

PCB TED 10-08

ORIGINAL

2010

1 A bill to be entitled
2 An act relating to the Department of Highway Safety and
3 Motor Vehicles; amending s. 316.066, F.S.; revising
4 provisions for motor vehicle crash reports; providing for
5 short-form crash reports to be completed under certain
6 circumstances and maintained by the local law enforcement
7 agency; authorizing law enforcement agencies to request
8 supplemental reports from drivers and written reports from
9 witnesses under certain circumstances; amending s. 322.02,
10 F.S.; revising legislative intent relating to delivery of
11 driver's license services by tax collectors; providing
12 that it is the intent of the Legislature to transition all
13 driver license issuance services from the Department of
14 Highway Safety and Motor Vehicles to tax collectors;
15 conforming a cross-reference; amending s. 322.135, F.S.;
16 requiring the department to authorize any or all of the
17 tax collectors in the several counties of the state to
18 serve as its agent for the provision of specified driver's
19 license services; removing an exemption from a fee charged
20 by such agents; directing the department, in conjunction
21 with the Florida Tax Collectors Association, to develop a
22 plan to transition all driver's license issuance services
23 to county tax collectors; requiring the plan to be
24 submitted to the Legislature; removing procedures for
25 approval of tax collectors as agents upon application by
26 the tax collector; amending s. 322.20, F.S.; providing for
27 county clerks of court and tax collectors to provide 3-
28 year, 7-year, or complete driver records to any person

Page 1 of 28

PCB TED 10-08.DOCX

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

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PCB TED 10-08

ORIGINAL

2010

29 upon collection of specified fees; requiring certain fees
 30 collected to be remitted to the department within a
 31 certain time period; amending ss. 322.2615, 324.051,
 32 921.0022, F.S.; conforming cross-references; providing an
 33 effective date.

34

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

36

37 Section 1. Section 316.066, Florida Statutes, is amended
 38 to read:

39 316.066 Written reports of crashes.—

40 ~~(1) The driver of a vehicle which is in any manner~~
 41 ~~involved in a crash resulting in bodily injury to or death of~~
 42 ~~any person or damage to any vehicle or other property in an~~
 43 ~~apparent amount of at least \$500 shall, within 10 days after the~~
 44 ~~crash, forward a written report of such crash to the department~~
 45 ~~or traffic records center. However, when the investigating~~
 46 ~~officer has made a written report of the crash pursuant to~~
 47 ~~subsection (3), no written report need be forwarded to the~~
 48 ~~department or traffic records center by the driver.~~

49 ~~(2) The receiving entity may require any driver of a~~
 50 ~~vehicle involved in a crash of which a written report must be~~
 51 ~~made as provided in this section to file supplemental written~~
 52 ~~reports whenever the original report is insufficient in the~~
 53 ~~opinion of the department and may require witnesses of crashes~~
 54 ~~to render reports to the department.~~

55 (1)(3)(a) A Florida Traffic Crash Report, Long Form is
 56 required to be completed and submitted to the department within

57 | 10 days after completing an investigation by every law
 58 | enforcement officer who in the regular course of duty
 59 | investigates a motor vehicle crash:

60 | 1. That ~~which crash~~ resulted in death or personal injury
 61 | shall, ~~within 10 days after completing the investigation,~~
 62 | ~~forward a written report of the crash to the department or~~
 63 | ~~traffic records center.~~

64 | 2. That ~~which crash~~ involved a violation of s. 316.061(1)
 65 | or s. 316.193 shall, ~~within 10 days after completing the~~
 66 | ~~investigation, forward a written report of the crash to the~~
 67 | ~~department or traffic records center.~~

68 | 3. In which ~~crash~~ a vehicle was rendered inoperative to a
 69 | degree that ~~which~~ required a wrecker to remove it from traffic
 70 | ~~may, within 10 days after completing the investigation, forward~~
 71 | ~~a written report of the crash to the department or traffic~~
 72 | ~~records center~~ if such action is appropriate, in the officer's
 73 | discretion.

74 | (b) In every crash for ~~case in~~ which a Florida Traffic
 75 | Crash Report, Long Form is not required by this section ~~and a~~
 76 | ~~written report to a law enforcement officer is not prepared,~~ the
 77 | law enforcement officer may complete a short-form crash report
 78 | or provide a short-form crash report to be completed by ~~shall~~
 79 | ~~provide~~ each party involved in the crash ~~a short-form report,~~
 80 | ~~prescribed by the state, to be completed by the party.~~ The
 81 | short-form report must include:

- 82 | 1. The date, time, and location of the crash.†
- 83 | 2. A description of the vehicles involved.†
- 84 | 3. The names and addresses of the parties involved.†

85 4. The names and addresses of witnesses.~~†~~

86 5. The name, badge number, and law enforcement agency of
87 the officer investigating the crash.~~†~~and

88 6. The names of the insurance companies for the respective
89 parties involved in the crash.

90 (c) Each party to the crash shall provide the law
91 enforcement officer with proof of insurance to be included in
92 the crash report. If a law enforcement officer submits a report
93 on the accident, proof of insurance must be provided to the
94 officer by each party involved in the crash. Any party who fails
95 to provide the required information commits a noncriminal
96 traffic is guilty of an infraction, punishable as for a
97 nonmoving violation, punishable as provided in chapter 318,
98 unless the officer determines that due to injuries or other
99 special circumstances such insurance information cannot be
100 provided immediately. If the person provides the law enforcement
101 agency, within 24 hours after the crash, proof of insurance that
102 was valid at the time of the crash, the law enforcement agency
103 may void the citation.

104 (d) The driver of a vehicle that was in any manner
105 involved in a crash resulting in damage to any vehicle or other
106 property in an amount of \$500 or more, which crash was not
107 investigated by a law enforcement agency, shall, within 10 days
108 after the crash, submit a written report of the crash to the
109 local law enforcement agency. The local law enforcement agency
110 receiving the report may require witnesses of the crash to
111 submit reports of the crash to the agency and may require any
112 driver of a vehicle involved in a crash requiring a written

PCB TED 10-08

ORIGINAL

2010

113 report pursuant to this section to file supplemental written
114 reports of the crash with the agency whenever the original crash
115 report is deemed insufficient by the agency.

116 (e) A law enforcement agency receiving any report required
117 under this section may require any driver of a vehicle involved
118 the crash to file supplemental written reports of the crash
119 whenever the original crash report is deemed insufficient by the
120 agency and may require witnesses of a crash to submit reports of
121 the crash to the law enforcement agency.

122 (f) Short-form crash reports prepared by law enforcement
123 officers or parties involved in a crash shall be maintained by
124 the local law enforcement agency.

125 (2)-(4)(a) One or more counties may enter into an agreement
126 with the appropriate state agency to be certified by the agency
127 to have a traffic records center for the purpose of tabulating
128 and analyzing countywide traffic crash reports. The agreement
129 must include: certification by the agency that the center has
130 adequate auditing and monitoring mechanisms in place to ensure
131 the quality and accuracy of the data; the time period in which
132 the traffic records center must report crash data to the agency;
133 and the medium in which the traffic records must be submitted to
134 the agency.

135 (b) In the case of a county or multicounty area that has a
136 certified central traffic records center, a law enforcement
137 agency or driver must submit to the center within the time limit
138 prescribed in this section a written report of the crash. A
139 driver who is required to file a crash report must be notified
140 of the proper place to submit the completed report.

141 (c) Fees for copies of public records provided by a
 142 certified traffic records center shall be charged and collected
 143 as follows:

- 144
- 145 For a crash report.....\$10 per copy.
 - 146 For a homicide report.....\$25 per copy.
 - 147 For a uniform traffic citation.....\$0.50 per copy.
- 148

149 The fees collected for copies of the public records provided by
 150 a certified traffic records center shall be used to fund the
 151 center or otherwise as designated by the county or counties
 152 participating in the center.

153 (3)~~(5)~~ (a) Crash reports that reveal the identity, home or
 154 employment telephone number or home or employment address of, or
 155 other personal information concerning the parties involved in
 156 the crash and that are held by any agency that regularly
 157 receives or prepares information from or concerning the parties
 158 to motor vehicle crashes are confidential and exempt from s.
 159 119.07(1) and s. 24(a), Art. I of the State Constitution for a
 160 period of 60 days after the date the report is filed.

161 (b) Crash reports held by an agency under paragraph (a)
 162 may be made immediately available to the parties involved in the
 163 crash, their legal representatives, their licensed insurance
 164 agents, their insurers or insurers to which they have applied
 165 for coverage, persons under contract with such insurers to
 166 provide claims or underwriting information, prosecutorial
 167 authorities, victim services programs, radio and television
 168 stations licensed by the Federal Communications Commission,

PCB TED 10-08

ORIGINAL

2010

169 newspapers qualified to publish legal notices under ss. 50.011
170 and 50.031, and free newspapers of general circulation,
171 published once a week or more often, available and of interest
172 to the public generally for the dissemination of news. For the
173 purposes of this section, the following products or publications
174 are not newspapers as referred to in this section: those
175 intended primarily for members of a particular profession or
176 occupational group; those with the primary purpose of
177 distributing advertising; and those with the primary purpose of
178 publishing names and other personal identifying information
179 concerning parties to motor vehicle crashes.

180 (c) Any local, state, or federal agency that is authorized
181 to have access to crash reports by any provision of law shall be
182 granted such access in the furtherance of the agency's statutory
183 duties.

184 (d) As a condition precedent to accessing a crash report
185 within 60 days after the date the report is filed, a person must
186 present a valid driver's license or other photographic
187 identification, proof of status, or identification that
188 demonstrates his or her qualifications to access that
189 information, and file a written sworn statement with the state
190 or local agency in possession of the information stating that
191 information from a crash report made confidential and exempt by
192 this section will not be used for any commercial solicitation of
193 accident victims, or knowingly disclosed to any third party for
194 the purpose of such solicitation, during the period of time that
195 the information remains confidential and exempt. In lieu of
196 requiring the written sworn statement, an agency may provide

PCB TED 10-08

ORIGINAL

2010

197 crash reports by electronic means to third-party vendors under
198 contract with one or more insurers, but only when such contract
199 states that information from a crash report made confidential
200 and exempt by this section will not be used for any commercial
201 solicitation of accident victims by the vendors, or knowingly
202 disclosed by the vendors to any third party for the purpose of
203 such solicitation, during the period of time that the
204 information remains confidential and exempt, and only when a
205 copy of such contract is furnished to the agency as proof of the
206 vendor's claimed status.

207 (e) This subsection does not prevent the dissemination or
208 publication of news to the general public by any legitimate
209 media entitled to access confidential and exempt information
210 pursuant to this section.

211 (4)~~(6)~~(a) Any driver failing to file the written report
212 required under subsection (1) or subsection (2) commits a
213 noncriminal traffic infraction, punishable as a nonmoving
214 violation as provided in chapter 318.

215 (b) Any employee of a state or local agency in possession
216 of information made confidential and exempt by this section who
217 knowingly discloses such confidential and exempt information to
218 a person not entitled to access such information under this
219 section is guilty of a felony of the third degree, punishable as
220 provided in s. 775.082, s. 775.083, or s. 775.084.

221 (c) Any person, knowing that he or she is not entitled to
222 obtain information made confidential and exempt by this section,
223 who obtains or attempts to obtain such information commits is
224 ~~guilty of~~ a felony of the third degree, punishable as provided

PCB TED 10-08

ORIGINAL

2010

225 in s. 775.082, s. 775.083, or s. 775.084.

226 (d) Any person who knowingly uses confidential and exempt
 227 information in violation of a filed written sworn statement or
 228 contractual agreement required by this section commits a felony
 229 of the third degree, punishable as provided in s. 775.082, s.
 230 775.083, or s. 775.084.

231 (5)~~(7)~~ Except as specified in this subsection, each crash
 232 report made by a person involved in a crash and any statement
 233 made by such person to a law enforcement officer for the purpose
 234 of completing a crash report required by this section shall be
 235 without prejudice to the individual so reporting. No such report
 236 or statement shall be used as evidence in any trial, civil or
 237 criminal. However, subject to the applicable rules of evidence,
 238 a law enforcement officer at a criminal trial may testify as to
 239 any statement made to the officer by the person involved in the
 240 crash if that person's privilege against self-incrimination is
 241 not violated. The results of breath, urine, and blood tests
 242 administered as provided in s. 316.1932 or s. 316.1933 are not
 243 confidential and shall be admissible into evidence in accordance
 244 with the provisions of s. 316.1934(2). Crash reports made by
 245 persons involved in crashes shall not be used for commercial
 246 solicitation purposes; however, the use of a crash report for
 247 purposes of publication in a newspaper or other news periodical
 248 or a radio or television broadcast shall not be construed as
 249 "commercial purpose."

250 (6)~~(8)~~ A law enforcement officer, as defined in s.
 251 943.10(1), may enforce this section.

252 Section 2. Subsections (1) and (5) of section 322.02,
 253 Florida Statutes, are amended to read:

254 322.02 Legislative intent; administration.—

255 (1) The Legislature finds that over the past several years
 256 the department and individual county tax collectors have entered
 257 into contracts for the delivery of full and limited driver
 258 license services where such contractual relationships best
 259 served the public interest through state administration and
 260 enforcement and local government implementation. It is the
 261 intent of the Legislature that the complete transition of all
 262 driver license issuance services to tax collectors who are
 263 constitutional officers under s. 1(d), Art. VIII of the State
 264 Constitution be completed no later than June 30, 2015. The
 265 transition of services to appointed charter county tax
 266 collectors may occur on a limited basis as directed by the
 267 department ~~future interests and processes for developing and~~
 268 ~~expanding the department's relationship with tax collectors~~
 269 ~~through contractual relationships for the delivery of driver~~
 270 ~~license services be achieved through the provisions of this~~
 271 ~~chapter, thereby serving best the public interest considering~~
 272 ~~accountability, cost-effectiveness, efficiency, responsiveness,~~
 273 ~~and high-quality service to the drivers in Florida.~~

274 (5) The tax collector in and for his or her county may be
 275 designated the exclusive agent of the department to implement
 276 and administer the provisions of this chapter as provided by s.
 277 322.135(5).

278 Section 3. Section 322.135, Florida Statutes, is amended
 279 to read:

280 322.135 Driver's license agents.—

281 (1) The department shall ~~may~~, upon application, authorize
 282 any or all of the tax collectors in the several counties of the
 283 state, subject to the requirements of law, in accordance with
 284 rules of the department, to serve as its agent for the provision
 285 of specified driver's license services.

286 (a) These services shall be limited to the issuance of
 287 driver's licenses and identification cards as authorized by this
 288 chapter.

289 (b) Each tax collector who is authorized by the department
 290 to provide driver's license services shall bear all costs
 291 associated with providing those services.

292 (c) A service fee of \$6.25 shall be charged, in addition
 293 to the fees set forth in this chapter, for providing all
 294 services pursuant to this chapter. The service fee may not be
 295 charged:

296 1. More than once per customer during a single visit to a
 297 tax collector's office.

298 2. For a reexamination requested by the Medical Advisory
 299 Board or required pursuant to s. 322.221.

300 3. For a voter registration transaction.

301 ~~4. For changes in an organ donation registration.~~

302 ~~4.5.~~ In violation of any federal or state law.

303 (2) Each tax collector is required to give a good and
 304 sufficient surety bond, payable to the department, conditioned
 305 upon his or her faithfully and truly performing the duties
 306 imposed upon him or her according to the requirements of law and
 307 the rules of the department and upon his or her accounting for

PCB TED 10-08

ORIGINAL

2010

308 | all materials, records, and other property and money that come
 309 | into his or her possession or control by reason of performing
 310 | these duties.

311 | (a) The amount of the bond must be determined by the
 312 | department as an amount not less than 10 percent above the
 313 | average of the daily deposits of each tax collector.

314 | (b) If a tax collector is also an agent of the department
 315 | for purposes of s. 320.03, the amount of the bond must be at
 316 | least 10 percent above the average of the total daily deposits
 317 | of all funds received by the tax collector on behalf of the
 318 | department.

319 | (c) Notwithstanding the provisions of s. 320.03, only one
 320 | bond is required in order for a tax collector to serve as an
 321 | agent of the department under chapters 320 and 322.

322 | (3) Each tax collector shall keep a full and complete
 323 | record of all materials, records, and other properties received
 324 | by him or her from the department, or from any other source, and
 325 | shall make prompt remittance of moneys collected by him or her
 326 | at such times and in such manner as prescribed by law, in
 327 | accordance with departmental rules.

328 | (4) A tax collector may not issue or renew a driver's
 329 | license if he or she has any reason to believe that the licensee
 330 | or prospective licensee is physically or mentally unqualified to
 331 | operate a motor vehicle. The tax collector may direct any such
 332 | licensee to the department for examination or reexamination
 333 | under s. 322.221.

334 | (5) The department, in conjunction with the Florida Tax
 335 | Collectors Association, shall develop a plan to transition all

PCB TED 10-08

ORIGINAL

2010

336 driver's license issuance services to the county tax collectors
337 who are constitutional officers under s. 1(d), Art. VIII of the
338 State Constitution. The transition plan must be submitted to the
339 President of the Senate and the Speaker of the House of
340 Representatives on or before February 1, 2011. The transition
341 plan must include a timeline to complete the full transition of
342 all driver's license issuance services no later than June 30,
343 2015, and may include, but is not limited to, recommendations on
344 the use of regional service centers, interlocal agreements, and
345 equipment. The county tax collector at his or her option may
346 apply to the department for approval by the executive director
347 to be the exclusive agent of the department for his or her
348 county to administer driver license services as provided and
349 authorized in this chapter.

350 ~~(a) The application by the county tax collector shall be~~
351 ~~in writing to the executive director of the department. The~~
352 ~~application must be submitted by September 1 to be effective for~~
353 ~~the state's subsequent fiscal year beginning July 1.~~

354 ~~(b) The department shall provide a form for such~~
355 ~~application, which shall include the following information:~~

356 ~~1. Locations within the county where offices and branch~~
357 ~~offices for driver license services are proposed.~~

358 ~~2. The designation by the tax collector of the driver~~
359 ~~license functions to be performed by the tax collector in the~~
360 ~~county.~~

361 ~~3. Any anticipated capital acquisition or construction~~
362 ~~costs.~~

363 ~~4. A projection of equipment available or to be provided~~

364 ~~by the department.~~

365 ~~5. All anticipated operating costs, including facilities,~~
 366 ~~equipment, and personnel to administer driver license services.~~

367 ~~(c) The department shall review applications on or before~~
 368 ~~September 1 of each year. The department shall compare the costs~~
 369 ~~included in the information submitted in the application with~~
 370 ~~the related costs incurred by the department to accomplish the~~
 371 ~~same level of services. The department shall approve or deny an~~
 372 ~~application within 60 calendar days after the application is~~
 373 ~~received unless the department and the applicant agree mutually~~
 374 ~~to a specific alternative date.~~

375 ~~(d) The department may provide technical assistance to an~~
 376 ~~applicant upon request.~~

377 ~~(6) Administration of driver license services by a county~~
 378 ~~tax collector as the exclusive agent of the department must be~~
 379 ~~revenue neutral with no adverse state fiscal impact and with no~~
 380 ~~adverse unfunded mandate to the tax collector.~~

381 ~~(7) Upon approval by the department for a tax collector to~~
 382 ~~provide exclusive driver license services in a county, the~~
 383 ~~department and the applicable tax collector shall develop a~~
 384 ~~transition plan for the orderly transfer of service~~
 385 ~~responsibilities to the tax collector. This plan shall include,~~
 386 ~~but is not limited to:~~

387 ~~(a) The specifics of any possible use of any state-owned~~
 388 ~~or leased facilities giving consideration to lease expiration~~
 389 ~~date, cancellation provisions, and possibilities for sublease of~~
 390 ~~such facilities.~~

391 ~~(b) Consideration of staffing needs of the tax collector,~~

392 ~~either the assumption by the collector or departmental~~
 393 ~~relocation of employees adversely affected.~~

394 ~~(c) The execution of a standard agreement between the~~
 395 ~~department and the tax collector for providing driver license~~
 396 ~~services.~~

397 ~~(8) The county tax collector, as the exclusive agent of~~
 398 ~~the Department of Highway Safety and Motor Vehicles, shall be~~
 399 ~~paid fees for driver license services.~~

400 (6)~~(9)~~ Notwithstanding chapter 116, each county officer
 401 within this state who is authorized to collect funds provided
 402 for in this chapter shall pay all sums officially received by
 403 the officer into the State Treasury no later than 5 working days
 404 after the close of the business day in which the officer
 405 received the funds. Payment by county officers to the state
 406 shall be made by means of electronic funds transfers.

407 Section 4. Subsection (11) of section 322.20, Florida
 408 Statutes, is amended to read:

409 322.20 Records of the department; fees; destruction of
 410 records.—

411 (11) (a) The department may charge the following fees for
 412 the following services and documents:

413 1. For providing a transcript of any one individual's
 414 driver history record or any portion thereof for the past 3
 415 years or for searching for such record when no record is found
 416 on file \$8

417 2. For providing a transcript of any one individual's
 418 driver history record or any portion thereof for the past 7
 419 years or for searching for such record when no record is found

PCB TED 10-08

ORIGINAL

2010

420 on file \$10

421 3. For providing a certified copy of a transcript of the
 422 driver history record or any portion thereof for any one
 423 individual \$10

424 4. For providing a certified photographic copy of a
 425 document, per page \$1

426 5. For providing an exemplified record \$15

427 6. For providing photocopies of documents, papers,
 428 letters, clearances, or license or insurance status reports, per
 429 page \$0.50

430 7. For assisting persons in searching any one individual's
 431 driver record at a terminal located at the department's general
 432 headquarters in Tallahassee \$2

433 (b) The department shall furnish such information without
 434 charge to any local, state, or federal law enforcement agency or
 435 court upon proof satisfactory to the department as to the
 436 purpose of the investigation.

437 (c) The clerks of court and tax collectors authorized
 438 under s. 322.135 may provide 3-year, 7-year, or complete driver
 439 records to any person requesting such records upon payment of
 440 the appropriate fees. In addition to the fees authorized under
 441 paragraph (a), clerks of court and tax collectors may assess the
 442 fee listed in s. 322.135(1)(c) for this service. The applicable
 443 fees listed in paragraph (a) must be remitted to the department
 444 no later than 5 days after payment is received unless a shorter
 445 remittance period is required by law.

446 Section 5. Subsection (2) of section 322.2615, Florida
 447 Statutes, is amended to read:

PCB TED 10-08

ORIGINAL

2010

448 | 322.2615 Suspension of license; right to review.—
 449 | (2) Except as provided in paragraph (1)(a), the law
 450 | enforcement officer shall forward to the department, within 5
 451 | days after issuing the notice of suspension, the driver's
 452 | license; an affidavit stating the officer's grounds for belief
 453 | that the person was driving or in actual physical control of a
 454 | motor vehicle while under the influence of alcoholic beverages
 455 | or chemical or controlled substances; the results of any breath
 456 | or blood test or an affidavit stating that a breath, blood, or
 457 | urine test was requested by a law enforcement officer or
 458 | correctional officer and that the person refused to submit; the
 459 | officer's description of the person's field sobriety test, if
 460 | any; the notice of suspension; and a copy of the crash report,
 461 | if any. The failure of the officer to submit materials within
 462 | the 5-day period specified in this subsection and in subsection
 463 | (1) does not affect the department's ability to consider any
 464 | evidence submitted at or prior to the hearing. The officer may
 465 | also submit a copy of a videotape of the field sobriety test or
 466 | the attempt to administer such test. Materials submitted to the
 467 | department by a law enforcement agency or correctional agency
 468 | shall be considered self-authenticating and shall be in the
 469 | record for consideration by the hearing officer. Notwithstanding
 470 | s. 316.066(5)~~(7)~~, the crash report shall be considered by the
 471 | hearing officer.

472 | Section 6. Paragraph (a) of subsection (1) of section
 473 | 324.051, Florida Statutes, is amended to read:

474 | 324.051 Reports of crashes; suspensions of licenses and
 475 | registrations.—

476 (1) (a) Every law enforcement officer who, in the regular
 477 course of duty either at the time of and at the scene of the
 478 crash or thereafter by interviewing participants or witnesses,
 479 investigates a motor vehicle crash which he or she is required
 480 to report pursuant to s. 316.066(1)~~(3)~~ shall forward a written
 481 report of the crash to the department within 10 days of
 482 completing the investigation. However, when the investigation of
 483 a crash will take more than 10 days to complete, a preliminary
 484 copy of the crash report shall be forwarded to the department
 485 within 10 days after ~~of~~ the occurrence of the crash, to be
 486 followed by a final report within 10 days after completion of
 487 the investigation. The report shall be on a form and contain
 488 information consistent with the requirements of s. 316.068.

489 Section 7. Paragraph (c) of subsection (3) of section
 490 921.0022, Florida Statutes, is amended to read:

491 921.0022 Criminal Punishment Code; offense severity
 492 ranking chart.—

493 (3) OFFENSE SEVERITY RANKING CHART

494 (c) LEVEL 3

495

Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.

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PCB TED 10-08

ORIGINAL

2010

498	316.066 <u>(4)</u> (6) (b) - (d)	3rd	Unlawfully obtaining or using confidential crash reports.
499	316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
500	316.1935 (2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
501	319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
502	319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
503	319.33 (1) (c)	3rd	Procure or pass title on stolen vehicle.
504	319.33 (4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
505	327.35 (2) (b)	3rd	Felony BUI.

PCB TED 10-08

ORIGINAL

2010

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328.05 (2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
328.07 (4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
376.302 (5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
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.
379.2431 (1) (e) 6.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.

PCB TED 10-08

ORIGINAL

2010

511	400.9935 (4)	3rd	Operating a clinic without a license or filing false license application or other required information.
512	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
513	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
514	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
515	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
516	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
517	697.08	3rd	Equity skimming.

PCB TED 10-08

ORIGINAL

2010

518

790.15 (3) 3rd Person directs another to discharge firearm from a vehicle.

519

796.05 (1) 3rd Live on earnings of a prostitute.

520

806.10 (1) 3rd Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.

521

806.10 (2) 3rd Interferes with or assaults firefighter in performance of duty.

522

810.09 (2) (c) 3rd Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.

523

812.014 (2) (c) 2. 3rd Grand theft; \$5,000 or more but less than \$10,000.

524

812.0145 (2) (c) 3rd Theft from person 65 years of age or older; \$300 or more but less than \$10,000.

PCB TED 10-08

ORIGINAL

2010

525	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
526	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
527	817.233	3rd	Burning to defraud insurer.
528	817.234 (8) (b) - (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
529	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
530	817.236	3rd	Filing a false motor vehicle insurance application.
531	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
532	817.413 (2)	3rd	Sale of used goods as new.

PCB TED 10-08

ORIGINAL

2010

533	817.505 (4)	3rd	Patient brokering.
534	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
535	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument.
536	831.29	2nd	Possession of instruments for counterfeiting drivers' licenses or identification cards.
537	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
538	843.19	3rd	Injure, disable, or kill police dog or horse.
539	860.15 (3)	3rd	Overcharging for repairs and parts.
540	870.01 (2)	3rd	Riot; inciting or encouraging.

PCB TED 10-08

ORIGINAL

2010

541	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).
542	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.
543	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.
544	893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.

PCB TED 10-08

ORIGINAL

2010

545

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

546

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

547

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

548

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

549

893.13(8)(a)1. 3rd Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.

PCB TED 10-08

ORIGINAL

2010

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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.

551

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

552

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.

553

918.13(1)(a) 3rd Alter, destroy, or conceal investigation evidence.

554

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

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

PCB TED 10-08

ORIGINAL

2010

institution.

555

985.721

3rd

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

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Section 8. This act shall take effect July 1, 2010.