

1 A bill to be entitled
 2 An act relating to child pornography terminology;
 3 creating s. 847.0015, F.S.; providing legislative
 4 intent; providing applicability; amending ss. 39.0138,
 5 92.56, 92.561, 435.07, 456.074, 775.0847, 827.071,
 6 827.072, 836.13, 836.14, 847.001, 847.002, 847.01357,
 7 847.0139, 903.011, 948.06, 960.03, and 960.197, F.S.;
 8 replacing the term "child pornography" with the term
 9 "child sexual abuse material"; amending ss. 847.0137
 10 and 921.0022, F.S.; replacing the terms "pornography"
 11 and "child pornography" with the term "child sexual
 12 abuse material"; providing an effective date.

13
 14 Be It Enacted by the Legislature of the State of Florida:

15
 16 Section 1. Section 847.0015, Florida Statutes, is created
 17 to read:

18 847.0015 Intent; child sexual abuse material;
 19 applicability.—

20 (1) It is the intent of the Legislature to change the term
 21 "child pornography" to the term "child sexual abuse material"
 22 throughout the Florida Statutes. Using the term "child sexual
 23 abuse material" represents the nature of the sexually abusive
 24 content, emphasizing that the child is a victim of such content.
 25 Changing the term "child pornography" to "child sexual abuse

26 material" is not intended to change or alter in any other way
27 the definition of the term or the elements of any offense
28 relating to child pornography.

29 (2) Any prior judicial interpretation or finding from
30 state or federal case law relating to child pornography must be
31 applied in the same manner to any offense relating to child
32 sexual abuse material.

33 (3) This section applies to any law that uses the term
34 "child sexual abuse material," including in this chapter and
35 chapters 39, 92, 435, 456, 775, 827, 836, 903, 948, and 960.

36 Section 2. Paragraph (c) of subsection (3) of section
37 39.0138, Florida Statutes, is amended to read:

38 39.0138 Criminal history and other records checks; limit
39 on placement of a child.—

40 (3) The department may not place a child with a person
41 other than a parent if the criminal history records check
42 reveals that the person has been convicted of any felony that
43 falls within any of the following categories:

44 (c) Child sexual abuse material ~~pornography~~ or other
45 felony in which a child was a victim of the offense; or

46 Section 3. Subsection (3) of section 92.56, Florida
47 Statutes, is amended to read:

48 92.56 Judicial proceedings and court records involving
49 sexual offenses and human trafficking.—

50 (3) The state may use a pseudonym instead of the victim's

51 name to designate the victim of a crime described in s.
52 787.06(3)(a)1., (c)1., or (e)1., in s. 787.06(3)(b), (d), (f),
53 or (g), or in chapter 794 or chapter 800, or of child abuse,
54 aggravated child abuse, or sexual performance by a child as
55 described in chapter 827, or any crime involving the production,
56 possession, or promotion of child sexual abuse material
57 ~~pornography~~ as described in chapter 847, in all court records
58 and records of court proceedings, both civil and criminal.

59 Section 4. Section 92.561, Florida Statutes, is amended to
60 read:

61 92.561 Prohibition on reproduction of child sexual abuse
62 material ~~pornography~~.—

63 (1) In a criminal proceeding, any property or material
64 that portrays sexual performance by a child as defined in s.
65 827.071, constitutes generated child sexual abuse material
66 ~~pornography~~ as defined in s. 827.072, or constitutes child
67 sexual abuse material ~~pornography~~ as defined in s. 847.001, must
68 remain secured or locked in the care, custody, and control of a
69 law enforcement agency, the state attorney, or the court.

70 (2) Notwithstanding any law or rule of court, a court
71 shall deny, in a criminal proceeding, any request by the
72 defendant to copy, photograph, duplicate, or otherwise reproduce
73 any property or material that portrays sexual performance by a
74 child, constitutes generated child sexual abuse material
75 ~~pornography~~, or constitutes child sexual abuse material

76 | ~~pornography~~ so long as the state attorney makes the property or
77 | material reasonably available to the defendant.

78 | (3) For purposes of this section, property or material is
79 | deemed to be reasonably available to the defendant if the state
80 | attorney provides ample opportunity at a designated facility for
81 | the inspection, viewing, and examination of the property or
82 | material that portrays sexual performance by a child,
83 | constitutes generated child sexual abuse material ~~pornography~~,
84 | or constitutes child sexual abuse material ~~pornography~~ by the
85 | defendant, his or her attorney, or any individual whom the
86 | defendant uses as an expert during the discovery process or at a
87 | court proceeding.

88 | Section 5. Paragraph (c) of subsection (4) of section
89 | 435.07, Florida Statutes, is amended to read:

90 | 435.07 Exemptions from disqualification.—Unless otherwise
91 | provided by law, the provisions of this section apply to
92 | exemptions from disqualification for disqualifying offenses
93 | revealed pursuant to background screenings required under this
94 | chapter, regardless of whether those disqualifying offenses are
95 | listed in this chapter or other laws.

96 | (4)

97 | (c) Disqualification from employment under this chapter
98 | may not be removed from, and an exemption may not be granted to,
99 | any current or prospective child care personnel, as defined in
100 | s. 402.302(3), and such a person is disqualified from employment

101 as child care personnel, regardless of any previous exemptions
102 from disqualification, if the person has been registered as a
103 sex offender as described in 42 U.S.C. s. 9858f(c)(1)(C) or has
104 been arrested for and is awaiting final disposition of, has been
105 convicted or found guilty of, or entered a plea of guilty or
106 nolo contendere to, regardless of adjudication, or has been
107 adjudicated delinquent and the record has not been sealed or
108 expunged for, any offense prohibited under any of the following
109 provisions of state law or a similar law of another
110 jurisdiction:

111 1. A felony offense prohibited under any of the following
112 statutes:

113 a. Chapter 741, relating to domestic violence.

114 b. Section 782.04, relating to murder.

115 c. Section 782.07, relating to manslaughter; aggravated
116 manslaughter of an elderly person or disabled adult; aggravated
117 manslaughter of a child; or aggravated manslaughter of an
118 officer, a firefighter, an emergency medical technician, or a
119 paramedic.

120 d. Section 784.021, relating to aggravated assault.

121 e. Section 784.045, relating to aggravated battery.

122 f. Section 787.01, relating to kidnapping.

123 g. Section 787.025, relating to luring or enticing a
124 child.

125 h. Section 787.04(2), relating to leading, taking,

126 enticing, or removing a minor beyond the state limits, or
 127 concealing the location of a minor, with criminal intent pending
 128 custody proceedings.

129 i. Section 787.04(3), relating to leading, taking,
 130 enticing, or removing a minor beyond the state limits, or
 131 concealing the location of a minor, with criminal intent pending
 132 dependency proceedings or proceedings concerning alleged abuse
 133 or neglect of a minor.

134 j. Section 794.011, relating to sexual battery.

135 k. Former s. 794.041, relating to sexual activity with or
 136 solicitation of a child by a person in familial or custodial
 137 authority.

138 l. Section 794.05, relating to unlawful sexual activity
 139 with certain minors.

140 m. Section 794.08, relating to female genital mutilation.

141 n. Section 806.01, relating to arson.

142 o. Section 826.04, relating to incest.

143 p. Section 827.03, relating to child abuse, aggravated
 144 child abuse, or neglect of a child.

145 q. Section 827.04, relating to contributing to the
 146 delinquency or dependency of a child.

147 r. Section 827.071, relating to sexual performance by a
 148 child.

149 s. Chapter 847, relating to child sexual abuse material
 150 ~~pornography~~.

151 t. Chapter 893, relating to a drug abuse prevention and
152 control offense, if that offense was committed in the preceding
153 5 years.

154 u. Section 985.701, relating to sexual misconduct in
155 juvenile justice programs.

156 2. A misdemeanor offense prohibited under any of the
157 following statutes:

158 a. Section 784.03, relating to battery, if the victim of
159 the offense was a minor.

160 b. Section 787.025, relating to luring or enticing a
161 child.

162 c. Chapter 847, relating to child sexual abuse material
163 ~~pornography~~.

164 3. A criminal act committed in another state or under
165 federal law which, if committed in this state, constitutes an
166 offense prohibited under any statute listed in subparagraph 1.
167 or subparagraph 2.

168 Section 6. Paragraph (aa) of subsection (5) of section
169 456.074, Florida Statutes, is amended to read:

170 456.074 Certain health care practitioners; immediate
171 suspension of license.-

172 (5) The department shall issue an emergency order
173 suspending the license of any health care practitioner who is
174 arrested for committing or attempting, soliciting, or conspiring
175 to commit any act that would constitute a violation of any of

176 the following criminal offenses in this state or similar
 177 offenses in another jurisdiction:

178 (aa) Section 847.0137, relating to the transmission of
 179 child sexual abuse material ~~pornography~~ by electronic device or
 180 equipment.

181 Section 7. Paragraph (b) of subsection (1) and paragraph
 182 (a) of subsection (2) of section 775.0847, Florida Statutes, are
 183 amended to read:

184 775.0847 Possession or promotion of certain images of
 185 child sexual abuse material ~~pornography~~; reclassification.—

186 (1) For purposes of this section:

187 (b) "Child sexual abuse material ~~pornography~~" means:

188 1. Any image depicting a minor engaged in sexual conduct;
 189 or

190 2. Any image that has been created, altered, adapted, or
 191 modified by electronic, mechanical, or other means, to portray
 192 an identifiable minor engaged in sexual conduct.

193 (2) A violation of s. 827.071, s. 847.0135, s. 847.0137,
 194 or s. 847.0138 shall be reclassified to the next higher degree
 195 as provided in subsection (3) if:

196 (a) The offender possesses 10 or more images of any form
 197 of child sexual abuse material ~~pornography~~ regardless of
 198 content; and

199

200 For purposes of sentencing under chapter 921 and determining

201 incentive gain-time eligibility under chapter 944, a felony
202 offense that is reclassified under this section is ranked one
203 level above the ranking under s. 921.0022 or s. 921.0023 of the
204 offense committed.

205 Section 8. Paragraph (b) of subsection (1), subsection
206 (4), and paragraph (a) of subsection (5) of section 827.071,
207 Florida Statutes, are amended to read:

208 827.071 Sexual performance by a child; child sexual abuse
209 material pornography; penalties.—

210 (1) As used in this section, the following definitions
211 shall apply:

212 (b) "Child sexual abuse material pornography" means:

213 1. Any image depicting a minor engaged in sexual conduct;
214 or

215 2. Any image that has been created, altered, adapted, or
216 modified by electronic, mechanical, or other means, to portray
217 an identifiable minor engaged in sexual conduct.

218 (4) It is unlawful for any person to possess with the
219 intent to promote any photograph, motion picture, exhibition,
220 show, representation, or other presentation which, in whole or
221 in part, includes child sexual abuse material pornography. The
222 possession of three or more copies of such photograph, motion
223 picture, representation, or presentation is prima facie evidence
224 of an intent to promote. A person who violates this subsection
225 commits a felony of the second degree, punishable as provided in

226 s. 775.082, s. 775.083, or s. 775.084.

227 (5) (a) It is unlawful for any person to knowingly solicit,
228 possess, control, or intentionally view a photograph, motion
229 picture, exhibition, show, representation, image, data, computer
230 depiction, or other presentation which, in whole or in part, he
231 or she knows to include child sexual abuse material ~~pornography~~.
232 The solicitation, possession, control, or intentional viewing of
233 each such photograph, motion picture, exhibition, show, image,
234 data, computer depiction, representation, or presentation is a
235 separate offense. If such photograph, motion picture,
236 exhibition, show, representation, image, data, computer
237 depiction, or other presentation includes child sexual abuse
238 material ~~pornography~~ depicting more than one child, then each
239 such child in each such photograph, motion picture, exhibition,
240 show, representation, image, data, computer depiction, or other
241 presentation that is knowingly solicited, possessed, controlled,
242 or intentionally viewed is a separate offense. A person who
243 violates this paragraph commits a felony of the third degree,
244 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

245 Section 9. Paragraph (a) of subsection (1) and paragraphs
246 (a) and (b) of subsection (2) of section 827.072, Florida
247 Statutes, are amended to read:

248 827.072 Generated child sexual abuse material
249 ~~pornography~~.—

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

251 (a) "Generated child sexual abuse material ~~pornography~~"
252 means any image that has been created, altered, adapted, or
253 modified by electronic, mechanical, or other computer-generated
254 means to portray a fictitious person, who a reasonable person
255 would regard as being a real person younger than 18 years of
256 age, engaged in sexual conduct.

257 (2)(a) It is unlawful for a person to knowingly possess or
258 control or intentionally view a photograph, a motion picture, a
259 representation, an image, a data file, a computer depiction, or
260 any other presentation which, in whole or in part, he or she
261 knows includes generated child sexual abuse material
262 ~~pornography~~. The possession, control, or intentional viewing of
263 each such photograph, motion picture, representation, image,
264 data file, computer depiction, or other presentation is a
265 separate offense. A person who violates this paragraph commits a
266 felony of the third degree, punishable as provided in s.
267 775.082, s. 775.083, or s. 775.084.

268 (b) A person who intentionally creates generated child
269 sexual abuse material ~~pornography~~ commits a felony of the third
270 degree, punishable as provided in s. 775.082, s. 775.083, or s.
271 775.084.

272 Section 10. Subsection (11) of section 836.13, Florida
273 Statutes, is amended to read:

274 836.13 Altered sexual depictions; prohibited acts;
275 penalties; applicability.—

276 (11) Prosecution of a person for an offense under this
 277 section does not preclude prosecution of that person in this
 278 state for a violation of any other law of this state, including
 279 a law providing for greater penalties than prescribed in this
 280 section or any other crime related to child sexual abuse
 281 material ~~pornography~~ or the sexual performance or the sexual
 282 exploitation of children.

283 Section 11. Subsection (9) of section 836.14, Florida
 284 Statutes, is amended to read:

285 836.14 Theft or unauthorized promotion of a sexually
 286 explicit image.—

287 (9) Prosecution of a person for an offense under this
 288 section does not preclude prosecution of that person in this
 289 state for a violation of any other law of this state, including
 290 a law providing for greater penalties than prescribed in this
 291 section or any other crime related to child sexual abuse
 292 material ~~pornography~~ or the sexual performance or the sexual
 293 exploitation of children.

294 Section 12. Subsection (3) of section 847.001, Florida
 295 Statutes, is amended to read:

296 847.001 Definitions.—As used in this chapter, the term:

- 297 (3) "Child sexual abuse material ~~pornography~~" means:
 298 (a) Any image depicting a minor engaged in sexual conduct;
 299 or
 300 (b) Any image that has been created, altered, adapted, or

301 modified by electronic, mechanical, or other means, to portray
 302 an identifiable minor engaged in sexual conduct.

303 Section 13. Section 847.002, Florida Statutes, is amended
 304 to read:

305 847.002 Child sexual abuse material ~~pornography~~
 306 prosecutions.—

307 (1) Any law enforcement officer who, pursuant to a
 308 criminal investigation, recovers images or movies of child
 309 sexual abuse material ~~pornography~~ shall:

310 (a) Provide such images or movies to the law enforcement
 311 agency representative assigned to the Child Victim
 312 Identification Program at the National Center for Missing and
 313 Exploited Children, as required by the center's guidelines.

314 (b) Request the law enforcement agency contact information
 315 from the Child Victim Identification Program for any images or
 316 movies recovered which contain an identified victim of child
 317 sexual abuse material ~~pornography~~ as defined in s. 960.03.

318 (c) Provide case information to the Child Victim
 319 Identification Program, as required by the National Center for
 320 Missing and Exploited Children guidelines, in any case where the
 321 law enforcement officer identifies a previously unidentified
 322 victim of child sexual abuse material ~~pornography~~.

323 (2) Any law enforcement officer submitting a case for
 324 prosecution which involves the production, promotion, or
 325 possession of child sexual abuse material ~~pornography~~ shall

326 submit to the designated prosecutor the law enforcement agency
327 contact information provided by the Child Victim Identification
328 Program at the National Center for Missing and Exploited
329 Children, for any images or movies involved in the case which
330 contain the depiction of an identified victim of child sexual
331 abuse material ~~pornography~~ as defined in s. 960.03.

332 (3) In every filed case involving an identified victim of
333 child sexual abuse material ~~pornography~~, as defined in s.
334 960.03, the prosecuting agency shall enter the following
335 information into the Victims in Child Pornography Tracking
336 Repeat Exploitation database maintained by the Office of the
337 Attorney General:

- 338 (a) The case number and agency file number.
339 (b) The named defendant.
340 (c) The circuit court division and county.
341 (d) Current court dates and the status of the case.
342 (e) Contact information for the prosecutor assigned.
343 (f) Verification that the prosecutor is or is not in
344 possession of a victim impact statement and will use the
345 statement in sentencing.

346 Section 14. Subsections (1) and (4) of section 847.01357,
347 Florida Statutes, are amended to read:

348 847.01357 Exploited children's civil remedy.—

- 349 (1) Any person who, while under the age of 18, was a
350 victim of a sexual abuse crime listed in chapter 794, chapter

351 800, chapter 827, or chapter 847, where any portion of such
352 abuse was used in the production of child sexual abuse material
353 ~~pornography~~, and who suffers personal or psychological injury as
354 a result of the production, promotion, or possession of such
355 images or movies, may bring an action in an appropriate state
356 court against the producer, promoter, or possessor of such
357 images or movies, regardless of whether the victim is now an
358 adult. In any action brought under this section, a prevailing
359 plaintiff shall recover the actual damages such person sustained
360 and the cost of the suit, including reasonable attorney's fees.
361 Any victim who is awarded damages under this section shall be
362 deemed to have sustained damages of at least \$150,000.

363 (4) It is not a defense to a civil cause of action under
364 this section that the respondent did not know the victim or
365 commit the abuse depicted in any image of child sexual abuse
366 material ~~pornography~~.

367 Section 15. Subsections (2), (3), and (4) of section
368 847.0137, Florida Statutes, are amended to read:

369 847.0137 Transmission of child sexual abuse material
370 ~~pornography~~ by electronic device or equipment prohibited;
371 penalties.—

372 (2) Notwithstanding ss. 847.012 and 847.0133, any person
373 in this state who knew or reasonably should have known that he
374 or she was transmitting child sexual abuse material ~~pornography~~,
375 as defined in s. 847.001, to another person in this state or in

376 another jurisdiction commits a felony of the third degree,
 377 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

378 (3) Notwithstanding ss. 847.012 and 847.0133, any person
 379 in any jurisdiction other than this state who knew or reasonably
 380 should have known that he or she was transmitting child sexual
 381 abuse material ~~pornography~~, as defined in s. 847.001, to any
 382 person in this state commits a felony of the third degree,
 383 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

384 (4) This section shall not be construed to preclude
 385 prosecution of a person in this state or another jurisdiction
 386 for a violation of any law of this state, including a law
 387 providing for greater penalties than prescribed in this section,
 388 for the transmission of child sexual abuse material ~~pornography~~,
 389 as defined in s. 847.001, to any person in this state.

390
 391 The provisions of this section do not apply to subscription-
 392 based transmissions such as list servers.

393 Section 16. Section 847.0139, Florida Statutes, is amended
 394 to read:

395 847.0139 Immunity from civil liability for reporting child
 396 sexual abuse material ~~pornography~~, transmission of child sexual
 397 abuse material ~~pornography~~, or any image, information, or data
 398 harmful to minors to a minor in this state.—Any person who
 399 reports to a law enforcement officer what the person reasonably
 400 believes to be child sexual abuse material ~~pornography~~,

401 transmission of child sexual abuse material ~~pornography~~, or any
402 image, information, or data that is harmful to minors to a minor
403 in this state may not be held civilly liable for such reporting.
404 For purposes of this section, such reporting may include
405 furnishing the law enforcement officer with any image,
406 information, or data that the person reasonably believes to be
407 evidence of child sexual abuse material ~~pornography~~,
408 transmission of child sexual abuse material ~~pornography~~, or an
409 image, information, or data that is harmful to minors to a minor
410 in this state.

411 Section 17. Paragraph (g) of subsection (6) of section
412 903.011, Florida Statutes, is amended to read:

413 903.011 Pretrial release; general terms; statewide uniform
414 bond schedule.—

415 (6) A person may not be released before his or her first
416 appearance hearing or bail determination and a judge must
417 determine the appropriate bail, if any, based on an
418 individualized consideration of the criteria in s. 903.046(2),
419 if the person meets any of the following criteria:

420 (g) The person's current offense of arrest is for one or
421 more of the following crimes:

422 1. A capital felony, life felony, felony of the first
423 degree, or felony of the second degree;

424 2. A homicide under chapter 782; or any attempt,
425 solicitation, or conspiracy to commit a homicide;

426 3. Assault in furtherance of a riot or an aggravated riot;
 427 felony battery; domestic battery by strangulation; domestic
 428 violence, as defined in s. 741.28; stalking; mob intimidation;
 429 assault or battery on a law enforcement officer; assault or
 430 battery on juvenile probation officer, or other staff of a
 431 detention center or commitment facility, or a staff member of a
 432 commitment facility, or health services personnel; assault or
 433 battery on a person 65 years of age or older; robbery; burglary;
 434 carjacking; or resisting an officer with violence;

435 4. Kidnapping, false imprisonment, human trafficking, or
 436 human smuggling;

437 5. Possession of a firearm or ammunition by a felon,
 438 violent career criminal, or person subject to an injunction
 439 against committing acts of domestic violence, stalking, or
 440 cyberstalking;

441 6. Sexual battery; indecent, lewd, or lascivious touching;
 442 exposure of sexual organs; incest; luring or enticing a child;
 443 or child sexual abuse material ~~pornography~~;

444 7. Abuse, neglect, or exploitation of an elderly person or
 445 disabled adult;

446 8. Child abuse or aggravated child abuse;

447 9. Arson; riot, aggravated riot, inciting a riot, or
 448 aggravated inciting a riot; or a burglary or theft during a
 449 riot;

450 10. Escape; tampering or retaliating against a witness,

451 victim, or informant; destruction of evidence; or tampering with
 452 a jury;

453 11. Any offense committed for the purpose of benefiting,
 454 promoting, or furthering the interests of a criminal gang;

455 12. Trafficking in a controlled substance, including
 456 conspiracy to engage in trafficking in a controlled substance;

457 13. Racketeering; or

458 14. Failure to appear at required court proceedings while
 459 on bail.

460 Section 18. Paragraphs (e), (f), and (g) of subsection (3)
 461 of section 921.0022, Florida Statutes, are amended to read:

462 921.0022 Criminal Punishment Code; offense severity
 463 ranking chart.—

464 (3) OFFENSE SEVERITY RANKING CHART

465 (e) LEVEL 5

Florida Statute	Felony Degree	Description
316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
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.

468

316.80 (2)

2nd

Unlawful conveyance of fuel;
 obtaining fuel fraudulently.

469

322.34 (6)

3rd

Careless operation of motor
 vehicle with suspended license,
 resulting in death or serious
 bodily injury.

470

327.30 (5) (a) 2.

3rd

Vessel accidents involving
 personal injuries other than
 serious bodily injury; leaving
 scene.

471

365.172
 (14) (b) 2.

2nd

Misuse of emergency
 communications system resulting
 in death.

472

379.365 (2) (c) 1.

3rd

Violation of rules relating to:
 willful molestation of stone
 crab traps, lines, or buoys;

illegal bartering, trading, or sale, conspiring or aiding in such barter, trade, or sale, or supplying, agreeing to supply, aiding in supplying, or giving away stone crab trap tags or certificates; making, altering, forging, counterfeiting, or reproducing stone crab trap tags; possession of forged, counterfeit, or imitation stone crab trap tags; and engaging in the commercial harvest of stone crabs while license is suspended or revoked.

473

379.367(4) 3rd Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.

474

379.407(5)(b)3. 3rd Possession of 100 or more undersized spiny lobsters.

475

381.0041(11)(b) 3rd Donate blood, plasma, or organs knowing HIV positive.

476	440.10 (1) (g)	2nd	Failure to obtain workers' compensation coverage.
477	440.105 (5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
478	440.381 (2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
479	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
480	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
481	790.01 (3)	3rd	Unlawful carrying of a concealed firearm.
482			

483	790.162	2nd	Threat to throw or discharge destructive device.
484	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
485	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
486	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
487	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
488	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.

489	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
490	810.145 (4)	3rd	Commercial digital voyeurism dissemination.
491	810.145 (7) (a)	2nd	Digital voyeurism; 2nd or subsequent offense.
492	810.145 (8) (a)	2nd	Digital voyeurism; certain minor victims.
493	812.014 (2) (d) 3.	2nd	Grand theft, 2nd degree; theft from 20 or more dwellings or their unenclosed curtilage, or any combination.
494	812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
495	812.015	3rd	Retail theft; property stolen

496	(8) (a) & (c) - (e)		is valued at \$750 or more and one or more specified acts.
497	812.015 (8) (f)	3rd	Retail theft; multiple thefts within specified period.
498	812.015 (8) (g)	3rd	Retail theft; committed with specified number of other persons.
499	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
500	812.081 (3)	2nd	Trafficking in trade secrets.
501	812.131 (2) (b)	3rd	Robbery by sudden snatching.
502	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
503	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than

\$100,000.

504

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.

505

817.568 (2) (b)

2nd

Fraudulent use of personal identification information; value of benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification information of 10 or more persons.

506

817.611 (2) (a)

2nd

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

507

817.625 (2) (b)

2nd

Second or subsequent fraudulent use of scanning device,

skimming device, or reencoder.

508

825.1025 (4)

3rd

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

509

828.12 (2)

3rd

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

510

836.14 (4)

2nd

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

511

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.

512

843.01 (1)

3rd

Resist officer with violence to
person; resist arrest with

violence.

513

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

514

847.0137 3rd Transmission of child sexual
(2) & (3) abuse material ~~pornography~~ by
electronic device or equipment.

515

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

516

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

517

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

518

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).

519

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.

520

893.13(1)(d)1. 1st Sell, manufacture, or deliver
 cocaine (or other s.
 893.03(1)(a), (1)(b), (1)(d),
 (2)(a), (2)(b), or (2)(c)5.
 drugs) within 1,000 feet of
 university.

521

893.13(1)(e)2. 2nd 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.

522

893.13(1)(f)1. 1st Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), or (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of public housing facility.

523

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

524

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

525

526	(f) LEVEL 6		
527	Florida	Felony	
528	Statute	Degree	Description
529	316.027 (2) (b)	2nd	Leaving the scene of a crash involving serious bodily injury.
530	316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
531	316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
532	327.30 (5) (a) 3.	2nd	Vessel accidents involving serious bodily injury; leaving scene.
533	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
533	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction

statement.

534

499.0051 (3) 2nd Knowing purchase or receipt of prescription drug from unauthorized person.

535

499.0051 (4) 2nd Knowing sale or transfer of prescription drug to unauthorized person.

536

775.0875 (1) 3rd Taking firearm from law enforcement officer.

537

784.021 (1) (a) 3rd Aggravated assault; deadly weapon without intent to kill.

538

784.021 (1) (b) 3rd Aggravated assault; intent to commit felony.

539

784.041 3rd Felony battery; domestic battery by strangulation.

540

784.048 (3) 3rd Aggravated stalking; credible threat.

541

542	784.048 (5)	3rd	Aggravated stalking of person under 16.
543	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
544	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
545	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
546	784.081 (2)	2nd	Aggravated assault on specified official or employee.
547	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
548	784.083 (2)	2nd	Aggravated assault on code inspector.
	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those

in s. 787.01.

549

787.025 (2) (a) 3rd Luring or enticing a child.

550

790.115 (2) (d) 2nd Discharging firearm or weapon
on school property.

551

790.161 (2) 2nd Make, possess, or throw
destructive device with intent
to do bodily harm or damage
property.

552

790.164 (1) 2nd False report concerning bomb,
explosive, weapon of mass
destruction, act of arson or
violence to state property, or
use of firearms in violent
manner.

553

790.19 2nd Shooting or throwing deadly
missiles into dwellings,
vessels, or vehicles.

554

794.011 (8) (a) 3rd Solicitation of minor to
participate in sexual activity

by custodial adult.

555

794.05 (1) 2nd Unlawful sexual activity with specified minor.

556

800.04 (5) (d) 3rd Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.

557

800.04 (6) (b) 2nd Lewd or lascivious conduct; offender 18 years of age or older.

558

806.031 (2) 2nd Arson resulting in great bodily harm to firefighter or any other person.

559

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

560

810.145 (8) (b) 2nd Digital voyeurism; certain minor victims; 2nd or subsequent offense.

561

562	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
563	812.014 (2) (c) 5.	3rd	Grand theft; third degree; firearm.
564	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
565	812.015 (9) (a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.
566	812.015 (9) (b)	2nd	Retail theft; aggregated property stolen within 120 days is \$3,000 or more; coordination of others.
567	812.015 (9) (d)	2nd	Retail theft; multiple thefts within specified period.
	812.015 (9) (e)	2nd	Retail theft; committed with specified number of other

persons and use of social media platform.

568

812.13(2)(c) 2nd Robbery, no firearm or other weapon (strong-arm robbery).

569

817.4821(5) 2nd Possess cloning paraphernalia with intent to create cloned cellular telephones.

570

817.49(2)(b)2. 2nd Willful making of a false report of a crime resulting in death.

571

817.505(4)(b) 2nd Patient brokering; 10 or more patients.

572

817.5695(3)(b) 2nd Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.

573

825.102(1) 3rd Abuse of an elderly person or disabled adult.

574

825.102(3)(c) 3rd Neglect of an elderly person or

disabled adult.

575

825.1025 (3) 3rd Lewd or lascivious molestation
of an elderly person or
disabled adult.

576

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

577

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

578

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

579

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

580

828.126 (3) 3rd Sexual activities involving
animals.

581

836.05 2nd Threats; extortion.

582	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
583	843.12	3rd	Aids or assists person to escape.
584	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
585	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
586	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
587	893.131	2nd	Distribution of controlled substances resulting in overdose or serious bodily

injury.

588

914.23 2nd Retaliation against a witness,
victim, or informant, with
bodily injury.

589

918.13 (2) (b) 2nd Tampering with or fabricating
physical evidence relating to a
capital felony.

590

944.35 (3) (a) 2. 3rd Committing malicious battery
upon or inflicting cruel or
inhuman treatment on an inmate
or offender on community
supervision, resulting in great
bodily harm.

591

944.40 2nd Escapes.

592

944.46 3rd Harboring, concealing, aiding
escaped prisoners.

593

944.47 (1) (a) 5. 2nd Introduction of contraband
(firearm, weapon, or explosive)
into correctional facility.

594	951.22 (1) (i)	3rd	Firearm or weapon introduced into county detention facility.
595			
596	(g) LEVEL 7		
597			
	Florida Statute	Felony Degree	Description
598	316.027 (2) (c)	1st	Accident involving death, failure to stop; leaving scene.
599	316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
600	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.
601	327.35 (3) (a) 3.b.	3rd	Vessel BUI resulting in serious

602			bodily injury.
	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
603			
	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
604			
	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
605			
	456.065 (2)	3rd	Practicing a health care profession without a license.
606			
	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
607			
	458.327 (1)	3rd	Practicing medicine without a license.

608	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
609	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
610	461.012 (1)	3rd	Practicing podiatric medicine without a license.
611	462.17	3rd	Practicing naturopathy without a license.
612	463.015 (1)	3rd	Practicing optometry without a license.
613	464.016 (1)	3rd	Practicing nursing without a license.
614	465.015 (2)	3rd	Practicing pharmacy without a license.
615	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
616			

617	467.201	3rd	Practicing midwifery without a license.
618	468.366	3rd	Delivering respiratory care services without a license.
619	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
620	483.901 (7)	3rd	Practicing medical physics without a license.
621	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
622	484.053	3rd	Dispensing hearing aids without a license.
	494.0018 (2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.

623	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.
624	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
625	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
626	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
627	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.

628	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
629	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
630	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
631	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
632	782.072	2nd	Killing of a human being by the operation of a vessel in a

			reckless manner (vessel homicide).
633	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
634	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
635	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
636	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
637	784.048 (7)	3rd	Aggravated stalking; violation of court order.
638	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
639	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.

640	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
641	784.081 (1)	1st	Aggravated battery on specified official or employee.
642	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
643	784.083 (1)	1st	Aggravated battery on code inspector.
644	787.025 (2) (b)	2nd	Luring or enticing a child; second or subsequent offense.
645	787.025 (2) (c)	2nd	Luring or enticing a child with a specified prior conviction.
646	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
647	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.

648 790.07(4) 1st Specified weapons violation
subsequent to previous
conviction of s. 790.07(1) or
(2).

649 790.16(1) 1st Discharge of a machine gun
under specified circumstances.

650 790.165(2) 2nd Manufacture, sell, possess, or
deliver hoax bomb.

651 790.165(3) 2nd Possessing, displaying, or
threatening to use any hoax
bomb while committing or
attempting to commit a felony.

652 790.166(3) 2nd Possessing, selling, using, or
attempting to use a hoax weapon
of mass destruction.

653

654	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
655	790.23	1st,PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
656	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.
657	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
658	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation;

659	800.04 (5) (c) 2.	2nd	victim younger than 12 years of age; offender younger than 18 years of age.
660	800.04 (5) (e)	1st	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.
661	806.01 (2)	2nd	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.
662	810.02 (3) (a)	2nd	Maliciously damage structure by fire or explosive.
663	810.02 (3) (b)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
			Burglary of unoccupied dwelling; unarmed; no assault

			or battery.
664	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
665	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
666	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.
667	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
668	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
669			

670	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
671	812.014 (2) (g)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
672	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
673	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
674	812.131 (2) (a)	2nd	Robbery by sudden snatching.
675	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
676	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.

677	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
678	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
679	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
680	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
681	817.418 (2) (a)	3rd	Offering for sale or advertising personal protective equipment with intent to defraud.
	817.504 (1) (a)	3rd	Offering or advertising a

682	817.535 (2) (a)	3rd	vaccine with intent to defraud. Filing false lien or other unauthorized document.
683	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
684	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
685	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.
686	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
687	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21

688			years of age or older.
	827.071 (2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
689			
	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child <u>sexual abuse material</u> pornography .
690			
	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
691			
	838.015	2nd	Bribery.
692			
	838.016	2nd	Unlawful compensation or reward for official behavior.
693			
	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
694			
	838.22	2nd	Bid tampering.

695	843.0855 (2)	3rd	Impersonation of a public officer or employee.
696	843.0855 (3)	3rd	Unlawful simulation of legal process.
697	843.0855 (4)	3rd	Intimidation of a public officer or employee.
698	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
699	847.0135 (4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
700	872.06	2nd	Abuse of a dead human body.
701	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
702	874.10	1st, PBL	Knowingly initiates, organizes,

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

703

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.

704

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.

705

706	893.13(4)(a)	1st	Use or hire of minor; deliver to minor other controlled substance.
707	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
708	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
709	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
710	893.135 (1)(c)2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
711	893.135 (1)(c)2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
	893.135	1st	Trafficking in oxycodone, 7

712	(1) (c) 3.a.		grams or more, less than 14 grams.
	893.135	1st	Trafficking in oxycodone, 14
	(1) (c) 3.b.		grams or more, less than 25 grams.
713			
	893.135	1st	Trafficking in fentanyl, 4
	(1) (c) 4.b. (I)		grams or more, less than 14 grams.
714			
	893.135	1st	Trafficking in phencyclidine,
	(1) (d) 1.a.		28 grams or more, less than 200 grams.
715			
	893.135 (1) (e) 1.	1st	Trafficking in methaqualone,
			200 grams or more, less than 5 kilograms.
716			
	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14
			grams or more, less than 28 grams.
717			
	893.135	1st	Trafficking in flunitrazepam, 4
	(1) (g) 1.a.		grams or more, less than 14

grams.

718

893.135 1st Trafficking in gamma-
 (1) (h) 1.a. hydroxybutyric acid (GHB), 1
 kilogram or more, less than 5
 kilograms.

719

893.135 1st Trafficking in 1,4-Butanediol,
 (1) (j) 1.a. 1 kilogram or more, less than 5
 kilograms.

720

893.135 1st Trafficking in Phenethylamines,
 (1) (k) 2.a. 10 grams or more, less than 200
 grams.

721

893.135 1st Trafficking in synthetic
 (1) (m) 2.a. cannabinoids, 280 grams or
 more, less than 500 grams.

722

893.135 1st Trafficking in synthetic
 (1) (m) 2.b. cannabinoids, 500 grams or
 more, less than 1,000 grams.

723

893.135 1st Trafficking in n-benzyl
 (1) (n) 2.a. phenethylamines, 14 grams or

more, less than 100 grams.

724

893.1351 (2) 2nd Possession of place for
trafficking in or manufacturing
of controlled substance.

725

896.101 (5) (a) 3rd Money laundering, financial
transactions exceeding \$300 but
less than \$20,000.

726

896.104 (4) (a) 1. 3rd Structuring transactions to
evade reporting or registration
requirements, financial
transactions exceeding \$300 but
less than \$20,000.

727

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

728

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

729	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
730	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
731	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
732	944.607 (9)	3rd	Sexual offender; failure to comply with reporting requirements.
733	944.607 (10) (a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
734	944.607 (12)	3rd	Failure to report or providing

false information about a sexual offender; harbor or conceal a sexual offender.

735

944.607(13)

3rd

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

736

985.4815(10)

3rd

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

737

985.4815(12)

3rd

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

738

985.4815(13)

3rd

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

739

740 Section 19. Paragraph (c) of subsection (8) of section
 741 948.06, Florida Statutes, is amended to read:

742 948.06 Violation of probation or community control;
 743 revocation; modification; continuance; failure to pay
 744 restitution or cost of supervision.—

745 (8)

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

748 1. Kidnapping or attempted kidnapping under s. 787.01,
 749 false imprisonment of a child under the age of 13 under s.
 750 787.02(3), or luring or enticing a child under s. 787.025(2) (b)
 751 or (c).

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

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

756 4. Sexual battery or attempted sexual battery under s.
 757 794.011(2), (3), (4), or (8) (b) or (c).

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

764 6. Robbery or attempted robbery under s. 812.13,

765 carjacking or attempted carjacking under s. 812.133, or home
 766 invasion robbery or attempted home invasion robbery under s.
 767 812.135.

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

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

774 9. Computer pornography under s. 847.0135(2) or (3),
 775 transmission of child sexual abuse material ~~pornography~~ under s.
 776 847.0137, or selling or buying of minors under s. 847.0145.

777 10. Poisoning food or water under s. 859.01.

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

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

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

783 14. Aggravated assault under s. 784.021.

784 15. Aggravated stalking under s. 784.048(3), (4), (5), or
 785 (7).

786 16. Aircraft piracy under s. 860.16.

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

789 18. Treason under s. 876.32.

790 19. Any offense committed in another jurisdiction which
791 would be an offense listed in this paragraph if that offense had
792 been committed in this state.

793 Section 20. Paragraph (e) of subsection (3) and subsection
794 (10) of section 960.03, Florida Statutes, are amended to read:

795 960.03 Definitions; ss. 960.01-960.28.—As used in ss.
796 960.01-960.28, unless the context otherwise requires, the term:

797 (3) "Crime" means:

798 (e) A violation of s. 827.071, s. 847.0135, s. 847.0137,
799 or s. 847.0138, related to online sexual exploitation and child
800 sexual abuse material ~~pornography~~.

801 (10) "Identified victim of child sexual abuse material
802 ~~pornography~~" means any person who, while under the age of 18, is
803 depicted in any image or movie of child sexual abuse material
804 ~~pornography~~ and who is identified through a report generated by
805 a law enforcement agency and provided to the National Center for
806 Missing and Exploited Children's Child Victim Identification
807 Program.

808 Section 21. Paragraph (b) of subsection (1) of section
809 960.197, Florida Statutes, is amended to read:

810 960.197 Assistance to victims of online sexual
811 exploitation and child sexual abuse material ~~pornography~~.—

812 (1) Notwithstanding the criteria set forth in s. 960.13
813 for crime victim compensation awards, the department may award
814 compensation for counseling and other mental health services to

815 | treat psychological injury or trauma to:

816 | (b) Any person who, while younger than age 18, was
817 | depicted in any image or movie, regardless of length, of child
818 | sexual abuse material ~~pornography~~ as defined in s. 847.001, who
819 | has been identified by a law enforcement agency or the National
820 | Center for Missing and Exploited Children as an identified
821 | victim of child sexual abuse material ~~pornography~~, who suffers
822 | psychiatric or psychological injury as a direct result of the
823 | crime, and who does not otherwise sustain a personal injury or
824 | death.

825 | Section 22. This act shall take effect July 1, 2026.

826 |