

1 A bill to be entitled
2 An act relating to human trafficking; amending s.
3 450.021, F.S.; prohibiting the employment of minors in
4 adult theaters; amending s. 450.045, F.S.; requiring
5 adult theaters to verify the ages of employees and
6 independent contractors and maintain specified
7 documentation; amending s. 775.15, F.S.; eliminating
8 the statute of limitations for prosecutions under a
9 specified human trafficking provision; providing
10 applicability; amending s. 787.06, F.S.; revising and
11 providing penalties for various human trafficking
12 offenses against minors and adults; amending s.
13 775.082, F.S.; providing a life sentence for a
14 specified felony; amending s. 796.03, F.S.; revising
15 provision relating to the procuring of a person under
16 the age of 18 for prostitution; providing legislative
17 intent; repealing s. 796.035, F.S., relating to
18 selling or buying of minors into prostitution;
19 penalties; repealing s. 796.036, F.S., relating to
20 violations involving minors; reclassification;
21 amending ss. 796.05 and 796.07, F.S.; revising and
22 providing penalties for various prostitution offenses;
23 amending s. 943.0583, F.S.; providing for expunction
24 of criminal history records of certain criminal
25 charges against victims of human trafficking that did
26 not result in convictions; requiring destruction of

27 | investigative records related to such expunged
 28 | records; amending s. 921.0022, F.S.; conforming
 29 | provisions of the offense severity ranking chart of
 30 | the Criminal Punishment Code to changes made by the
 31 | act; providing an effective date.

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

35 | Section 1. Subsection (5) is added to section 450.021,
 36 | Florida Statutes, to read:

37 | 450.021 Minimum age; general.—

38 | (5) In order to better ensure the elimination of minors
 39 | being exploited and becoming victims of human trafficking, a
 40 | person 17 years old or younger, whether or not such person's
 41 | disabilities of nonage have been removed by marriage or
 42 | otherwise, may not be employed, permitted, or suffered to work
 43 | in an adult theater, as defined in s. 847.001(2)(b).

44 | Section 2. Subsection (3) is added to section 450.045,
 45 | Florida Statutes, to read:

46 | 450.045 Proof of identity and age; posting of notices.—

47 | (3)(a) In order to provide the department and law
 48 | enforcement agencies the means to more effectively identify,
 49 | investigate, and arrest persons engaging in human trafficking,
 50 | an adult theater, as defined in s. 847.001(2)(b), shall obtain
 51 | proof of the identity and age of each of its employees or
 52 | independent contractors, and shall verify the validity of the

53 identification and age verification document with the issuer,
 54 before his or her employment or provision of services as an
 55 independent contractor.

56 (b) The adult theater shall obtain and keep on record a
 57 photocopy of the person's driver license or state or federal
 58 government-issued photo identification card, along with a record
 59 of the verification of the validity of the identification and
 60 age verification document with the issuer, during the entire
 61 period of employment or business relationship with the
 62 independent contractor and for at least three years after the
 63 employee or independent contractor ceases employment or the
 64 provision of services.

65 (c) The department and its agents have the authority to
 66 enter during operating hours, unannounced and without prior
 67 notice, and inspect at any time a place or establishment covered
 68 by this subsection and to have access to age verification
 69 documents kept on file by the adult theater and such other
 70 records as may aid in the enforcement of this subsection.

71 Section 3. Subsection (18) is added to section 775.15,
 72 Florida Statutes, to read:

73 775.15 Time limitations; general time limitations;
 74 exceptions.-

75 (18) A prosecution for a violation of s. 787.06 may be
 76 commenced at any time. This subsection applies to any such
 77 offense except an offense the prosecution of which would have
 78 been barred by subsection (2) on or before October 1, 2014.

79 Section 4. Subsections (3) and (4) of section 787.06,
 80 Florida Statutes, are amended to read:

81 787.06 Human trafficking.—

82 (3) Any person who knowingly, or in reckless disregard of
 83 the facts, engages in human trafficking, or attempts to engage
 84 in human trafficking, or benefits financially by receiving
 85 anything of value from participation in a venture that has
 86 subjected a person to human trafficking:

87 (a)1. ~~Using coercion~~ For labor or services of any child
 88 under the age of 18 commits a felony of the first degree,
 89 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

90 2. Using coercion for labor or services of an adult
 91 commits a felony of the first degree, punishable as provided in
 92 s. 775.082, s. 775.083, or s. 775.084.

93 (b) Using coercion for commercial sexual activity of an
 94 adult commits a felony of the first degree, punishable as
 95 provided in s. 775.082, s. 775.083, or s. 775.084.

96 (c)1. ~~Using coercion~~ For labor or services of any child
 97 under the age of 18 ~~individual~~ who is an unauthorized alien
 98 commits a felony of the first degree, punishable as provided in
 99 s. 775.082, s. 775.083, or s. 775.084.

100 2. Using coercion for labor or services of an adult who is
 101 an unauthorized alien commits a felony of the first degree,
 102 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

103 (d) Using coercion for commercial sexual activity of an
 104 adult ~~any individual~~ who is an unauthorized alien commits a

105 felony of the first degree, punishable as provided in s.
 106 775.082, s. 775.083, or s. 775.084.

107 (e) 1. Using coercion For labor or services who does so by
 108 the transfer or transport of any child under the age of 18
 109 ~~individual~~ from outside this state to within the state commits a
 110 felony of the first degree, punishable as provided in s.
 111 775.082, s. 775.083, or s. 775.084.

112 2. Using coercion for labor or services who does so by the
 113 transfer or transport of an adult from outside this state to
 114 within the state commits a felony of the first degree,
 115 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

116 (f) 1. Using coercion For commercial sexual activity who
 117 does so by the transfer or transport of any child under the age
 118 of 18 individual from outside this state to within the state
 119 commits a felony of the first degree, punishable by imprisonment
 120 for a term of years not exceeding life, or as provided in s.
 121 775.082, s. 775.083, or s. 775.084.

122 2. Using coercion for commercial sexual activity who does
 123 so by the transfer or transport of an adult from outside this
 124 state to within the state commits a felony of the first degree,
 125 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

126 (g) For commercial sexual activity in which any child
 127 under the age of 18, or in which any person that has a mental
 128 incapacitation, is involved commits a life felony ~~of the first~~
 129 ~~degree,~~ punishable ~~by imprisonment for a term of years not~~
 130 ~~exceeding life, or~~ as provided in s. 775.082(3)(a)5. ~~775.082,~~ s.

131 775.083, or s. 775.084. ~~In a prosecution under this paragraph in~~
132 ~~which the defendant had a reasonable opportunity to observe the~~
133 ~~person who was subject to human trafficking, the state need not~~
134 ~~prove that the defendant knew that the person had not attained~~
135 ~~the age of 18 years.~~

136 ~~(h) For commercial sexual activity in which any child~~
137 ~~under the age of 15 is involved commits a life felony,~~
138 ~~punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~
139 ~~In a prosecution under this paragraph in which the defendant had~~
140 ~~a reasonable opportunity to observe the person who was subject~~
141 ~~to human trafficking, the state need not prove that the~~
142 ~~defendant knew that the person had not attained the age of 15~~
143 ~~years.~~

144
145 For each instance of human trafficking of any individual under
146 this subsection, a separate crime is committed and a separate
147 punishment is authorized.

148
149 In a prosecution under this section, the defendant's ignorance
150 of the victim's age, the victim's misrepresentation of his or
151 her age, or the defendant's bona fide belief of the victim's age
152 cannot be raised as a defense.

153
154 (4)1. Any parent, legal guardian, or other person having
155 custody or control of a minor who sells or otherwise transfers
156 custody or control of such minor, or offers to sell or otherwise

157 transfer custody of such minor, with knowledge or in reckless
 158 disregard of the fact that, as a consequence of the sale or
 159 transfer, the minor will be subject to human trafficking commits
 160 a life ~~first-degree~~ felony, punishable as provided in s.
 161 775.082, s. 775.083, or s. 775.084.

162 2. Any person who permanently brands, or directs to be
 163 branded, a victim of an offense under this section commits a
 164 second degree felony, punishable as provided in s. 775.082, s.
 165 775.083, or s. 775.084. For purposes of this subsection, the
 166 term "permanently branded" means a mark on the individual's body
 167 that, if it can be removed or repaired at all, can only be
 168 removed or repaired by surgical means, laser treatment, or other
 169 medical procedure.

170 Section 5. Paragraph (a) of subsection (3) of section
 171 775.082, Florida Statutes, is amended to read:

172 775.082 Penalties; applicability of sentencing structures;
 173 mandatory minimum sentences for certain reoffenders previously
 174 released from prison.—

175 (3) A person who has been convicted of any other
 176 designated felony may be punished as follows:

177 (a)1. For a life felony committed prior to October 1,
 178 1983, by a term of imprisonment for life or for a term of years
 179 not less than 30.

180 2. For a life felony committed on or after October 1,
 181 1983, by a term of imprisonment for life or by a term of
 182 imprisonment not exceeding 40 years.

183 3. Except as provided in subparagraph 4., for a life
 184 felony committed on or after July 1, 1995, by a term of
 185 imprisonment for life or by imprisonment for a term of years not
 186 exceeding life imprisonment.

187 4.a. Except as provided in sub-subparagraph b., for a life
 188 felony committed on or after September 1, 2005, which is a
 189 violation of s. 800.04(5)(b), by:

190 (I) A term of imprisonment for life; or

191 (II) A split sentence that is a term of not less than 25
 192 years' imprisonment and not exceeding life imprisonment,
 193 followed by probation or community control for the remainder of
 194 the person's natural life, as provided in s. 948.012(4).

195 b. For a life felony committed on or after July 1, 2008,
 196 which is a person's second or subsequent violation of s.
 197 800.04(5)(b), by a term of imprisonment for life.

198 5. For a life felony committed on or after October 1,
 199 2014, which is a violation of s. 787.06(3)(g), by a term of
 200 imprisonment for life.

201 Section 6. Section 796.03, Florida Statutes, is amended to
 202 read:

203 796.03 Procuring person under age of 18 for prostitution;
 204 intent.—It is the intent of the Legislature that adults who
 205 involve minors in any behavior prohibited under this chapter be
 206 prosecuted under other laws of this state, such as, but not
 207 limited to, s. 787.06, ch. 794, ch. 800, s. 810.145, ch. 827,
 208 and ch. 847. A minor is unable to consent to such behavior and,

209 therefore, prosecution under this chapter is inappropriate A
 210 person who procures for prostitution, or causes to be
 211 prostituted, any person who is under the age of 18 years commits
 212 a felony of the second degree, punishable as provided in s.
 213 775.082, s. 775.083, or s. 775.084.

214 Section 7. Section 796.035, Florida Statutes, is repealed.

215 Section 8. Section 796.036, Florida Statutes, is repealed.

216 Section 9. Section 796.05, Florida Statutes, is amended to
 217 read:

218 796.05 Deriving support from the proceeds of
 219 prostitution.—

220 (1) It shall be unlawful for any person with reasonable
 221 belief or knowing another person is engaged in prostitution to
 222 live or derive support or maintenance in whole or in part from
 223 what is believed to be the earnings or proceeds of such person's
 224 prostitution.

225 (2) Anyone violating this section commits:

226 (a) For a first offense, a felony of the second ~~third~~
 227 degree, punishable as provided in s. 775.082, s. 775.083, or s.
 228 775.084.

229 (b) For a second offense, a felony of the first degree,
 230 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

231 (c) For a third or subsequent offense, a felony of the
 232 first degree punishable as provided in s. 775.082, s. 775.083,
 233 or s. 775.084, with a mandatory minimum term of imprisonment of
 234 10 years.

235 Section 10. Subsections (4), (5) and (6) of section
 236 796.07, Florida Statutes, are amended to read:
 237 796.07 Prohibiting prostitution and related acts.—
 238 (2) It is unlawful:
 239 (a) To own, establish, maintain, or operate any place,
 240 structure, building, or conveyance for the purpose of lewdness,
 241 assignation, or prostitution.
 242 (b) To offer, or to offer or agree to secure, another for
 243 the purpose of prostitution or for any other lewd or indecent
 244 act.
 245 (c) To receive, or to offer or agree to receive, any person
 246 into any place, structure, building, or conveyance for the
 247 purpose of prostitution, lewdness, or assignation, or to permit
 248 any person to remain there for such purpose.
 249 (d) To direct, take, or transport, or to offer or agree to
 250 direct, take, or transport, any person to any place, structure,
 251 or building, or to any other person, with knowledge or
 252 reasonable cause to believe that the purpose of such directing,
 253 taking, or transporting is prostitution, lewdness, or
 254 assignation.
 255 (e) To offer to commit, or to commit, or to engage in,
 256 prostitution, lewdness, or assignation.
 257 (f) To solicit, induce, entice, or procure another to
 258 commit prostitution, lewdness, or assignation.
 259 (g) To reside in, enter, or remain in, any place,
 260 structure, or building, or to enter or remain in any conveyance,

261 for the purpose of prostitution, lewdness, or assignation.

262 ~~(h) To aid, abet, or participate in any of the acts or~~
 263 ~~things enumerated in this subsection.~~

264 ~~——(i) To purchase the services of any person engaged in~~
 265 ~~prostitution.~~

266 (4) A person who violates paragraph (2) (e) or (g) ~~any~~
 267 ~~provision of this section~~ commits:

268 (a) A misdemeanor of the second degree for a first
 269 violation, punishable as provided in s. 775.082 or s. 775.083.

270 (b) A misdemeanor of the first degree for a second
 271 violation, punishable as provided in s. 775.082 or s. 775.083.

272 (c) A felony of the third degree for a third or subsequent
 273 violation, punishable as provided in s. 775.082, s. 775.083, or
 274 s. 775.084.

275 (5) (a) A person who violates paragraphs (2) (a), (b), (c),
 276 (d), (f), (h), or (i) commits:

277 1. For a first offense, a felony of the third degree,
 278 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

279 2. For a second offense, a felony of the second degree,
 280 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

281 3. For a third or subsequent offense, a felony of the
 282 first degree, punishable as provided in s. 775.082, s. 775.083,
 283 or s. 775.084. ~~A person who is charged with a third or~~

284 ~~subsequent violation of this section shall be offered admission~~
 285 ~~to a pretrial intervention program or a substance abuse~~
 286 ~~treatment program as provided in s. 948.08.~~

287 (6) A person who violates paragraphs (2) (a), (b), (c), (d),
 288 (f), (g), (h), or (i) paragraph (2) (f) shall be assessed a
 289 criminal ~~civil~~ penalty of \$5,000 if the violation results in any
 290 judicial disposition other than acquittal or dismissal. Of the
 291 proceeds from each penalty assessed under this subsection, the
 292 first \$500 shall be paid to the circuit court administrator for
 293 the sole purpose of paying the administrative costs of
 294 treatment-based drug court programs provided under s. 397.334.
 295 The remainder of the penalty assessed shall be deposited in the
 296 Operations and Maintenance Trust Fund of the Department of
 297 Children and Family Services for the sole purpose of funding
 298 safe houses and short-term safe houses as provided in s.
 299 409.1678.

300 Section 11. Subsection (3) and paragraph (a) of subsection
 301 (8) of section 943.0583, Florida Statutes, are amended to read:
 302 943.0583 Human trafficking victim expunction.—

303 (3) A person who is a victim of human trafficking may
 304 petition for the expunction of any criminal history record
 305 resulting from the arrest or filing of charges ~~any conviction~~
 306 for an offense committed or reported to have been committed
 307 while the person he or she was a victim of human trafficking,
 308 which offense was committed or reported to have been committed
 309 as a part of the human trafficking scheme of which the person he
 310 ~~or she~~ was a victim or at the direction of an operator of the
 311 scheme, including, but not limited to, violations under chapters
 312 796 and 847, without regard to the disposition of the arrest or

313 of any charges. However, this section does not apply to any
 314 offense listed in s. 775.084(1)(b)1. Determination of the
 315 petition under this section should be by a preponderance of the
 316 evidence. A conviction expunged under this section is deemed to
 317 have been vacated due to a substantive defect in the underlying
 318 criminal proceedings. If a person is adjudicated not guilty by
 319 reason of insanity or is found to be incompetent to stand trial
 320 for any such charge, the expunction of the criminal history
 321 record shall not prevent the entry of the judgment or finding in
 322 state and national databases for use in determining eligibility
 323 to purchase or possess a firearm or to carry a concealed firearm
 324 from accessing or using the record of the judgment or finding in
 325 the course of such agency's official duties.

326 (8)(a) Any criminal history record of a minor or an adult
 327 that is ordered expunged by the court of original jurisdiction
 328 over the charges ~~crime~~ sought to be expunged pursuant to this
 329 section must be physically destroyed or obliterated by any
 330 criminal justice agency having custody of such record, except
 331 that any criminal history record in the custody of the
 332 department must be retained in all cases.

333 Section 12. Paragraphs (c), (e), and (g) through (j) of
 334 subsection (3) of section 921.0022, Florida Statutes, are
 335 amended to read:

336 921.0022 Criminal Punishment Code; offense severity
 337 ranking chart.—

338 (3) OFFENSE SEVERITY RANKING CHART

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339 (c) LEVEL 3

340

Florida	Felony	Description
Statute	Degree	

341

119.10 (2) (b)	3rd	Unlawful use of confidential information from police reports.
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342

316.066 (3) (b) - (d)	3rd	Unlawfully obtaining or using confidential crash reports.
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343

316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
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344

316.1935 (2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
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345

319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
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346

319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or
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mobile home.

347

319.33(1)(c) 3rd Procure or pass title on stolen vehicle.

348

319.33(4) 3rd With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.

349

327.35(2)(b) 3rd Felony BUI.

350

328.05(2) 3rd Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.

351

328.07(4) 3rd Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.

352

376.302(5) 3rd Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.

353

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354	379.2431 (1) (e) 5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.
355	379.2431 (1) (e) 6.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
356	400.9935 (4)	3rd	Operating a clinic without a license or filing false license application or other required information.
357	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.

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358	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
359	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
360	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
361	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
362	697.08	3rd	Equity skimming.
363	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
364	796.05 (1)	3rd	Live on earnings of a prostitute.

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365	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
366	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
367	810.09 (2) (c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
368	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
369	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
370	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud

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Act), property valued at less than \$20,000.

371

817.233 3rd Burning to defraud insurer.

372

817.234 3rd Unlawful solicitation of persons involved in motor vehicle accidents.
(8) (b) - (c)

373

817.234 (11) (a) 3rd Insurance fraud; property value less than \$20,000.

374

817.236 3rd Filing a false motor vehicle insurance application.

375

817.2361 3rd Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.

376

817.413 (2) 3rd Sale of used goods as new.

377

817.505 (4) 3rd Patient brokering.

378

828.12 (2) 3rd Tortures any animal with intent

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to inflict intense pain,
serious physical injury, or
death.

379

831.28 (2) (a)

3rd

Counterfeiting a payment
instrument with intent to
defraud or possessing a
counterfeit payment instrument.

380

831.29

2nd

Possession of instruments for
counterfeiting drivers'
licenses or identification
cards.

381

838.021 (3) (b)

3rd

Threatens unlawful harm to
public servant.

382

843.19

3rd

Injure, disable, or kill police
dog or horse.

383

860.15 (3)

3rd

Overcharging for repairs and
parts.

384

870.01 (2)

3rd

Riot; inciting or encouraging.

385

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386 893.13(1)(a)2. 3rd Sell, manufacture, or deliver
cannabis (or other s.
893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)5.,
(2)(c)6., (2)(c)7., (2)(c)8.,
(2)(c)9., (3), or (4) drugs).

387 893.13(1)(d)2. 2nd Sell, manufacture, or deliver
s. 893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)5.,
(2)(c)6., (2)(c)7., (2)(c)8.,
(2)(c)9., (3), or (4) drugs
within 1,000 feet of
university.

388 893.13(1)(f)2. 2nd Sell, manufacture, or deliver
s. 893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)5.,
(2)(c)6., (2)(c)7., (2)(c)8.,
(2)(c)9., (3), or (4) drugs
within 1,000 feet of public
housing facility.

893.13(6)(a) 3rd Possession of any controlled
substance other than felony

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possession of cannabis.

389

893.13 (7) (a) 8. 3rd Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.

390

893.13 (7) (a) 9. 3rd Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.

391

893.13 (7) (a) 10. 3rd Affix false or forged label to package of controlled substance.

392

893.13 (7) (a) 11. 3rd Furnish false or fraudulent material information on any document or record required by chapter 893.

393

893.13 (8) (a) 1. 3rd Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through

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deceptive, untrue, or
fraudulent representations in
or related to the
practitioner's practice.

394 893.13(8)(a)2. 3rd Employ a trick or scheme in the
practitioner's practice to
assist a patient, other person,
or owner of an animal in
obtaining a controlled
substance.

395 893.13(8)(a)3. 3rd Knowingly write a prescription
for a controlled substance for
a fictitious person.

396 893.13(8)(a)4. 3rd Write a prescription for a
controlled substance for a
patient, other person, or an
animal if the sole purpose of
writing the prescription is a
monetary benefit for the
practitioner.

397 918.13(1)(a) 3rd Alter, destroy, or conceal

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investigation evidence.

398

944.47 (1) (a) 1.-2. 3rd Introduce contraband to correctional facility.

399

944.47 (1) (c) 2nd Possess contraband while upon the grounds of a correctional institution.

400

985.721 3rd Escapes from a juvenile facility (secure detention or residential commitment facility).

401

402

403 (e) LEVEL 5

404

Florida	Felony	Description
Statute	Degree	

405

316.027 (1) (a) 3rd Accidents involving personal injuries, failure to stop; leaving scene.

406

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

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408	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
409	327.30 (5)	3rd	Vessel accidents involving personal injury; leaving scene.
410	379.367 (4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
411	379.3671 (2) (c) 3.	3rd	Willful molestation, possession, or removal of a commercial harvester's trap contents or trap gear by another harvester.
412	381.0041 (11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
413	440.10 (1) (g)	2nd	Failure to obtain workers' compensation coverage.
	440.105 (5)	2nd	Unlawful solicitation for the

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purpose of making workers'
compensation claims.

414

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

415

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

416

626.902 (1) (c) 2nd Representing an unauthorized
insurer; repeat offender.

417

790.01 (2) 3rd Carrying a concealed firearm.

418

790.162 2nd Threat to throw or discharge
destructive device.

419

790.163 (1) 2nd False report of deadly
explosive or weapon of mass
destruction.

420

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421
422
423
424
425
426
427

790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
<u>796.05 (1)</u>	<u>2nd</u>	<u>Live on earnings of a prostitute; 1st offense.</u>
800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years.
800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years or older.
806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.

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428	812.015 (8)	3rd	Retail theft; property stolen is valued at \$300 or more and one or more specified acts.
429	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
430	812.131 (2) (b)	3rd	Robbery by sudden snatching.
431	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
432	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
433	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
434	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.

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435	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 individuals.
436	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device or reencoder.
437	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
438	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes sexual conduct by a child.
	827.071 (5)	3rd	Possess, control, or

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2014

intentionally view any
 photographic material, motion
 picture, etc., which includes
 sexual conduct by a child.

439

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.

440

843.01 3rd

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

441

847.0135(5)(b) 2nd

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

442

847.0137
 (2) & (3) 3rd

Transmission of pornography by
 electronic device or equipment.

443

847.0138
 (2) & (3) 3rd

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

444

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445

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

446

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

447

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) 4. drugs).

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) 5., (2) (c) 6., (2) (c) 7., (2) (c) 8., (2) (c) 9., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned

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2014

recreational facility or
community center.

448

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)4.
drugs) within 1,000 feet of
university.

449

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)5.,
(2)(c)6., (2)(c)7., (2)(c)8.,
(2)(c)9., (3), or (4) within
1,000 feet of property used for
religious services or a
specified business site.

450

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)4.

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2014

drugs) within 1,000 feet of public housing facility.

451

893.13(4)(b)	2nd	Deliver to minor cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) drugs).
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452

893.1351(1)	3rd	Ownership, lease, or rental for trafficking in or manufacturing of controlled substance.
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453

454 (g) LEVEL 7

455

Florida	Felony	Description
Statute	Degree	

456

316.027(1)(b)	1st	Accident involving death, failure to stop; leaving scene.
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457

316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
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458

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2014

459	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.
460	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
461	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
462	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
463	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.

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2014

464	456.065 (2)	3rd	Practicing a health care profession without a license.
465	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
466	458.327 (1)	3rd	Practicing medicine without a license.
467	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
468	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
469	461.012 (1)	3rd	Practicing podiatric medicine without a license.
470	462.17	3rd	Practicing naturopathy without a license.
471	463.015 (1)	3rd	Practicing optometry without a license.

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2014

472	464.016 (1)	3rd	Practicing nursing without a license.
473	465.015 (2)	3rd	Practicing pharmacy without a license.
474	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
475	467.201	3rd	Practicing midwifery without a license.
476	468.366	3rd	Delivering respiratory care services without a license.
477	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
478	483.901 (9)	3rd	Practicing medical physics without a license.
479	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.

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ORIGINAL

2014

480	484.053	3rd	Dispensing hearing aids without a license.
481	494.0018 (2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
482	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.
483	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
484	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.

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ORIGINAL

2014

485	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver's license or identification card; other registration violations.
486	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
487	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
488	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
489	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

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2014

490	782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).
491	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
492	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
493	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
494	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
495	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
	784.048 (7)	3rd	Aggravated stalking; violation

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ORIGINAL

2014

of court order.

496

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

497

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

498

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

499

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

500

784.082 (1) 1st Aggravated battery by detained person on visitor or other detainee.

501

784.083 (1) 1st Aggravated battery on code inspector.

502

787.06 (3) (a) 2. 1st Human trafficking using coercion for labor and services of adult.

503

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ORIGINAL

2014

504	787.06(3)(e) <u>2.</u>	1st	Human trafficking using coercion for labor and services by the transfer or transport of <u>an adult</u> any individual from outside Florida to within the state.
505	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
506	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
507	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
508	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon

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ORIGINAL

2014

of mass destruction.

509

790.166(4)

2nd

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

510

790.23

1st, PBL

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

511

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.

512

~~796.03~~

2nd

~~Procuring any person under 16 years for prostitution.~~

513

796.05(1)

1st

Live on earnings of a prostitute; 2nd and subsequent offense.

514

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ORIGINAL

2014

515	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.
516	800.04 (5) (c) 2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender 18 years or older.
517	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
518	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
519	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
520	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
	810.02 (3) (e)	2nd	Burglary of authorized

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ORIGINAL

2014

emergency vehicle.

521

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.

522

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

523

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

524

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

525

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

526

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ORIGINAL

2014

527	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
528	812.131 (2) (a)	2nd	Robbery by sudden snatching.
529	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
530	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
531	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
532	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
533	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
	817.2341	1st	Making false entries of

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2014

	(2) (b) & (3) (b)		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.
534	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
535	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
536	825.103 (2) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000.
537	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
538	827.04 (3)	3rd	Impregnation of a child under

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ORIGINAL

2014

16 years of age by person 21
years of age or older.

539

837.05 (2) 3rd Giving false information about
alleged capital felony to a law
enforcement officer.

540

838.015 2nd Bribery.

541

838.016 2nd Unlawful compensation or reward
for official behavior.

542

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

543

838.22 2nd Bid tampering.

544

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

545

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

546

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

547

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2014

548	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
549	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
550	872.06	2nd	Abuse of a dead human body.
551	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
552	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
	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)4.) within 1,000 feet of a child

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2014

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

553

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)4., within 1,000 feet of property used for religious services or a specified business site.

554

893.13(4)(a) 1st Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).

555

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

556

893.135 1st Trafficking in cocaine, more

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2014

557	(1) (b) 1.a.		than 28 grams, less than 200 grams.
	893.135	1st	Trafficking in illegal drugs,
558	(1) (c) 1.a.		more than 4 grams, less than 14 grams.
	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine,
559			more than 28 grams, less than 200 grams.
	893.135 (1) (e) 1.	1st	Trafficking in methaqualone,
560			more than 200 grams, less than 5 kilograms.
	893.135 (1) (f) 1.	1st	Trafficking in amphetamine,
561			more than 14 grams, less than 28 grams.
	893.135	1st	Trafficking in flunitrazepam, 4
562	(1) (g) 1.a.		grams or more, less than 14 grams.
	893.135	1st	Trafficking in gamma-
	(1) (h) 1.a.		hydroxybutyric acid (GHB), 1

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2014

kilogram or more, less than 5 kilograms.

563

893.135
(1) (j) 1.a.

1st

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

564

893.135
(1) (k) 2.a.

1st

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

565

893.1351 (2)

2nd

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

566

896.101 (5) (a)

3rd

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

567

896.104 (4) (a) 1.

3rd

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

568

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2014

569	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
570	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
571	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
572	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
573	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
	944.607(9)	3rd	Sexual offender; failure to

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2014

comply with reporting requirements.

574

944.607(10)(a) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

575

944.607(12) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

576

944.607(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification.

577

985.4815(10) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

578

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

579

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2014

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

580

581 (h) LEVEL 8

582

Florida	Felony	Description
Statute	Degree	

583

316.193 2nd DUI manslaughter.
(3) (c) 3.a.

584

316.1935 (4) (b) 1st Aggravated fleeing or attempted eluding with serious bodily injury or death.

585

327.35 (3) (c) 3. 2nd Vessel BUI manslaughter.

586

499.0051 (7) 1st Knowing trafficking in contraband prescription drugs.

587

499.0051 (8) 1st Knowing forgery of prescription labels or prescription drug labels.

588

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2014

589	560.123 (8) (b) 2.	2nd	Failure to report currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000 by money transmitter.
590	560.125 (5) (b)	2nd	Money transmitter business by unauthorized person, currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000.
591	655.50 (10) (b) 2.	2nd	Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.
592	777.03 (2) (a)	1st	Accessory after the fact, capital felony.
	782.04 (4)	2nd	Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery,

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2014

burglary, kidnapping,
aggravated fleeing or eluding
with serious bodily injury or
death, aircraft piracy, or
unlawfully discharging bomb.

593

782.051 (2)

1st

Attempted felony murder while
perpetrating or attempting to
perpetrate a felony not
enumerated in s. 782.04 (3).

594

782.071 (1) (b)

1st

Committing vehicular homicide
and failing to render aid or
give information.

595

782.072 (2)

1st

Committing vessel homicide and
failing to render aid or give
information.

596

787.06 (3) (a) 1.

1st

Human trafficking for labor and
services of a child.

597

787.06 (3) (b)

1st

Human trafficking using
coercion for commercial sexual
activity.

598

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2014

599	787.06(3)(c) <u>2.</u>	1st	Human trafficking using coercion for labor and services of an unauthorized alien <u>adult</u> .
600	<u>787.06(3)(e)1.</u>	<u>1st</u>	<u>Human trafficking for labor and services by the transfer or transport of a child from outside Florida to within the state.</u>
601	787.06(3)(f) <u>2.</u>	1st	Human trafficking using coercion for commercial sexual activity by the transfer or transport of any <u>adult individual</u> from outside Florida to within the state.
602	790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.
603	794.011(5)	2nd	Sexual battery, victim 12 years or over, offender does not use physical force likely to cause serious injury.

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2014

604	794.08 (3)	2nd	Female genital mutilation, removal of a victim younger than 18 years of age from this state.
605	800.04 (4)	2nd	Lewd or lascivious battery.
606	806.01 (1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
607	810.02 (2) (a)	1st, PBL	Burglary with assault or battery.
608	810.02 (2) (b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.
609	810.02 (2) (c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
610	812.014 (2) (a) 2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.

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2014

611	812.13 (2) (b)	1st	Robbery with a weapon.
612	812.135 (2) (c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.
613	817.535 (2) (b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
614	817.535 (3) (a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
615	817.535 (4) (a) 1.	2nd	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.
616	817.535 (5) (a)	2nd	Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.

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2014

617	817.568 (6)	2nd	Fraudulent use of personal identification information of an individual under the age of 18.
618	825.102 (2)	1st	Aggravated abuse of an elderly person or disabled adult.
619	825.1025 (2)	2nd	Lewd or lascivious battery upon an elderly person or disabled adult.
620	825.103 (2) (a)	1st	Exploiting an elderly person or disabled adult and property is valued at \$100,000 or more.
621	837.02 (2)	2nd	Perjury in official proceedings relating to prosecution of a capital felony.
622	837.021 (2)	2nd	Making contradictory statements in official proceedings relating to prosecution of a capital felony.

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623	860.121(2)(c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.
624	860.16	1st	Aircraft piracy.
625	893.13(1)(b)	1st	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
626	893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
627	893.13(6)(c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
628	893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
	893.135	1st	Trafficking in cocaine, more

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629	(1) (b) 1.b.		than 200 grams, less than 400 grams.
	893.135	1st	Trafficking in illegal drugs,
	(1) (c) 1.b.		more than 14 grams, less than 28 grams.
630			
	893.135	1st	Trafficking in phencyclidine,
	(1) (d) 1.b.		more than 200 grams, less than 400 grams.
631			
	893.135	1st	Trafficking in methaqualone,
	(1) (e) 1.b.		more than 5 kilograms, less than 25 kilograms.
632			
	893.135	1st	Trafficking in amphetamine,
	(1) (f) 1.b.		more than 28 grams, less than 200 grams.
633			
	893.135	1st	Trafficking in flunitrazepam,
	(1) (g) 1.b.		14 grams or more, less than 28 grams.
634			
	893.135	1st	Trafficking in gamma-
	(1) (h) 1.b.		hydroxybutyric acid (GHB), 5

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635			kilograms or more, less than 10 kilograms.
635	893.135 (1) (j) 1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.
636	893.135 (1) (k) 2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.
637	893.1351 (3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
638	895.03 (1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
639	895.03 (2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
640			

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641	895.03 (3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.
642	896.101 (5) (b)	2nd	Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.
643	896.104 (4) (a) 2.	2nd	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000.
644	(i) LEVEL 9		
645	Florida Statute	Felony Degree	Description
646	316.193 (3) (c) 3.b.	1st	DUI manslaughter; failing to render aid or give information.
647	327.35 (3) (c) 3.b.	1st	BUI manslaughter; failing to

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render aid or give information.

648

409.920 1st
(2) (b) 1.c.

Medicaid provider fraud;
\$50,000 or more.

649

499.0051(9) 1st

Knowing sale or purchase of
contraband prescription drugs
resulting in great bodily harm.

650

560.123(8)(b)3. 1st

Failure to report currency or
payment instruments totaling or
exceeding \$100,000 by money
transmitter.

651

560.125(5)(c) 1st

Money transmitter business by
unauthorized person, currency,
or payment instruments totaling
or exceeding \$100,000.

652

655.50(10)(b)3. 1st

Failure to report financial
transactions totaling or
exceeding \$100,000 by financial
institution.

653

775.0844 1st

Aggravated white collar crime.

654

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655	782.04 (1)	1st	Attempt, conspire, or solicit to commit premeditated murder.
656	782.04 (3)	1st,PBL	Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with serious bodily injury or death, and other specified felonies.
657	782.051 (1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).
658	782.07 (2)	1st	Aggravated manslaughter of an elderly person or disabled adult.
659	787.01 (1) (a) 1.	1st,PBL	Kidnapping; hold for ransom or reward or as a shield or hostage.
	787.01 (1) (a) 2.	1st,PBL	Kidnapping with intent to

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660
 661
 662
 663
 664

commit or facilitate commission
of any felony.

787.01 (1) (a) 4. 1st, PBL

Kidnapping with intent to
interfere with performance of
any governmental or political
function.

787.02 (3) (a) 1st

False imprisonment; child under
age 13; perpetrator also
commits aggravated child abuse,
sexual battery, or lewd or
lascivious battery,
molestation, conduct, or
exhibition.

787.06 (3) (c) 1. 1st

Human trafficking using
coercion for labor and services
of an unauthorized alien child.

787.06 (3) (d) 1st

Human trafficking using
coercion for commercial sexual
activity of an unauthorized
alien.

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665	<u>787.06(3)(f)1.</u>	<u>1st, PBL</u>	<u>Human trafficking for commercial sexual activity by the transfer or transport of any child from outside Florida to within the state.</u>
666	787.06(3)(g)	1st, PBL	Human trafficking for commercial sexual activity of a child under the age of 18.
667	787.06(4)	1st	Selling or buying of minors into human trafficking.
668	790.161	1 st	Attempted capital destructive device offense.
669	790.166(2)	1 st , PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction.
670	794.011(2)	1 st	Attempted sexual battery; victim less than 12 years of age.
	794.011(2)	Life	Sexual battery; offender

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671			younger than 18 years and commits sexual battery on a person less than 12 years.
	794.011 (4)	1st	Sexual battery; victim 12 years or older, certain circumstances.
672			
	794.011 (8) (b)	1st	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.
673			
	794.08 (2)	1st	Female genital mutilation; victim younger than 18 years of age.
674			
	796.035	1st	Selling or buying of minors into prostitution.
675			
	800.04 (5) (b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.
676			
	812.13 (2) (a)	1st, PBL	Robbery with firearm or other

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2014

deadly weapon.

677

812.133 (2) (a) 1st,PBL Carjacking; firearm or other
deadly weapon.

678

812.135 (2) (b) 1st Home-invasion robbery with
weapon.

679

817.535 (3) (b) 1st Filing false lien or other
unauthorized document; second
or subsequent offense; property
owner is a public officer or
employee.

680

817.535 (4) (a) 2. 1st Filing false claim or other
unauthorized document;
defendant is incarcerated or
under supervision.

681

817.535 (5) (b) 1st Filing false lien or other
unauthorized document; second
or subsequent offense; owner of
the property incurs financial
loss as a result of the false
instrument.

682

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683	817.568 (7)	2nd, PBL	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial authority.
684	827.03 (2) (a)	1st	Aggravated child abuse.
685	847.0145 (1)	1st	Selling, or otherwise transferring custody or control, of a minor.
686	847.0145 (2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.
687	859.01	1st	Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure another person.

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688	893.135	1st	Attempted capital trafficking offense.
689	893.135 (1) (a) 3.	1st	Trafficking in cannabis, more than 10,000 lbs.
690	893.135 (1) (b) 1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
691	893.135 (1) (c) 1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.
692	893.135 (1) (d) 1.c.	1st	Trafficking in phencyclidine, more than 400 grams.
693	893.135 (1) (e) 1.c.	1st	Trafficking in methaqualone, more than 25 kilograms.
694	893.135 (1) (f) 1.c.	1st	Trafficking in amphetamine, more than 200 grams.
	893.135 (1) (h) 1.c.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 10

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kilograms or more.

695

893.135 1st Trafficking in 1,4-Butanediol,
(1) (j) 1.c. 10 kilograms or more.

696

893.135 1st Trafficking in Phenethylamines,
(1) (k) 2.c. 400 grams or more.

697

896.101 (5) (c) 1st Money laundering, financial
instruments totaling or
exceeding \$100,000.

698

896.104 (4) (a) 3. 1st Structuring transactions to
evade reporting or registration
requirements, financial
transactions totaling or
exceeding \$100,000.

699

700 (j) LEVEL 10

701

Florida	Felony	Description
Statute	Degree	

702

499.0051 (10) 1st Knowing sale or purchase of
contraband prescription drugs

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resulting in death.

703

782.04 (2) 1st,PBL Unlawful killing of human; act is homicide, unpremeditated.

704

782.07 (3) 1st Aggravated manslaughter of a child.

705

787.01 (1) (a) 3. 1st,PBL Kidnapping; inflict bodily harm upon or terrorize victim.

706

787.01 (3) (a) Life Kidnapping; child under age 13, perpetrator also commits aggravated child abuse, sexual battery, or lewd or lascivious battery, molestation, conduct, or exhibition.

707

708

787.06 (3) (f) 1. Life Human trafficking for commercial sexual activity by the transfer or transport of a child from outside Florida to within the state.

709

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710	<u>787.06(3)(g)</u> 787.06(3)(h)	Life	Human trafficking for commercial sexual activity of a child under the age of <u>18</u> 15 .
711	<u>787.06(4)1.</u>	<u>Life</u>	<u>Selling or buying of minors into human trafficking.</u>
712	794.011(3)	Life	Sexual battery; victim 12 years or older, offender uses or threatens to use deadly weapon or physical force to cause serious injury.
713	812.135(2)(a)	1st, PBL	Home-invasion robbery with firearm or other deadly weapon.
714	876.32	1st	Treason against the state.
715	Section 13. This act shall take effect October 1, 2014.		
716			