

1 A bill to be entitled
2 An act relating to criminal offenses; amending s.
3 827.04, F.S.; providing criminal penalties for persons
4 who commit any act that causes, tends to cause,
5 encourages, or contributes to a child committing
6 offenses of specified severities; providing criminal
7 penalties for persons who induce or endeavor to
8 induce, by act, threat, command, or persuasion, a
9 child to commit offenses of specified severities;
10 amending s. 828.12, F.S.; creating the offense of
11 causing or enticing a minor to commit, or in the
12 presence of a minor committing, animal cruelty;
13 amending s. 828.122, F.S.; creating the offense of
14 causing or enticing a minor to commit, or in the
15 presence of a minor committing, fighting or baiting
16 animals; amending s. 828.126, F.S.; creating the
17 offense of causing or enticing a minor to commit, or
18 in the presence of a minor committing, sexual
19 activities involving animals; amending s. 921.0022,
20 F.S.; increasing the level on the offense severity
21 ranking chart for fighting or baiting animals; ranking
22 offenses created by the act on the offense severity
23 ranking chart; conforming a cross-reference; amending
24 ss. 39.201, 90.4025, 382.356, 409.2355, and 742.107,

25 F.S.; conforming cross-references; providing an
26 effective date.

27
28 Be It Enacted by the Legislature of the State of Florida:

29
30 **Section 1. Subsections (2) and (3) of section 827.04,**
31 **Florida Statutes, are redesignated renumbered as subsections (3)**
32 **and (4), respectively, subsection (1) of that section is**
33 **amended, and a new subsection (2) is added to that section, to**
34 **read:**

35 827.04 Contributing to the delinquency or dependency of a
36 child; penalty.—

37 (1) Except as provided in subsection (2), any person who:

38 (a) Commits any act which causes, tends to cause,
39 encourages, or contributes to a child becoming a delinquent or
40 dependent child or a child in need of services; or

41 (b) Induces or endeavors to induce, by act, threat,
42 command, or persuasion, a child to commit or perform any act,
43 follow any course of conduct, or live in a manner that causes or
44 tends to cause such child to become or to remain a dependent or
45 delinquent child or a child in need of services,

46
47 commits a misdemeanor of the first degree, punishable as
48 provided in s. 775.082 or s. 775.083.

49 (2) (a) A person who commits any act that causes, tends to
50 cause, encourages, or contributes to a child committing an
51 offense that is:

52 1. A felony of the third degree, commits a misdemeanor of
53 the first degree, punishable as provided in s. 775.082 or s.
54 775.083.

55 2. A felony of the second degree, commits a felony of the
56 third degree, punishable as provided in s. 775.082, s. 775.083,
57 or s. 775.084.

58 3. A felony of the first degree, commits a felony of the
59 second degree, punishable as provided in s. 775.082, s. 775.083,
60 or s. 775.084.

61 4. A capital felony, commits a felony of the first degree,
62 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

63 (b) A person who induces or endeavors to induce, by act,
64 threat, command, or persuasion, a child to commit an offense
65 that is:

66 1. A felony of the third degree, commits a misdemeanor of
67 the first degree, punishable as provided in s. 775.082 or s.
68 775.083.

69 2. A felony of the second degree, commits a felony of the
70 third degree, punishable as provided in s. 775.082, s. 775.083,
71 or s. 775.084.

72 3. A felony of the first degree, commits a felony of the

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

75 4. A capital felony, commits a felony of the first degree,
76 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

77 **Section 2. Subsections (4) through (7) of section 828.12,**
78 **Florida Statutes, are renumbered as subsections (5) through (8),**
79 **respectively, a new subsection (4) is added to that section, and**
80 **subsection (2) of that section is republished, to read:**

81 828.12 Cruelty to animals.—

82 (2) A person who intentionally commits an act to any
83 animal, or a person who owns or has the custody or control of
84 any animal and fails to act, which results in the cruel death,
85 or excessive or repeated infliction of unnecessary pain or
86 suffering, or causes the same to be done, commits aggravated
87 animal cruelty, a felony of the third degree, punishable as
88 provided in s. 775.082 or by a fine of not more than \$10,000, or
89 both.

90 (a) A person convicted of a violation of this subsection,
91 where the finder of fact determines that the violation includes
92 the knowing and intentional torture or torment of an animal that
93 injures, mutilates, or kills the animal, shall be ordered to pay
94 a minimum mandatory fine of \$2,500 and undergo psychological
95 counseling or complete an anger management treatment program.

96 (b) A person convicted of a second or subsequent violation

97 of this subsection shall be required to pay a minimum mandatory
98 fine of \$5,000 and serve a minimum mandatory period of
99 incarceration of 6 months. In addition, the person shall be
100 released only upon expiration of sentence, is not eligible for
101 parole, control release, or any form of early release, and must
102 serve 100 percent of the court-imposed sentence. Any plea of
103 nolo contendere shall be considered a conviction for purposes of
104 this subsection.

105 (4) A person 18 years of age or older commits a felony of
106 the third degree, punishable as provided in s. 775.082, s.
107 775.083, or s. 775.084, if he or she causes or entices a minor
108 to commit, or in the presence of a minor commits, a violation of
109 subsection (2).

110 **Section 3. Subsections (4) through (10) of section**
111 **828.122, Florida Statutes, are renumbered as subsections (5)**
112 **through (11), respectively, subsection (3) of that section is**
113 **amended, and a new subsection (4) is added to that section, to**
114 **read:**

115 828.122 Fighting or baiting animals; offenses; penalties.—

116 (3) Any person who knowingly commits any of the following
117 acts commits a felony of the third degree, punishable as
118 provided in s. 775.082, s. 775.083, or s. 775.084:

119 (a) Baiting, breeding, training, transporting, selling,
120 owning, possessing, or using any wild or domestic animal for the

purpose of animal fighting or baiting;

(b) Owning, possessing, or selling equipment for use in any activity described in paragraph (a);

(c) Owning, leasing, managing, operating, or having control of any property kept or used for any activity described in paragraph (a) or paragraph (b);

(d) Promoting, staging, advertising, or charging any admission fee to a fight or baiting between two or more animals;

(e) Performing any service or act to facilitate animal fighting or baiting, including, but not limited to, providing security, refereeing, or handling or transporting animals or being a stakeholder of any money wagered on animal fighting or baiting;

(f) Removing or facilitating the removal of any animal impounded under this section from an agency where the animal is impounded or from a location designated by the court under subsection (5) ~~(4)~~, subsection (6) ~~(5)~~, or subsection (8) ~~(7)~~, without the prior authorization of the court;

(g) Betting or wagering any money or other valuable consideration on the fighting or baiting of animals; or

(h) Attending the fighting or baiting of animals.

Notwithstanding any provision of this subsection to the contrary, possession of the animal alone does not constitute a

violation of this section.

(4) A person 18 years of age or older commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she causes or entices a minor to commit, or in the presence of a minor commits a violation of subsection (3).

Section 4. Subsection (6) is added to section 828.126, Florida Statutes, and subsection (2) of that section is republished, to read:

828.126 Sexual activities involving animals.—

(2) A person may not:

(a) Knowingly engage in any sexual contact with an animal;

(b) Knowingly cause, aid, or abet another person to engage in any sexual contact with an animal;

(c) Knowingly permit any sexual contact with an animal to be conducted on any premises under his or her charge or control;

(d) Knowingly organize, promote, conduct, aid, abet, participate in as an observer, or advertise, offer, solicit, or accept an offer of an animal for the purpose of sexual contact with such animal, or perform any service in the furtherance of an act involving any sexual contact with an animal; or

(e) Knowingly film, distribute, or possess any pornographic image or video of a person and an animal engaged in any of the activities prohibited by this section.

(6) A person 18 years of age or older commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she causes or entices a minor to commit, or in the presence of a minor commits a violation of subsection (2).

Section 5. Paragraphs (a), (e), (f), and (g) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(a) LEVEL 1

Florida Statute	Felony Degree	Description
24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
104.0616 (2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.

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184	212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
185	212.15 (2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
186	316.1935 (1)	3rd	Fleeing or attempting to elude law enforcement officer.
187	319.30 (5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
188	319.35 (1) (a)	3rd	Tamper, adjust, change, etc., an odometer.
189	320.26 (1) (a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
	322.212 (1) (a) - (c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully

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issued driver license;
possession of simulated
identification.

190

322.212 (4) 3rd Supply or aid in supplying
unauthorized driver license or
identification card.

191

322.212 (5) (a) 3rd False application for driver
license or identification card.

192

414.39 (3) (a) 3rd Fraudulent misappropriation of
public assistance funds by
employee/official, value more
than \$200.

193

443.071 (1) 3rd False statement or
representation to obtain or
increase reemployment
assistance benefits.

194

509.151 (1) 3rd Defraud an innkeeper, food or
lodging value \$1,000 or more.

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196	517.302(1)	3rd	Violation of the Florida Securities and Investor Protection Act.
197	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.
198	812.014(3)(c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
199	815.04(4)(a)	3rd	Offense against intellectual property (i.e., computer programs, data).
200	817.52(2)	3rd	Hiring with intent to defraud, motor vehicle services.
	817.569(2)	3rd	Use of public record or public records information or providing false information to facilitate commission of a felony.

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201	826.01	3rd	Bigamy.
202	828.122(3)	3rd	Fighting or baiting animals.
203	831.04(1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
204	831.31(1)(a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
205	832.041(1)	3rd	Stopping payment with intent to defraud \$150 or more.
206	832.05(2)(b) & (4)(c)	3rd	Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more.
207			

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208	838.15 (2)	3rd	Commercial bribe receiving.
209	838.16	3rd	Commercial bribery.
210	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
211	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
212	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
213	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
214	849.25 (2)	3rd	Engaging in bookmaking.
	860.08	3rd	Interfere with a railroad

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signal.

215

860.13 (1) (a)	3rd	Operate aircraft while under the influence.
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216

893.13 (2) (a) 2.	3rd	Purchase of cannabis.
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217

893.13 (6) (a)	3rd	Possession of cannabis (more than 20 grams).
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218

934.03 (1) (a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
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219

220 (e) LEVEL 5

221

Florida	Felony	
Statute	Degree	Description

222

316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
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223

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224	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.
225	316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
226	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
227	327.30 (5) (a) 2.	3rd	Vessel accidents involving personal injuries other than serious bodily injury; leaving scene.
228	365.172 (14) (b) 2.	2nd	Misuse of emergency communications system resulting in death.

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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.

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

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

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undersized spiny lobsters.

231

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

232

440.10(1)(g) 2nd Failure to obtain workers'
compensation coverage.

233

440.105(5) 2nd Unlawful solicitation for the
purpose of making workers'
compensation claims.

234

440.381(2) 3rd Submission of false,
misleading, or incomplete
information with the purpose of
avoiding or reducing workers'
compensation premiums.

235

624.401(4)(b)2. 2nd Transacting insurance without a
certificate or authority;
premium collected \$20,000 or
more but less than \$100,000.

236

626.902(1)(c) 2nd Representing an unauthorized

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insurer; repeat offender.

237

790.01 (3)

3rd

Unlawful carrying of a
concealed firearm.

238

790.162

2nd

Threat to throw or discharge
destructive device.

239

790.163 (1)

2nd

False report of bomb,
explosive, weapon of mass
destruction, or use of firearms
in violent manner.

240

790.221 (1)

2nd

Possession of short-barreled
shotgun or machine gun.

241

790.23

2nd

Felons in possession of
firearms, ammunition, or
electronic weapons or devices.

242

796.05 (1)

2nd

Live on earnings of a
prostitute; 1st offense.

243

800.04 (6) (c)

3rd

Lewd or lascivious conduct;

offender less than 18 years of
age.

244

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

245

806.111 (1) 3rd Possess, manufacture, or
dispense fire bomb with intent
to damage any structure or
property.

246

810.145 (4) 3rd Commercial digital voyeurism
dissemination.

247

810.145 (7) (a) 2nd Digital voyeurism; 2nd or
subsequent offense.

248

810.145 (8) (a) 2nd Digital voyeurism; certain
minor victims.

249

812.014 (2) (d) 3. 2nd Grand theft, 2nd degree; theft
from 20 or more dwellings or
their unenclosed curtilage, or

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any combination.

250

812.0145(2)(b) 2nd Theft from person 65 years of
age or older; \$10,000 or more
but less than \$50,000.

251

812.015 3rd Retail theft; property stolen
(8)(a) & (c) - is valued at \$750 or more and
(e) one or more specified acts.

252

812.015(8)(f) 3rd Retail theft; multiple thefts
within specified period.

253

812.015(8)(g) 3rd Retail theft; committed with
specified number of other
persons.

254

812.019(1) 2nd Stolen property; dealing in or
trafficking in.

255

812.081(3) 2nd Trafficking in trade secrets.

256

812.131(2)(b) 3rd Robbery by sudden snatching.

257

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258	812.16(2)	3rd	Owning, operating, or conducting a chop shop.
259	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.
260	817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
261	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 personal identification

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information of 10 or more
persons.

262

817.611 (2) (a) 2nd Traffic in or possess 5 to 14
counterfeit credit cards or
related documents.

263

817.625 (2) (b) 2nd Second or subsequent fraudulent
use of scanning device,
skimming device, or reencoder.

264

825.1025 (4) 3rd Lewd or lascivious exhibition
in the presence of an elderly
person or disabled adult.

265

828.12 (2) 3rd Tortures any animal with intent
to inflict intense pain,
serious physical injury, or
death.

266

828.122 (3) 3rd Fighting or baiting animals.

267

836.14 (4) 2nd Person who willfully promotes
for financial gain a sexually

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explicit image of an
identifiable person without
consent.

268

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.

269

843.01 (1)

3rd

Resist officer with violence to
person; resist arrest with
violence.

270

847.0135 (5) (b)

2nd

Lewd or lascivious exhibition
using computer; offender 18
years or older.

271

847.0137
(2) & (3)

3rd

Transmission of pornography by
electronic device or equipment.

272

847.0138
(2) & (3)

3rd

Transmission of material
harmful to minors to a minor by
electronic device or equipment.

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273	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
274	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
275	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).
276	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

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state, county, or municipal
park or publicly owned
recreational facility or
community center.

277

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.

278

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.

279

893.13(1)(f)1.

1st

Sell, manufacture, or deliver

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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.

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

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

(f) LEVEL 6

Florida Statute	Felony Degree	Description
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316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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316.193(2)(b)	3rd	Felony DUI, 4th or subsequent
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conviction.

287

316.1935 (4) (a) 2nd Aggravated fleeing or eluding.

288

327.30 (5) (a) 3. 2nd Vessel accidents involving
serious bodily injury; leaving
scene.

289

400.9935 (4) (c) 2nd Operating a clinic, or offering
services requiring licensure,
without a license.

290

499.0051 (2) 2nd Knowing forgery of transaction
history, transaction
information, or transaction
statement.

291

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

292

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

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293	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
294	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.
295	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
296	784.041	3rd	Felony battery; domestic battery by strangulation.
297	784.048 (3)	3rd	Aggravated stalking; credible threat.
298	784.048 (5)	3rd	Aggravated stalking of person under 16.
299	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
300	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility

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staff.

301

784.08 (2) (b)

2nd

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

302

784.081 (2)

2nd

Aggravated assault on specified
official or employee.

303

784.082 (2)

2nd

Aggravated assault by detained
person on visitor or other
detainee.

304

784.083 (2)

2nd

Aggravated assault on code
inspector.

305

787.02 (2)

3rd

False imprisonment; restraining
with purpose other than those
in s. 787.01.

306

787.025 (2) (a)

3rd

Luring or enticing a child.

307

790.115 (2) (d)

2nd

Discharging firearm or weapon
on school property.

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309	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
310	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.
311	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
312	794.011 (8) (a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
313	794.05 (1)	2nd	Unlawful sexual activity with specified minor.
	800.04 (5) (d)	3rd	Lewd or lascivious molestation;

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victim 12 years of age or older
but less than 16 years of age;
offender less than 18 years.

314

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

315

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

316

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

317

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

318

812.014 (2) (b) 1. 2nd Property stolen \$20,000 or
more, but less than \$100,000,
grand theft in 2nd degree.

319

812.014 (2) (c) 5. 3rd Grand theft; third degree;

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firearm.

320

812.014 (6) 2nd Theft; property stolen \$3,000
or more; coordination of
others.

321

812.015 (9) (a) 2nd Retail theft; property stolen
\$750 or more; second or
subsequent conviction.

322

812.015 (9) (b) 2nd Retail theft; aggregated
property stolen within 120 days
is \$3,000 or more; coordination
of others.

323

812.015 (9) (d) 2nd Retail theft; multiple thefts
within specified period.

324

812.015 (9) (e) 2nd Retail theft; committed with
specified number of other
persons and use of social media
platform.

325

812.13 (2) (c) 2nd Robbery, no firearm or other

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weapon (strong-arm robbery).

326

817.4821(5)

2nd

Possess cloning paraphernalia
with intent to create cloned
cellular telephones.

327

817.49(2)(b)2.

2nd

Willful making of a false
report of a crime resulting in
death.

328

817.505(4)(b)

2nd

Patient brokering; 10 or more
patients.

329

817.5695(3)(b)

2nd

Exploitation of person 65 years
of age or older, value \$10,000
or more, but less than \$50,000.

330

825.102(1)

3rd

Abuse of an elderly person or
disabled adult.

331

825.102(3)(c)

3rd

Neglect of an elderly person or
disabled adult.

332

825.1025(3)

3rd

Lewd or lascivious molestation

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of an elderly person or
disabled adult.

333

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

334

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

335

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

336

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

337

828.12 (4) 3rd Causing or enticing a minor to
commit, or committing in the
presence of a minor, animal
cruelty.

338

828.122 (4) 3rd Causing or enticing a minor to
commit, or committing in the

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presence of a minor, fighting
or baiting animals.

339

340

828.126(3)

3rd

Sexual activities involving
animals.

341

836.05

2nd

Threats; extortion.

342

836.10

2nd

Written or electronic threats
to kill, do bodily injury, or
conduct a mass shooting or an
act of terrorism.

343

843.12

3rd

Aids or assists person to
escape.

344

847.011

3rd

Distributing, offering to
distribute, or possessing with
intent to distribute obscene
materials depicting minors.

345

847.012

3rd

Knowingly using a minor in the
production of materials harmful

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to minors.

346

847.0135(2)

3rd

Facilitates sexual conduct of
or with a minor or the visual
depiction of such conduct.

347

893.131

2nd

Distribution of controlled
substances resulting in
overdose or serious bodily
injury.

348

914.23

2nd

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

349

918.13(2)(b)

2nd

Tampering with or fabricating
physical evidence relating to a
capital felony.

350

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

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bodily harm.

351

944.40 2nd Escapes.

352

944.46 3rd Harboring, concealing, aiding
escaped prisoners.

353

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

354

951.22 (1) (i) 3rd Firearm or weapon introduced
into county detention facility.

355

356 (g) LEVEL 7

357

Florida Statute	Felony Degree	Description
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358

316.027 (2) (c)	1st	Accident involving death, failure to stop; leaving scene.
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359

316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
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360	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.
361	327.35 (3) (a) 3.b.	3rd	Vessel BUI resulting in serious bodily injury.
362	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
363	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
364	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than

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\$50,000.

365

456.065 (2) 3rd Practicing a health care
profession without a license.

366

456.065 (2) 2nd Practicing a health care
profession without a license
which results in serious bodily
injury.

367

458.327 (1) 3rd Practicing medicine without a
license.

368

459.013 (1) 3rd Practicing osteopathic medicine
without a license.

369

460.411 (1) 3rd Practicing chiropractic
medicine without a license.

370

461.012 (1) 3rd Practicing podiatric medicine
without a license.

371

462.17 3rd Practicing naturopathy without
a license.

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372	463.015 (1)	3rd	Practicing optometry without a license.
373	464.016 (1)	3rd	Practicing nursing without a license.
374	465.015 (2)	3rd	Practicing pharmacy without a license.
375	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
376	467.201	3rd	Practicing midwifery without a license.
377	468.366	3rd	Delivering respiratory care services without a license.
378	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
379	483.901 (7)	3rd	Practicing medical physics

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without a license.

380

484.013(1)(c) 3rd Preparing or dispensing optical
devices without a prescription.

381

484.053 3rd Dispensing hearing aids without
a license.

382

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.

383

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.

384

560.125(5)(a) 3rd Money services business by
unauthorized person, currency
or payment instruments
exceeding \$300 but less than

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\$20,000.

385

655.50(10)(b)1. 3rd Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.

386

775.21(10)(a) 3rd Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.

387

775.21(10)(b) 3rd Sexual predator working where children regularly congregate.

388

775.21(10)(g) 3rd Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.

389

782.051(3) 2nd Attempted felony murder of a person by a person other than the perpetrator or the

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perpetrator of an attempted
felony.

390

782.07(1) 2nd Killing of a human being by the
act, procurement, or culpable
negligence of another
(manslaughter).

391

782.071 2nd Killing of a human being or
unborn child by the operation
of a motor vehicle in a
reckless manner (vehicular
homicide).

392

782.072 2nd Killing of a human being by the
operation of a vessel in a
reckless manner (vessel
homicide).

393

784.045(1)(a)1. 2nd Aggravated battery;
intentionally causing great
bodily harm or disfigurement.

394

784.045(1)(a)2. 2nd Aggravated battery; using

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deadly weapon.

395

784.045 (1) (b) 2nd Aggravated battery; perpetrator
aware victim pregnant.

396

784.048 (4) 3rd Aggravated stalking; violation
of injunction or court order.

397

784.048 (7) 3rd Aggravated stalking; violation
of court order.

398

784.07 (2) (d) 1st Aggravated battery on law
enforcement officer.

399

784.074 (1) (a) 1st Aggravated battery on sexually
violent predators facility
staff.

400

784.08 (2) (a) 1st Aggravated battery on a person
65 years of age or older.

401

784.081 (1) 1st Aggravated battery on specified
official or employee.

402

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403	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
404	784.083 (1)	1st	Aggravated battery on code inspector.
405	787.025 (2) (b)	2nd	Luring or enticing a child; second or subsequent offense.
406	787.025 (2) (c)	2nd	Luring or enticing a child with a specified prior conviction.
407	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
408	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.
	790.07 (4)	1st	Specified weapons violation

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

409

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

410

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

411

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

412

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

413

790.166(4) 2nd Possessing, displaying, or
threatening to use a hoax
weapon of mass destruction
while committing or attempting
to commit a felony.

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414	790.23	1st,PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
415	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.
416	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
417	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
418	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
419			

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420	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.
421	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.
422	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
423	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
424	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
	810.02 (3) (d)	2nd	Burglary of occupied

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conveyance; unarmed; no assault
or battery.

425

810.02 (3) (e) 2nd Burglary of authorized
emergency vehicle.

426

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.

427

812.014 (2) (b) 2. 2nd Property stolen, cargo valued
at less than \$50,000, grand
theft in 2nd degree.

428

812.014 (2) (b) 3. 2nd Property stolen, emergency
medical equipment; 2nd degree
grand theft.

429

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

authorized emergency vehicle.

430

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

431

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

432

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

433

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

434

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

435

817.034 (4) (a) 1. 1st Communications fraud, value
greater than \$50,000.

436

817.234 (8) (a) 2nd Solicitation of motor vehicle

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accident victims with intent to
defraud.

437

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

438

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

439

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.

440

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

441

817.504 (1) (a) 3rd Offering or advertising a

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vaccine with intent to defraud.

442

817.535 (2) (a) 3rd Filing false lien or other
unauthorized document.

443

817.611 (2) (b) 2nd Traffic in or possess 15 to 49
counterfeit credit cards or
related documents.

444

825.102 (3) (b) 2nd Neglecting an elderly person or
disabled adult causing great
bodily harm, disability, or
disfigurement.

445

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.

446

827.03 (2) (b) 2nd Neglect of a child causing
great bodily harm, disability,
or disfigurement.

447

827.04 (4) 3rd Impregnation of a child under

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448	827.04(3)		16 years of age by person 21 years of age or older.
449	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
450	827.071(4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
451	<u>828.126(6)</u>	<u>3rd</u>	<u>Causing or enticing a minor to commit, or committing in the presence of a minor, sexual activities involving animals.</u>
452	837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
453	838.015	2nd	Bribery.
	838.016	2nd	Unlawful compensation or reward

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for official behavior.

454

838.021 (3) (a) 2nd Unlawful harm to a public
servant.

455

838.22 2nd Bid tampering.

456

843.0855 (2) 3rd Impersonation of a public
officer or employee.

457

843.0855 (3) 3rd Unlawful simulation of legal
process.

458

843.0855 (4) 3rd Intimidation of a public
officer or employee.

459

847.0135 (3) 3rd Solicitation of a child, via a
computer service, to commit an
unlawful sex act.

460

847.0135 (4) 2nd Traveling to meet a minor to
commit an unlawful sex act.

461

872.06 2nd Abuse of a dead human body.

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462	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
463	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
464	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.
465	893.13 (1) (e) 1.	1st	Sell, manufacture, or deliver

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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.

893.13(4)(a) 1st Use or hire of minor; deliver
to minor other controlled
substance.

893.135(1)(a)1. 1st Trafficking in cannabis, more
than 25 lbs., less than 2,000
lbs.

893.135 1st Trafficking in cocaine, more
(1)(b)1.a. than 28 grams, less than 200
grams.

893.135 1st Trafficking in illegal drugs,
(1)(c)1.a. more than 4 grams, less than 14
grams.

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471	893.135 (1) (c) 2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
472	893.135 (1) (c) 2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
473	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
474	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
475	893.135 (1) (c) 4.b. (I)	1st	Trafficking in fentanyl, 4 grams or more, less than 14 grams.
476	893.135 (1) (d) 1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.

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477	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
478	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
479	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
480	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
481	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.

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482	893.135 (1) (m) 2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
483	893.135 (1) (m) 2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.
484	893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
485	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
486	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
487	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial

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

488

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

489

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

490

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

491

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

492

943.0435 (14) 3rd Sexual offender; failure to
report and reregister; failure

to respond to address
verification; providing false
registration information.

493

944.607(9)

3rd

Sexual offender; failure to
comply with reporting
requirements.

494

944.607(10)(a)

3rd

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

495

944.607(12)

3rd

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

496

944.607(13)

3rd

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

497

985.4815(10)

3rd

Sexual offender; failure to

submit to the taking of a
digitized photograph.

985.4815(12) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

985.4815(13) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

**Section 6. Paragraph (c) of subsection (3) of section
39.201, Florida Statutes, is amended to read:**

39.201 Required reports of child abuse, abandonment, or
neglect, sexual abuse of a child, and juvenile sexual abuse;
required reports of death; reports involving a child who has
exhibited inappropriate sexual behavior.—

(3) ADDITIONAL CIRCUMSTANCES RELATED TO REPORTS.—

(c) *Abuse involving impregnation of a child.*—A report must
be immediately electronically transferred to the appropriate
county sheriff's office or other appropriate law enforcement

agency by the central abuse hotline if the report is of an instance of known or suspected child abuse involving impregnation of a child 15 years of age or younger by a person 21 years of age or older under s. 827.04(4) ~~s. 827.04(3)~~. If the report is of known or suspected child abuse under s. 827.04(4) ~~s. 827.04(3)~~, subsection (1) does not apply to health care professionals or other professionals who provide medical or counseling services to pregnant children when such reporting would interfere with the provision of such medical or counseling services.

Section 7. Section 90.4025, Florida Statutes, is amended to read:

90.4025 Admissibility of paternity determination in certain criminal prosecutions.—If a person less than 18 years of age gives birth to a child and the paternity of that child is established under chapter 742, such evidence of paternity is admissible in a criminal prosecution under ss. 794.011, 794.05, 800.04, and 827.04(4) ~~827.04(3)~~.

Section 8. Section 382.356, Florida Statutes, is amended to read:

382.356 Protocol for sharing certain birth certificate information.—In order to facilitate the prosecution of offenses under s. 794.011, s. 794.05, s. 800.04, or s. 827.04(4) ~~s. 827.04(3)~~, the Department of Health, the Department of Revenue,

and the Florida Prosecuting Attorneys Association shall develop a protocol for sharing birth certificate information for all children born to unmarried mothers who are less than 17 years of age at the time of the child's birth.

Section 9. Section 409.2355, Florida Statutes, is amended to read:

409.2355 Programs for prosecution of males over age 21 who commit certain offenses involving girls under age 16.—Subject to specific appropriated funds, the Department of Children and Families is directed to establish a program by which local communities, through the state attorney's office of each judicial circuit, may apply for grants to fund innovative programs for the prosecution of males over the age of 21 who victimize girls under the age of 16 in violation of s. 794.011, s. 794.05, s. 800.04, s. 827.04(4) ~~s. 827.04(3)~~, or s. 847.0135(5).

Section 10. Subsection (4) of section 742.107, Florida Statutes, is amended to read:

742.107 Determining paternity of child with mother under 16 years of age when impregnated.—

(4) When the information provided by the applicant or recipient who was impregnated while under age 16 indicates that such person is the victim of child abuse as provided in s. 827.04(4) ~~s. 827.04(3)~~, the Department of Revenue or the

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Department of Children and Families shall notify the county sheriff's office or other appropriate agency or official and provide information needed to protect the child's health or welfare.

Section 11. This act shall take effect October 1, 2026.