

1 A bill to be entitled
2 An act relating to drivers leaving the scene of a
3 crash; creating the "Aaron Cohen Life Protection Act";
4 amending s. 316.027, F.S.; redefining the term
5 "serious bodily injury" and defining the term
6 "vulnerable road user"; requiring the driver of a
7 vehicle involved in a crash that results in serious
8 bodily injury to a person to immediately stop the
9 vehicle and remain at the scene of the crash;
10 providing that a person commits a felony of the second
11 degree if he or she fails to stop the vehicle and
12 remain at the scene of the crash until specified
13 requirements are fulfilled; requiring the court to
14 impose a mandatory minimum term of imprisonment under
15 certain circumstances; requiring the revocation of the
16 driver's driver license; requiring the driver to
17 participate in specified programs; providing for
18 ranking of an offense committed if the victim of the
19 offense was a vulnerable road user; authorizing the
20 defendant to move to depart from the mandatory minimum
21 term of imprisonment under certain circumstances;
22 providing requirements and procedures for such
23 departure; amending s. 322.0261, F.S.; requiring the
24 Department of Highway Safety and Motor Vehicles to
25 include in the curriculum of a certain driver
26 improvement course instruction addressing the rights

27 of vulnerable road users; amending s. 322.28, F.S.;

28 requiring the court to revoke for at least 3 years the

29 driver license of a person convicted of leaving the

30 scene of a crash involving injury, serious bodily

31 injury, or death; reenacting and amending s.

32 322.34(6), F.S., relating to driving while a driver

33 license is suspended, revoked, canceled, or

34 disqualified, to incorporate the amendment to s.

35 322.28, F.S., in a reference thereto; amending s.

36 921.0022, F.S.; revising the offense severity ranking

37 chart; conforming a cross-reference; providing an

38 effective date.

39

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

41

42 Section 1. This act may be cited as the "Aaron Cohen Life

43 Protection Act."

44 Section 2. Section 316.027, Florida Statutes, is amended

45 to read:

46 316.027 Crash involving death or personal injuries.-

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

48 (a) "Serious bodily injury" means an injury to a person,

49 including the driver, which consists of a physical condition

50 that creates a substantial risk of death, serious personal

51 disfigurement, or protracted loss or impairment of the function

52 of a bodily member or organ.

53 (b) "Vulnerable road user" means:
 54 1. A pedestrian, including a person actually engaged in
 55 work upon a highway, or in work upon utility facilities along a
 56 highway, or engaged in the provision of emergency services
 57 within the right-of-way;
 58 2. A person operating a bicycle, motorcycle, scooter, or
 59 moped lawfully on the roadway;
 60 3. A person riding an animal; or
 61 4. A person lawfully operating on a public right-of-way,
 62 crosswalk, or shoulder of the roadway:
 63 a. A farm tractor or similar vehicle designed primarily
 64 for farm use;
 65 b. A skateboard, roller skates, or in-line skates;
 66 c. A horse-drawn carriage;
 67 d. An electric personal assistive mobility device; or
 68 e. A wheelchair.
 69 (2)(1)(a) The driver of a ~~any~~ vehicle involved in a crash
 70 occurring on public or private property ~~which that~~ results in
 71 injury to a ~~of any~~ person other than serious bodily injury shall
 72 ~~must~~ immediately stop the vehicle at the scene of the crash, or
 73 as close thereto as possible, and shall ~~must~~ remain at the scene
 74 of the crash until he or she has fulfilled the requirements of
 75 s. 316.062. ~~A Any~~ person who willfully violates this paragraph
 76 commits a felony of the third degree, punishable as provided in
 77 s. 775.082, s. 775.083, or s. 775.084.
 78 (b) The driver of a vehicle involved in a crash occurring

79 on public or private property which results in serious bodily
 80 injury to a person shall immediately stop the vehicle at the
 81 scene of the crash, or as close thereto as possible, and shall
 82 remain at the scene of the crash until he or she has fulfilled
 83 the requirements of s. 316.062. A person who willfully violates
 84 this paragraph commits a felony of the second degree, punishable
 85 as provided in s. 775.082, s. 775.083, or s. 775.084.

86 (c) ~~(b)~~ The driver of a any vehicle involved in a crash
 87 occurring on public or private property which ~~that~~ results in
 88 the death of a any person shall ~~must~~ immediately stop the
 89 vehicle at the scene of the crash, or as close thereto as
 90 possible, and shall ~~must~~ remain at the scene of the crash until
 91 he or she has fulfilled the requirements of s. 316.062. A person
 92 who is arrested for a violation of this paragraph and who has
 93 previously been convicted of a violation of this section, s.
 94 316.061, s. 316.191, or s. 316.193, or a felony violation of s.
 95 322.34, shall be held in custody until brought before the court
 96 for admittance to bail in accordance with chapter 903. A Any
 97 person who willfully violates this paragraph commits a felony of
 98 the first degree, punishable as provided in s. 775.082, s.
 99 775.083, or s. 775.084, and shall be sentenced to a mandatory
 100 minimum term of imprisonment of 4 years. A Any person who
 101 willfully commits such a violation while driving under the
 102 influence as set forth in s. 316.193(1) shall be sentenced to a
 103 mandatory minimum term of imprisonment of 4 2 years.

104 (d) ~~(e)~~ Notwithstanding s. 775.089(1)(a), if the driver of

105 a vehicle violates paragraph (a), ~~or~~ paragraph (b), or paragraph
 106 (c), the court shall order the driver to make restitution to the
 107 victim for any damage or loss unless the court finds clear and
 108 compelling reasons not to order the restitution. Restitution may
 109 be monetary or nonmonetary restitution. The court shall make the
 110 payment of restitution a condition of probation in accordance
 111 with s. 948.03. An order requiring the defendant to make
 112 restitution to a victim does not remove or diminish the
 113 requirement that the court order payment to the Crimes
 114 Compensation Trust Fund under chapter 960. Payment of an award
 115 by the Crimes Compensation Trust Fund creates an order of
 116 restitution to the Crimes Compensation Trust Fund unless
 117 specifically waived in accordance with s. 775.089(1)(b).

118 (e) A driver who violates paragraph (a), paragraph (b), or
 119 paragraph (c) shall:

120 1. Have his or her driver license revoked for at least 3
 121 years as provided in s. 322.28(4);

122 2. Participate in a victim's impact panel session in a
 123 judicial circuit if such a panel exists; or

124 3. Participate in a driver education course relating to
 125 the rights of vulnerable road users relative to vehicles on the
 126 roadway.

127 (f) For purposes of sentencing under chapter 921 and
 128 determining incentive gain-time eligibility under chapter 944,
 129 an offense listed in this subsection is ranked one level above
 130 the ranking specified in s. 921.0022 or s. 921.0023 for the

131 offense committed if the victim of the offense was a vulnerable
 132 road user.

133 (g) The defendant may move to depart from the mandatory
 134 minimum term of imprisonment prescribed in paragraph (c) unless
 135 the violation was committed while the defendant was driving
 136 under the influence. The state may object to this departure. The
 137 court may grant the motion only if it finds that a factor,
 138 consideration, or circumstance clearly demonstrates that
 139 imposing a mandatory minimum term of imprisonment would
 140 constitute or result in an injustice. The court shall state in
 141 open court the basis for granting the motion.

142 ~~(2) The department shall revoke the driver's license of~~
 143 ~~the person so convicted.~~

144 (3) The stops shall ~~Every stop must~~ be made without
 145 unnecessarily obstructing traffic ~~more than is necessary~~, and,
 146 if a damaged vehicle is obstructing traffic, the driver of the
 147 vehicle shall ~~must~~ make every reasonable effort to move the
 148 vehicle or have it moved so as not to obstruct the regular flow
 149 of traffic. A ~~Any~~ person who fails to comply with this
 150 subsection shall be cited for a nonmoving violation, punishable
 151 as provided in chapter 318.

152 (4) In addition to any other civil, criminal, or
 153 administrative penalty imposed, a person whose commission of a
 154 noncriminal traffic infraction or a ~~any~~ violation of this
 155 chapter or s. 1006.66 causes or results in the death of another
 156 person may, ~~in addition to any other civil, criminal, or~~

157 ~~administrative penalty imposed,~~ be required by the court to
 158 serve 120 community service hours in a trauma center or hospital
 159 that regularly receives victims of vehicle accidents, under the
 160 supervision of a registered nurse, an emergency room physician,
 161 or an emergency medical technician pursuant to a voluntary
 162 community service program operated by the trauma center or
 163 hospital.

164 (5) This section does not apply to crashes occurring
 165 during a motorsports event, as defined in s. 549.10(1), or at a
 166 closed-course motorsport facility, as defined in s. 549.09(1).

167 Section 3. Subsection (2) of section 322.0261, Florida
 168 Statutes, is amended to read:

169 322.0261 Driver improvement course; requirement to
 170 maintain driving privileges; failure to complete; department
 171 approval of course.—

172 (2) With respect to an operator convicted of, or who
 173 pleaded nolo contendere to, a traffic offense giving rise to a
 174 crash identified in paragraph (1)(a) or paragraph (1)(b), the
 175 department shall require that the operator, in addition to other
 176 applicable penalties, attend a department-approved driver
 177 improvement course in order to maintain his or her driving
 178 privileges. The department shall include in the course
 179 curriculum instruction specifically addressing the rights of
 180 vulnerable road users as defined in s. 316.027 relative to
 181 vehicles on the roadway. If the operator fails to complete the
 182 course within 90 days after receiving notice from the

183 department, the operator's driver ~~driver's~~ license shall be
 184 canceled by the department until the course is successfully
 185 completed.

186 Section 4. Subsection (4) of section 322.28, Florida
 187 Statutes, is amended to read:

188 322.28 Period of suspension or revocation.—

189 (4) (a) Upon a conviction for a violation of s.
 190 316.193(3)(c)2., involving serious bodily injury, a conviction
 191 of manslaughter resulting from the operation of a motor vehicle,
 192 or a conviction of vehicular homicide, the court shall revoke
 193 the driver license of the person convicted for a minimum period
 194 of 3 years. If a conviction under s. 316.193(3)(c)2., involving
 195 serious bodily injury, is also a subsequent conviction as
 196 described under paragraph (2)(a), the court shall revoke the
 197 driver license or driving privilege of the person convicted for
 198 the period applicable as provided in paragraph (2)(a) or
 199 paragraph (2)(d).

200 (b) Upon a conviction for a violation of s. 316.027(2)(a),
 201 s. 316.027(2)(b), or s. 316.027(2)(c) involving injury, serious
 202 bodily injury, or death, the court shall revoke the driver
 203 license of the person convicted for a minimum period of 3 years.

204 (c) ~~(b)~~ If the period of revocation was not specified by
 205 the court at the time of imposing sentence or within 30 days
 206 thereafter, the department shall revoke the driver license for
 207 the minimum period applicable under paragraph (a) or paragraph
 208 (b) or, for a subsequent conviction, for the minimum period

209 applicable under paragraph (2) (a) or paragraph (2) (d).

210 Section 5. For the purpose of incorporating the amendment
 211 made by this act to section 322.28, Florida Statutes, in a
 212 reference thereto, subsection (6) of section 322.34, Florida
 213 Statutes, is reenacted and amended to read:

214 322.34 Driving while license suspended, revoked, canceled,
 215 or disqualified.—

216 (6) Any person who operates a motor vehicle:

217 (a) Without having a driver's license as required under s.
 218 322.03; or

219 (b) While his or her driver's license or driving privilege
 220 is canceled, suspended, or revoked pursuant to s. 316.655, s.
 221 322.26(8), s. 322.27(2), or s. 322.28(2) or (4),

222
 223 and who by careless or negligent operation of the motor vehicle
 224 causes the death of or serious bodily injury to another human
 225 being commits ~~is guilty of~~ a felony of the third degree,
 226 punishable as provided in s. 775.082 or s. 775.083.

227 Section 6. Paragraphs (e) through (g) of subsection (3) of
 228 section 921.0022, Florida Statutes, are amended to read:

229 921.0022 Criminal Punishment Code; offense severity
 230 ranking chart.—

231 (3) OFFENSE SEVERITY RANKING CHART

232 (e) LEVEL 5

233

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234	Florida Statute	Felony Degree	Description
	316.027 <u>(2) (a)</u> (1) (a)	3rd	Accidents involving personal injuries <u>other than serious bodily injury</u> , failure to stop; leaving scene.
235	316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
236	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
237	327.30 (5)	3rd	Vessel accidents involving personal injury; leaving scene.
238	379.367 (4)	3rd	Willful molestation of a

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commercial harvester's
spiny lobster trap, line,
or buoy.

239

379.3671
(2) (c) 3.

3rd

Willful molestation,
possession, or removal of a
commercial harvester's trap
contents or trap gear by
another harvester.

240

381.0041 (11) (b)

3rd Donate blood,
plasma, or organs
knowing HIV
positive.

241

440.10 (1) (g)

2nd

Failure to obtain workers'
compensation coverage.

242

440.105 (5)

2nd

Unlawful solicitation for
the purpose of making
workers' compensation
claims.

243

440.381 (2)

2nd

Submission of false,
misleading, or incomplete

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information with the purpose
of avoiding or reducing
workers' compensation
premiums.

244

624.401 (4) (b) 2.

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

245

626.902 (1) (c)

2nd Representing an
unauthorized insurer;
repeat offender.

246

790.01 (2)

3rd Carrying a concealed
firearm.

247

790.162

2nd Threat to throw or discharge
destructive device.

248

790.163 (1)

2nd False report of deadly
explosive or weapon of mass
destruction.

249

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250	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
251	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
252	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years <u>of age</u> .
253	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years <u>of age</u> or older.
254	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

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			\$50,000.
255	812.015 (8)	3rd	Retail theft; property stolen is valued at \$300 or more and one or more specified acts.
256	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
257	812.131 (2) (b)	3rd	Robbery by sudden snatching.
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),	3rd	Filing false financial

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	(2) (a) & (3) (a)		statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
262	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.
263	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device or reencoder.
264	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly

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person or disabled adult.

265

827.071 (4)

2nd

Possess with intent to promote any photographic material, motion picture, etc., which includes sexual conduct by a child.

266

827.071 (5)

3rd

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

267

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.

268

843.01

3rd

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

269

847.0135 (5) (b)

2nd

Lewd or lascivious

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			exhibition using computer; offender 18 years or older.
270	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
271	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
272	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
273	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 <u>years of</u> <u>age</u> to join a criminal gang.
274	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

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275

893.13 (1) (c) 2.

2nd

(2) (c) 4. drugs).

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 recreational facility or community center.

276

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.

277

893.13 (1) (e) 2.

2nd

Sell, manufacture, or

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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.

278

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

279

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.,

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(2) (c) 8., (2) (c) 9., (3), or
(4) drugs).

280

893.1351 (1)

3rd

Ownership, lease, or rental
for trafficking in or
manufacturing of controlled
substance.

281

282

283 (f) LEVEL 6

284

Florida
Statute

Felony
Degree

Description

285

316.027 (2) (b)

2nd

Leaving the scene of a
crash involving serious
bodily injury.

286

316.193 (2) (b)

3rd

Felony DUI, 4th or
subsequent conviction.

287

499.0051 (3)

2nd

Knowing forgery of
pedigree papers.

288

499.0051 (4)

2nd

Knowing purchase or

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289			receipt of prescription drug from unauthorized person.
	499.0051 (5)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
290			
	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
291			
	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.
292			
	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
293			
	784.041	3rd	Felony battery; domestic battery by strangulation.
294			
	784.048 (3)	3rd	Aggravated stalking; credible threat.
295			

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296	784.048 (5)	3rd	Aggravated stalking of person under 16.
297	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
298	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
299	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
300	784.081 (2)	2nd	Aggravated assault on specified official or employee.
301	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
	784.083 (2)	2nd	Aggravated assault on

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302	787.02 (2)	3rd	code inspector. False imprisonment; restraining with purpose other than those in s. 787.01.
303	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
304	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
305	790.164 (1)	2nd	False report of deadly explosive, weapon of mass destruction, or act of arson or violence to state property.
306	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or

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vehicles.

307

794.011 (8) (a)

3rd

Solicitation of minor to participate in sexual activity by custodial adult.

308

794.05 (1)

2nd

Unlawful sexual activity with specified minor.

309

800.04 (5) (d)

3rd

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

310

800.04 (6) (b)

2nd

Lewd or lascivious conduct; offender 18 years of age or older.

311

806.031 (2)

2nd

Arson resulting in great bodily harm to firefighter or any other person.

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312	810.02 (3) (c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
313	810.145 (8) (b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
314	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
315	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
316	812.015 (9) (a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.
317	812.015 (9) (b)	2nd	Retail theft; property stolen \$3,000 or more;

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318			coordination of others.
	812.13 (2) (c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
319			
	817.4821 (5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.
320			
	825.102 (1)	3rd	Abuse of an elderly person or disabled adult.
321			
	825.102 (3) (c)	3rd	Neglect of an elderly person or disabled adult.
322			
	825.1025 (3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
323			
	825.103 (2) (c)	3rd	Exploiting an elderly

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person or disabled adult
and property is valued
at less than \$20,000.

324

827.03 (2) (c)

3rd

Abuse of a child.

325

827.03 (2) (d)

3rd

Neglect of a child.

326

827.071 (2) & (3)

2nd

Use or induce a child in
a sexual performance, or
promote or direct such
performance.

327

836.05

2nd

Threats; extortion.

328

836.10

2nd

Written threats to kill
or do bodily injury.

329

843.12

3rd

Aids or assists person
to escape.

330

847.011

3rd

Distributing, offering
to distribute, or
possessing with intent
to distribute obscene

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331	847.012	3rd	materials depicting minors.
332	847.0135 (2)	3rd	Knowingly using a minor in the production of materials harmful to minors.
333	914.23	2nd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
334	944.35 (3) (a) 2.	3rd	Retaliation against a witness, victim, or informant, with bodily injury.
			Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision,

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335			resulting in great bodily harm.
336	944.40	2nd	Escapes.
337	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
338	944.47 (1) (a) 5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
339	951.22 (1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.
340			
341	(g) LEVEL 7		
342			
343	Florida Statute	Felony Degree	Description

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344

316.027 (2) (c) ~~(1) (b)~~

1st Accident involving death, failure to stop; leaving scene.

345

316.193 (3) (c) 2.

3rd DUI resulting in serious bodily injury.

346

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.

347

327.35 (3) (c) 2.

3rd Vessel BUI resulting in serious bodily injury.

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348	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
349	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
350	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
351	456.065 (2)	3rd	Practicing a health care profession without a license.
352	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
353	458.327 (1)	3rd	Practicing medicine without a license.

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354	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
355	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
356	461.012 (1)	3rd	Practicing podiatric medicine without a license.
357	462.17	3rd	Practicing naturopathy without a license.
358	463.015 (1)	3rd	Practicing optometry without a license.
359	464.016 (1)	3rd	Practicing nursing without a license.
360	465.015 (2)	3rd	Practicing pharmacy without a license.
361	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.

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362	467.201	3rd	Practicing midwifery without a license.
363	468.366	3rd	Delivering respiratory care services without a license.
364	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
365	483.901 (9)	3rd	Practicing medical physics without a license.
366	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
367	484.053	3rd	Dispensing hearing aids without a license.
	494.0018 (2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained

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exceeded \$50,000 and
there were five or more
victims.

368

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.

369

560.125 (5) (a)

3rd

Money services business by
unauthorized person,
currency or payment
instruments exceeding \$300
but less than \$20,000.

370

655.50 (10) (b) 1.

3rd

Failure to report
financial transactions
exceeding \$300 but less
than \$20,000 by
financial institution.

371

775.21 (10) (a)

3rd

Sexual predator; failure to
register; failure to renew

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driver's license or
 identification card; other
 registration violations.

372

775.21 (10) (b)

3rd

Sexual predator working
 where children regularly
 congregate.

373

775.21 (10) (g)

3rd

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

374

782.051 (3)

2nd

Attempted felony murder of
 a person by a person other
 than the perpetrator or the
 perpetrator of an attempted
 felony.

375

782.07 (1)

2nd

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

376

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377	782.071	2nd	Killing of a human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).
378	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
379	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
380	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
381	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
	784.048 (4)	3rd	Aggravated stalking; violation of injunction or

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court order.

382

784.048 (7)

3rd

Aggravated stalking;
violation of court order.

383

784.07 (2) (d)

1st

Aggravated battery on law
enforcement officer.

384

784.074 (1) (a)

1st

Aggravated battery on
sexually violent
predators facility
staff.

385

784.08 (2) (a)

1st

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

386

784.081 (1)

1st

Aggravated battery on
specified official or
employee.

387

784.082 (1)

1st

Aggravated battery by
detained person on visitor
or other detainee.

388

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389	784.083 (1)	1st	Aggravated battery on code inspector.
390	787.06 (3) (a)	1st	Human trafficking using coercion for labor and services.
391	787.06 (3) (e)	1st	Human trafficking using coercion for labor and services by the transfer or transport of any individual from outside Florida to within the state.
392	790.07 (4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
393	790.16 (1)	1st	Discharge of a machine gun under specified circumstances.
394	790.165 (2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.

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395	790.165 (3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
396	790.166 (3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
397	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
398	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
	794.08 (4)	3rd	Female genital mutilation; consent by a parent, guardian, or a person in

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custodial authority to a
victim younger than 18 years
of age.

399

796.03

2nd

Procuring any person under 16
years of age for prostitution.

400

800.04 (5) (c) 1.

2nd

Lewd or lascivious
molestation; victim less
than 12 years of age;
offender less than 18
years of age.

401

800.04 (5) (c) 2.

2nd

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

402

806.01 (2)

2nd

Maliciously damage structure
by fire or explosive.

403

810.02 (3) (a)

2nd

Burglary of occupied
dwelling; unarmed; no

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404			assault or battery.
405	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
406	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
407	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
408	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.
	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000,

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409			grand theft in 2nd degree.
	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
410			
	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
411			
	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
412			
	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
413			
	812.131 (2) (a)	2nd	Robbery by sudden

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414			snatching.
414	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
415	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
416	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
417	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
418	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
419	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false

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statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.

420

817.535 (2) (a)

3rd Filing false lien or other unauthorized document.

421

825.102 (3) (b)

2nd Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

422

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.

423

827.03 (2) (b)

2nd Neglect of a child causing great bodily harm,

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disability, or disfigurement.

424

827.04 (3)

3rd

Impregnation of a child under 16 years of age by person 21 years of age or older.

425

837.05 (2)

3rd

Giving false information about alleged capital felony to a law enforcement officer.

426

838.015

2nd

Bribery.

427

838.016

2nd

Unlawful compensation or reward for official behavior.

428

838.021 (3) (a)

2nd

Unlawful harm to a public servant.

429

838.22

2nd

Bid tampering.

430

843.0855 (2)

3rd

Impersonation of a public officer or employee.

431

843.0855 (3)

3rd

Unlawful simulation of

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legal process.

432

843.0855 (4)

3rd

Intimidation of a public officer or employee.

433

847.0135 (3)

3rd

Solicitation of a child, via a computer service, to commit an unlawful sex act.

434

847.0135 (4)

2nd

Traveling to meet a minor to commit an unlawful sex act.

435

872.06

2nd

Abuse of a dead human body.

436

874.05 (2) (b)

1st

Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

437

874.10

1st, PBL

Knowingly initiates, organizes, plans, finances, directs, manages, or supervises

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438

893.13(1)(c)1.

1st

criminal gang-related activity.

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

439

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

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specified business site.

440

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).

441

893.135 (1) (a) 1.

1st

Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.

442

893.135
(1) (b) 1.a.

1st

Trafficking in cocaine, more than 28 grams, less than 200 grams.

443

893.135
(1) (c) 1.a.

1st

Trafficking in illegal drugs, more than 4 grams, less than 14 grams.

444

893.135 (1) (d) 1.

1st

Trafficking in phencyclidine, more than 28 grams, less than 200 grams.

445

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446	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
447	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
448	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
449	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
450	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
	893.135	1st	Trafficking in Phenethylamines,

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451 (1) (k) 2.a. 10 grams or more, less than 200
grams.

452 893.1351 (2) 2nd Possession of place for
trafficking in or
manufacturing of controlled
substance.

453 896.101 (5) (a) 3rd Money laundering,
financial transactions
exceeding \$300 but less
than \$20,000.

454 896.104 (4) (a) 1. 3rd Structuring transactions
to evade reporting or
registration
requirements, financial
transactions exceeding
\$300 but less than
\$20,000.

455 943.0435 (4) (c) 2nd Sexual offender vacating
permanent residence;
failure to comply with
reporting requirements.

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456	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
457	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
458	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
459	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
460	944.607 (9)	3rd	Sexual offender; failure to comply with reporting requirements.

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461	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
462	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
463	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
464	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

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or conceal a sexual
offender.

465

985.4815(13)

3rd

Sexual offender; failure to
report and reregister;
failure to respond to
address verification.

466

467

Section 7. This act shall take effect July 1, 2014.