but
			less than \$20,000.
1620			
	896.104 (4) (a) 1.	3rd	Structuring transactions to
			evade reporting or registration
			requirements, financial
			transactions exceeding \$300 but
			less than \$20,000.
1621			
	943.0435 (4) (c)	2nd	Sexual offender vacating
			permanent residence; failure to
			comply with reporting
			requirements.
1622			

CS/CS/CS/HB 189

2026

1623	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
1624	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
1625	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1626	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1627	944.607 (9)	3rd	Sexual offender; failure to comply with reporting requirements.
	944.607 (10) (a)	3rd	Sexual offender; failure to

1628			submit to the taking of a digitized photograph.
	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1629			
	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1630			
	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1631			
	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1632			
	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure

to respond to address  
verification; providing false  
registration information.

**Section 34. Subsection (5) of section 16.71, Florida Statutes, is amended to read:**

16.71 Florida Gaming Control Commission; creation;  
meetings; membership.—

(5) INSPECTOR GENERAL.—The ~~chair of the~~ commission shall  
appoint an inspector general who shall perform the duties of an  
inspector general under s. 20.055.

**Section 35. 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.

- 1655           4.   Part IV of chapter 501, relating to telemarketing.
- 1656           5.   Chapter 517, relating to securities transactions.
- 1657           6.   Section 550.235 or s. 550.3551, relating to dogracing
- 1658 and horseracing.
- 1659           7.   Chapter 550, relating to jai alai frontons.
- 1660           8.   Chapter 552, relating to the manufacture, distribution,
- 1661 and use of explosives.
- 1662           9.   Chapter 562, relating to beverage law enforcement.
- 1663           10.   Section 624.401, relating to transacting insurance
- 1664 without a certificate of authority, s. 624.437(4)(c)1., relating
- 1665 to operating an unauthorized multiple-employer welfare
- 1666 arrangement, or s. 626.902(1)(b), relating to representing or
- 1667 aiding an unauthorized insurer.
- 1668           11.   Chapter 687, relating to interest and usurious
- 1669 practices.
- 1670           12.   Section 721.08, s. 721.09, or s. 721.13, relating to
- 1671 real estate timeshare plans.
- 1672           13.   Chapter 782, relating to homicide.
- 1673           14.   Chapter 784, relating to assault and battery.
- 1674           15.   Chapter 787, relating to kidnapping or human
- 1675 trafficking.
- 1676           16.   Chapter 790, relating to weapons and firearms.
- 1677           17.   Former s. 796.03, s. 796.04, s. 796.05, or s. 796.07,
- 1678 relating to prostitution.
- 1679           18.   Chapter 806, relating to arson.

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

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

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

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

23. Section 827.071, relating to commercial sexual exploitation of children.

24. Chapter 831, relating to forgery and counterfeiting.

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

26. Section 836.05, relating to extortion.

27. Chapter 837, relating to perjury.

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

29. Chapter 843, relating to obstruction of justice.

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

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

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

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

1705           34. Section 918.12, s. 918.125, or s. 918.13, relating to  
1706 tampering with or harassing court officials, retaliating against  
1707 court officials, and tampering with evidence.

1708           (2) "Unlawful debt" means any money or other thing of  
1709 value constituting principal or interest of a debt that is  
1710 legally unenforceable in this state in whole or in part because  
1711 the debt was incurred or contracted:

1712           (a) In violation of any one of the following provisions of  
1713 law:

1714           1. Section 550.235 or s. 550.3551, relating to dogracing  
1715 and horseracing.

1716           2. Chapter 550, relating to jai alai frontons.

1717           3. Section 687.071, relating to criminal usury and loan  
1718 sharking.

1719           4. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.  
1720 849.25, relating to gambling.

1721           **Section 36. Paragraph (a) of subsection (12) of section**  
1722 **895.02, Florida Statutes, is amended to read:**

1723           895.02 Definitions.—As used in ss. 895.01-895.08, the  
1724 term:

1725           (12) "Unlawful debt" means any money or other thing of  
1726 value constituting principal or interest of a debt that is  
1727 legally unenforceable in this state in whole or in part because  
1728 the debt was incurred or contracted:

1729           (a) In violation of any one of the following provisions of



CS/CS/CS/HB 189

2026

1730 law:

1731       1. Section 550.235 or s. 550.3551, relating to dogracing

1732 and horseracing.

1733       2. Chapter 550, relating to jai alai frontons.

1734       3. Section 551.109, relating to slot machine gaming.

1735       4. Chapter 687, relating to interest and usury.

1736       5. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s.

1737 849.25, relating to gambling.

1738       **Section 37.** This act shall take effect October 1, 2026.