

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 life sentences for specified
14 felonies; amending ss. 796.05 and 796.07, F.S.;
15 revising and providing penalties for various
16 prostitution and human trafficking offenses against
17 adults and minors; amending s. 943.0583, F.S.;
18 providing for expunction of criminal history records
19 of certain criminal charges against victims of human
20 trafficking that did not result in convictions;
21 requiring destruction of investigative records related
22 to such expunged records; amending s. 921.0022, F.S.;
23 conforming provisions of the offense severity ranking
24 chard of the Criminal Punishment Code to changes made
25 by the act; providing an effective date.
26

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

28

29 Section 1. Subsection (5) is added to section 450.021,
30 Florida Statutes, to read:

31 450.021 Minimum age; general.—

32 (5) A person 17 years old or younger, whether or not such
33 person's disabilities of nonage have been removed by marriage or
34 otherwise, may not be employed, permitted, or suffered to work
35 in an adult theater, as defined in s. 847.001(2).

36 Section 2. Subsection (3) is added to section 450.045,
37 Florida Statutes, to read:

38 450.045 Proof of age; posting of notices.—

39 (3) An adult theater, as defined in s. 847.001(2), shall
40 obtain proof of the identity and age of each of its employees or
41 independent contractors before his or her employment or
42 provision of services as an independent contractor. The adult
43 theater shall obtain and keep on record a photocopy of the
44 person's driver license or state or federal government-issued
45 photo identification card during the entire period of employment
46 or business relationship with the independent contractor. The
47 adult theater shall verify the validity of the age verification
48 document with the issuer and shall maintain a record of the
49 verification with the copy of the document at the location where
50 the employee or independent contractor works or provides
51 services to the adult theater. The department and its agents
52 have authority to enter and inspect at any time a place or

53 establishment covered by this subsection and to have access to
 54 age verification documents kept on file by the adult theater and
 55 such other records as may aid in the enforcement of this
 56 subsection.

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

59 775.15 Time limitations; general time limitations;
 60 exceptions.—

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

65 Section 4. Subsections (3) and (4) of section 787.06,
 66 Florida Statutes, are amended, subsections (5) through (7) are
 67 renumbered as subsections (7) through (9), respectively, and new
 68 subsections (5) and (6) are added to that section, to read:

69 787.06 Human trafficking.—

70 (3) Any person who knowingly, or in reckless disregard of
 71 the facts, engages in, or attempts to engage in, or benefits
 72 financially by receiving anything of value from participation in
 73 a venture that has subjected a person to human trafficking:

74 (a) Using coercion for labor or services of an adult
 75 commits a felony of the first degree, punishable as provided in
 76 s. 775.082, s. 775.083, or s. 775.084.

77 (b) Using coercion for commercial sexual activity of an
 78 adult commits a life felony ~~of the first degree~~, punishable as

79 provided in s. 775.082, s. 775.083, or s. 775.084.

80 (c) Using coercion for labor or services of an adult ~~any~~
 81 ~~individual~~ who is an unauthorized alien commits a felony of the
 82 first degree, punishable as provided in s. 775.082, s. 775.083,
 83 or s. 775.084.

84 (d) Using coercion for commercial sexual activity of an
 85 adult ~~any individual~~ who is an unauthorized alien commits a life
 86 felony ~~of the first degree~~, punishable as provided in s.
 87 775.082, s. 775.083, or s. 775.084.

88 (e) Using coercion for labor or services who does so by
 89 the transfer or transport of an adult ~~any individual~~ from
 90 outside this state to within the state commits a felony of the
 91 first degree, punishable as provided in s. 775.082, s. 775.083,
 92 or s. 775.084.

93 (f) Using coercion for commercial sexual activity who does
 94 so by the transfer or transport of an adult ~~any individual~~ from
 95 outside this state to within the state commits a life felony ~~of~~
 96 ~~the first degree~~, punishable as provided in s. 775.082, s.
 97 775.083, or s. 775.084.

98 (g) For commercial sexual activity in which any child
 99 under the age of 18 is involved commits a life felony ~~of the~~
 100 ~~first degree~~, punishable ~~by imprisonment for a term of years not~~
 101 ~~exceeding life~~, or as provided in s. 775.082(3)(a)5. ~~775.082~~, s.
 102 775.083, or s. 775.084. In a prosecution under this paragraph in
 103 which the defendant had a reasonable opportunity to observe the
 104 person who was subject to human trafficking, the state need not

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105 prove that the defendant knew that the person had not attained
106 the age of 18 years.

107 ~~(h) For commercial sexual activity in which any child~~
108 ~~under the age of 15 is involved commits a life felony,~~
109 ~~punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~
110 ~~In a prosecution under this paragraph in which the defendant had~~
111 ~~a reasonable opportunity to observe the person who was subject~~
112 ~~to human trafficking, the state need not prove that the~~
113 ~~defendant knew that the person had not attained the age of 15~~
114 ~~years.~~

115
116 For each instance of human trafficking of any individual under
117 this subsection, a separate crime is committed and a separate
118 punishment is authorized.

119 (4) Any parent, legal guardian, or other person having
120 custody or control of a minor who sells or otherwise transfers
121 custody or control of such minor, or offers to sell or otherwise
122 transfer custody of such minor, with knowledge or in reckless
123 disregard of the fact that, as a consequence of the sale or
124 transfer, the minor will be subject to human trafficking commits
125 a life ~~first-degree~~ felony, punishable as provided in s.
126 775.082, s. 775.083, or s. 775.084.

127 (5) (a) The felony of any violation of an offense under
128 subsection (3) or subsection (4) shall be reclassified as
129 provided in this subsection if the victim of the offense was
130 permanently branded by, or at the direction of, the offender.

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131 For purposes of this subsection, the term "permanently branded"
132 means a mark on the individual's body that, if it can be removed
133 or repaired at all, can only be removed or repaired by surgical
134 means.

135 (b)1. In the case of a felony of the first degree, the
136 offense is reclassified to a life felony.

137 2. In the case of a life felony without a minimum
138 mandatory sentence, the offense is reclassified to a life felony
139 with a minimum mandatory term of imprisonment of 30 years.

140 3. In the case of a life felony with a minimum mandatory
141 term of imprisonment of 30 years, the offense is reclassified to
142 a life felony punishable by a term of imprisonment for life.

143
144 For purposes of sentencing under chapter 921, a felony offense
145 that is reclassified under this subsection is ranked one level
146 above the ranking under s. 921.0022 or s. 921.0023 of the
147 offense committed.

148 (6) (a) The felony of any violation of an offense under
149 subsection (3) or subsection (4) and, if applicable, as enhanced
150 under subsection (5) shall be reclassified or further
151 reclassified as provided in this subsection if a person with a
152 mental incapacitation is a victim. For purposes of this
153 subsection, the term "mental incapacitation" means that due to a
154 developmental disability or organic brain damage, the ability of
155 the person to provide adequately for his or her own care or
156 protection is impaired.

157 (b)1. In the case of a felony of the first degree, the
158 offense is reclassified to a life felony.

159 2. In the case of a life felony without a minimum
160 mandatory sentence, the offense is reclassified to a life felony
161 with a minimum mandatory term of imprisonment of 30 years.

162 3. In the case of a life felony with a minimum mandatory
163 term of imprisonment of 30 years, the offense is reclassified to
164 a life felony punishable by a term of imprisonment for life.

165
166 For purposes of sentencing under chapter 921, a felony offense
167 that is reclassified under this subsection is ranked one level
168 above the ranking under s. 921.0022 or s. 921.0023 of the
169 offense committed.

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.

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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) or s.
200 796.05(2)(b), by a term of imprisonment for life.

201 Section 6. Section 796.05, Florida Statutes, is amended to
202 read:

203 796.05 Deriving support from the proceeds of prostitution
204 or human trafficking.-

205 (1) It shall be unlawful for any person with reasonable
206 belief or knowing another person is engaged in prostitution or
207 is a victim of human trafficking under s. 787.06 to live or
208 derive support or maintenance in whole or in part from what is

209 | believed to be the earnings or proceeds of such person's
 210 | prostitution.

211 | (2) Anyone violating this section commits:

212 | (a) If the person is engaged in prostitution or is a
 213 | victim of human trafficking and is an adult:

214 | 1. For a first offense, a felony of the ~~second~~ third
 215 | degree, punishable as provided in s. 775.082, s. 775.083, or s.
 216 | 775.084.

217 | 2. For a second offense, a felony of the first degree,
 218 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

219 | 3. For a third or subsequent offense, a life felony,
 220 | punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

221 | (b) If the person is engaged in prostitution or is a
 222 | victim of human trafficking and is a minor, punishable as if a
 223 | violation of s. 787.06(3)(g) had been committed.

224 | Section 7. Subsections (5) and (6) of section 796.07,
 225 | Florida Statutes, are renumbered as (6) and (7), respectively,
 226 | subsection (4) is amended, and a new subsection (5) is added to
 227 | that section, to read:

228 | 796.07 Prohibiting prostitution and related acts.—

229 | (2) It is unlawful:

230 | (f) To solicit, induce, entice, or procure another to
 231 | commit prostitution, lewdness, or assignation.

232 | (4) Except as provided in subsection (5), a person who
 233 | violates any provision of this section commits:

234 | (a) A misdemeanor of the second degree for a first

235 violation, punishable as provided in s. 775.082 or s. 775.083.

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

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

241 (5) (a) A person who violates paragraph (2) (f) by
 242 soliciting an adult commits:

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

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

247 3. For a third or subsequent offense, a felony of the
 248 first degree, punishable as provided in s. 775.082, s. 775.083,
 249 or s. 775.084.

250 (b) A person who violates paragraph (2) (f) by soliciting a
 251 minor commits:

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

254 2. For a second offense, a felony of the first degree,
 255 punishable by imprisonment for a term of years not exceeding
 256 life imprisonment or as provided in s. 775.082, s. 775.083, or
 257 s. 775.084.

258 3. For a third or subsequent offense, a life felony,
 259 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
 260 with a minimum mandatory term of imprisonment of 30 years.

261 Section 8. Subsection (3) and paragraph (a) of subsection
 262 (8) of section 943.0583, Florida Statutes, are amended to read:
 263 943.0583 Human trafficking victim expunction.—

264 (3) A person who is a victim of human trafficking may
 265 petition for the expunction of any conviction or the expunction
 266 of a criminal charge for which there was no conviction for an
 267 offense committed or allegedly committed while the person ~~he or~~
 268 ~~she~~ was a victim of human trafficking or an, ~~which~~ offense ~~was~~
 269 committed or was allegedly committed as a part of the human
 270 trafficking scheme of which the person ~~he or she~~ was a victim or
 271 at the direction of an operator of the scheme, including, but
 272 not limited to, violations under chapters 796 and 847. However,
 273 this section does not apply to any offense listed in s.

274 775.084(1)(b)1. Determination of the petition under this section
 275 should be by a preponderance of the evidence. A conviction
 276 expunged under this section is deemed to have been vacated due
 277 to a substantive defect in the underlying criminal proceedings.

278 (8)(a) Any criminal history record of a minor or an adult
 279 that is ordered expunged by the court of original jurisdiction
 280 over the crime or charge sought to be expunged pursuant to this
 281 section and all criminal investigative information relating to
 282 that record must be physically destroyed or obliterated by any
 283 criminal justice agency having custody of such record or
 284 information, except that any criminal history record or
 285 investigative information in the custody of the department must
 286 be retained in all cases.

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287 Section 9. Paragraphs (c) and (e) through (j) of
 288 subsection (3) of section 921.0022, Florida Statutes, are
 289 amended to read:

290 921.0022 Criminal Punishment Code; offense severity
 291 ranking chart.—

292 (3) OFFENSE SEVERITY RANKING CHART

293 (c) LEVEL 3

294

Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
316.066 (3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.

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300	319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
301	319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
302	319.33 (1) (c)	3rd	Procure or pass title on stolen vehicle.
303	319.33 (4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
304	327.35 (2) (b)	3rd	Felony BUI.
305	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

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or wrong ID number.

306

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

307

379.2431 3rd Taking, disturbing, mutilating, (1) (e) 5. 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.

308

379.2431 3rd Soliciting to commit or (1) (e) 6. conspiring to commit a violation of the Marine Turtle Protection Act.

309

400.9935 (4) 3rd Operating a clinic without a license or filing false license application or other required information.

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311	440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
312	501.001(2)(b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
313	624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.
314	624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
315	626.902(1)(a) & (b)	3rd	Representing an unauthorized insurer.
316	697.08	3rd	Equity skimming.
	790.15(3)	3rd	Person directs another to discharge firearm from a

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vehicle.

317

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

318

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

319

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

320

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

321

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

322

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

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324	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
325	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
326	817.233	3rd	Burning to defraud insurer.
327	817.234 (8) (b) - (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
328	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
329	817.236	3rd	Filing a false motor vehicle insurance application.
330	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.

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331	817.413 (2)	3rd	Sale of used goods as new.
332	817.505 (4)	3rd	Patient brokering.
333	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
334	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument.
335	831.29	2nd	Possession of instruments for counterfeiting drivers' licenses or identification cards.
336	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
337	843.19	3rd	Injure, disable, or kill police dog or horse.

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338	860.15 (3)	3rd	Overcharging for repairs and parts.
339	870.01 (2)	3rd	Riot; inciting or encouraging.
340	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).
341	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.
	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.

342

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

343

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

344

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

345

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

346

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

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- 348 893.13(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.
- 349 893.13(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.
- 350 893.13(8)(a)3. 3rd Knowingly write a prescription for a controlled substance for a fictitious person.
- 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

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monetary benefit for the
practitioner.

351

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

352

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

353

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

354

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

355

356

357 (e) LEVEL 5

358

Florida	Felony	Description
Statute	Degree	

359

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

360

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

361

322.34 (6) 3rd Careless operation of motor
vehicle with suspended license,
resulting in death or serious
bodily injury.

362

327.30 (5) 3rd Vessel accidents involving
personal injury; leaving scene.

363

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

364

379.3671 3rd Willful molestation,
(2) (c) 3. possession, or removal of a
commercial harvester's trap
contents or trap gear by
another harvester.

365

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

366

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367	440.10 (1) (g)	2nd	Failure to obtain workers' compensation coverage.
368	440.105 (5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
369	440.381 (2)	2nd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
370	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
371	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
372	790.01 (2)	3rd	Carrying a concealed firearm.
373	790.162	2nd	Threat to throw or discharge destructive device.

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374	790.163 (1)	2nd	False report of deadly explosive or weapon of mass destruction.
375	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
376	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
377	<u>796.05 (1)</u>	<u>2nd</u>	<u>Live on earnings of an adult prostitute; 1st offense.</u>
378	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years.
379	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years or older.
380	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.

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381	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
382	812.015(8)	3rd	Retail theft; property stolen is valued at \$300 or more and one or more specified acts.
383	812.019(1)	2nd	Stolen property; dealing in or trafficking in.
384	812.131(2)(b)	3rd	Robbery by sudden snatching.
385	812.16(2)	3rd	Owning, operating, or conducting a chop shop.
386	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.
387	817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
	817.2341(1), (2)(a) &	3rd	Filing false financial statements, making false

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388	(3) (a)		entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
389	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.
390	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device or reencoder.
391	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
	827.071 (4)	2nd	Possess with intent to promote any photographic material,

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motion picture, etc., which includes sexual conduct by a child.

392

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

393

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.

394

843.01 3rd Resist officer with violence to person; resist arrest with violence.

395

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

396

847.0137 3rd Transmission of pornography by

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397	(2) & (3)		electronic device or equipment.
398	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
399	874.05 (1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
400	874.05 (2) (a)	2nd	Encouraging or recruiting person under 13 to join a criminal gang.
401	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).
401	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
 recreational facility or
 community center.

402

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.

403

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

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specified business site.

404

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.

405

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).

406

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

407

408 (f) LEVEL 6

409

Florida	Felony	Description
Statute	Degree	

410

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411	316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
412	499.0051 (3)	2nd	Knowing forgery of pedigree papers.
413	499.0051 (4)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
414	499.0051 (5)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
415	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
416	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.
417	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
418	784.041	3rd	Felony battery; domestic battery by strangulation.

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419	784.048 (3)	3rd	Aggravated stalking; credible threat.
420	784.048 (5)	3rd	Aggravated stalking of person under 16.
421	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
422	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
423	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
424	784.081 (2)	2nd	Aggravated assault on specified official or employee.
425	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
426	784.083 (2)	2nd	Aggravated assault on code inspector.

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427	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
428	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
429	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
430	790.164 (1)	2nd	False report of deadly explosive, weapon of mass destruction, or act of arson or violence to state property.
431	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
432	794.011 (8) (a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.

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433	794.05 (1)	2nd	Unlawful sexual activity with specified minor.
434	800.04 (5) (d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years.
435	800.04 (6) (b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
436	806.031 (2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
437	810.02 (3) (c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
438	810.145 (8) (b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000,

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grand theft in 2nd degree.

439

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

440

812.015 (9) (a) 2nd Retail theft; property stolen
\$300 or more; second or
subsequent conviction.

441

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

442

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

443

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

444

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

445

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

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disabled adult.

446

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

447

825.103 (2) (c) 3rd Exploiting an elderly person or
disabled adult and property is
valued at less than \$20,000.

448

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

449

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

450

827.071 (2) & (3) 2nd Use or induce a child in a
sexual performance, or promote
or direct such performance.

451

836.05 2nd Threats; extortion.

452

836.10 2nd Written threats to kill or do
bodily injury.

453

843.12 3rd Aids or assists person to
escape.

454

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455	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
456	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
457	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
458	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
459	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.
460	944.40	2nd	Escapes.

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461	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
462	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
463	951.22(1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.
464	(g) LEVEL 7		
465	Florida Statute	Felony Degree	Description
466	316.027(1)(b)	1st	Accident involving death, failure to stop; leaving scene.
467	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
468	316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with

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wanton disregard for safety
 while fleeing or attempting to
 elude law enforcement officer
 who is in a patrol vehicle with
 siren and lights activated.

469

327.35 (3) (c) 2. 3rd Vessel BUI resulting in serious
 bodily injury.

470

402.319 (2) 2nd Misrepresentation and
 negligence or intentional act
 resulting in great bodily harm,
 permanent disfiguration,
 permanent disability, or death.

471

409.920 3rd Medicaid provider fraud;
 (2) (b) 1.a. \$10,000 or less.

472

409.920 2nd Medicaid provider fraud; more
 (2) (b) 1.b. than \$10,000, but less than
 \$50,000.

473

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

474

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475	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
476	458.327 (1)	3rd	Practicing medicine without a license.
477	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
478	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
479	461.012 (1)	3rd	Practicing podiatric medicine without a license.
480	462.17	3rd	Practicing naturopathy without a license.
481	463.015 (1)	3rd	Practicing optometry without a license.
482	464.016 (1)	3rd	Practicing nursing without a license.

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483	465.015 (2)	3rd	Practicing pharmacy without a license.
484	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
485	467.201	3rd	Practicing midwifery without a license.
486	468.366	3rd	Delivering respiratory care services without a license.
487	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
488	483.901 (9)	3rd	Practicing medical physics without a license.
489	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
490	484.053	3rd	Dispensing hearing aids without a license.

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491	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.
492	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.
493	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
494	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew

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

495

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

496

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

497

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

498

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

499

782.071 2nd Killing of a human being or
 viable fetus by the operation

of a motor vehicle in a reckless manner (vehicular homicide).

500

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

501

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

502

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

503

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

504

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

505

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

506

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507	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
508	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
509	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
510	784.081 (1)	1st	Aggravated battery on specified official or employee.
511	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
512	784.083 (1)	1st	Aggravated battery on code inspector.
513	787.06 (3) (a)	1st	Human trafficking using coercion for labor and services <u>of adult</u> .
	787.06 (3) (e)	1st	Human trafficking using

coercion for labor and services by the transfer or transport of an adult ~~any individual~~ from outside Florida to within the state.

514

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

515

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

516

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

517

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

518

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

519

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520	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
521	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
522	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.
523	796.03	2nd	Procuring any person under 16 years for prostitution.
524	800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.

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525	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.
526	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
527	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
528	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
529	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
530	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
	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.

531

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

532

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

533

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

534

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

535

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

536

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537	812.131 (2) (a)	2nd	Robbery by sudden snatching.
538	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
539	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
540	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
541	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
542	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
	817.2341 (2) (b) & (3) (b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the

insolvency of that entity.

543

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

544

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

545

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.

546

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

547

827.04 (3) 3rd Impregnation of a child under
16 years of age by person 21
years of age or older.

548

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

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enforcement officer.

549

838.015 2nd Bribery.

550

838.016 2nd Unlawful compensation or reward
for official behavior.

551

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

552

838.22 2nd Bid tampering.

553

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

554

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

555

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

556

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

557

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558	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
559	872.06	2nd	Abuse of a dead human body.
560	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
561	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 care facility, school, or state, county, or municipal park or publicly owned recreational facility or

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community center.

562

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.

563

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).

564

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

565

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

566

893.135 1st Trafficking in illegal drugs,

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567	(1) (c) 1.a.		more than 4 grams, less than 14 grams.
568	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
569	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
570	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
571	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
572	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
	893.135	1st	Trafficking in 1,4-Butanediol,

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573	(1) (j) 1.a.		1 kilogram or more, less than 5 kilograms.
574	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
575	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
576	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
577	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
578	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.

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579	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
580	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
581	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
582	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification.
583	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a

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digitized photograph.

584

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

585

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

586

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

587

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

588

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

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590 (h) LEVEL 8

591

Florida	Felony	Description
Statute	Degree	

592

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

593

316.1935 (4) (b)	1st	Aggravated fleeing or attempted eluding with serious bodily injury or death.
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594

327.35 (3) (c) 3.	2nd	Vessel BUI manslaughter.
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595

499.0051 (7)	1st	Knowing trafficking in contraband prescription drugs.
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596

499.0051 (8)	1st	Knowing forgery of prescription labels or prescription drug labels.
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597

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
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transmitter.

598

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.

599

655.50 (10) (b) 2. 2nd Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.

600

777.03 (2) (a) 1st Accessory after the fact, capital felony.

601

782.04 (4) 2nd Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery, burglary, kidnapping, aggravated fleeing or eluding with serious bodily injury or death, aircraft piracy, or

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			unlawfully discharging bomb.
602	782.051 (2)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony not enumerated in s. 782.04(3).
603	782.071 (1) (b)	1st	Committing vehicular homicide and failing to render aid or give information.
604	782.072 (2)	1st	Committing vessel homicide and failing to render aid or give information.
605	787.06 (3) (b)	1st	Human trafficking using coercion for commercial sexual activity.
606	787.06 (3) (c)	1st	Human trafficking using coercion for labor and services of an unauthorized alien <u>adult</u> .
607	<u>787.06 (3) (e)</u>	<u>1st</u>	<u>Human trafficking using coercion for labor and services</u>

608	787.06(3)(f)	1st	<p><u>by the transfer or transport of</u> <u>an adult from outside Florida</u> <u>to within the state.</u></p> <p>Human trafficking using coercion for commercial sexual activity by the transfer or transport of any individual from outside Florida to within the state.</p>
609	790.161(3)	1st	<p>Discharging a destructive device which results in bodily harm or property damage.</p>
610	794.011(5)	2nd	<p>Sexual battery, victim 12 years or over, offender does not use physical force likely to cause serious injury.</p>
611	794.08(3)	2nd	<p>Female genital mutilation, removal of a victim younger than 18 years of age from this state.</p>
612			

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613	<u>796.05 (1)</u>	<u>1st</u>	<u>Live on earnings of a minor prostitute; 1st offense.</u>
614	800.04 (4)	2nd	Lewd or lascivious battery.
615	806.01 (1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
616	810.02 (2) (a)	1st, PBL	Burglary with assault or battery.
617	810.02 (2) (b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.
618	810.02 (2) (c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
619	812.014 (2) (a) 2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.
620	812.13 (2) (b)	1st	Robbery with a weapon.

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621	812.135 (2) (c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.
622	817.535 (2) (b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
623	817.535 (3) (a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
624	817.535 (4) (a) 1.	2nd	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.
625	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.
	817.568 (6)	2nd	Fraudulent use of personal

identification information of
 an individual under the age of
 18.

626

825.102 (2) 1st Aggravated abuse of an elderly
 person or disabled adult.

627

825.1025 (2) 2nd Lewd or lascivious battery upon
 an elderly person or disabled
 adult.

628

825.103 (2) (a) 1st Exploiting an elderly person or
 disabled adult and property is
 valued at \$100,000 or more.

629

837.02 (2) 2nd Perjury in official proceedings
 relating to prosecution of a
 capital felony.

630

837.021 (2) 2nd Making contradictory statements
 in official proceedings
 relating to prosecution of a
 capital felony.

631

860.121 (2) (c) 1st Shooting at or throwing any

object in path of railroad
vehicle resulting in great
bodily harm.

632

860.16 1st Aircraft piracy.

633

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).

634

893.13(2)(b) 1st Purchase in excess of 10 grams
of any substance specified in
s. 893.03(1)(a) or (b).

635

893.13(6)(c) 1st Possess in excess of 10 grams
of any substance specified in
s. 893.03(1)(a) or (b).

636

893.135(1)(a)2. 1st Trafficking in cannabis, more
than 2,000 lbs., less than
10,000 lbs.

637

893.135 1st Trafficking in cocaine, more
(1)(b)1.b. than 200 grams, less than 400

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grams.

638

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

639

893.135 1st Trafficking in phencyclidine,
 (1) (d) 1.b. more than 200 grams, less than
 400 grams.

640

893.135 1st Trafficking in methaqualone,
 (1) (e) 1.b. more than 5 kilograms, less
 than 25 kilograms.

641

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

642

893.135 1st Trafficking in flunitrazepam,
 (1) (g) 1.b. 14 grams or more, less than 28
 grams.

643

893.135 1st Trafficking in gamma-
 (1) (h) 1.b. hydroxybutyric acid (GHB), 5
 kilograms or more, less than 10

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644			kilograms.
	893.135 (1) (j) 1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.
645			
	893.135 (1) (k) 2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.
646			
	893.1351 (3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
647			
	895.03 (1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
648			
	895.03 (2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
649			
	895.03 (3)	1st	Conduct or participate in any

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enterprise through pattern of racketeering activity.

650

896.101 (5) (b) 2nd Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.

651

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.

652

653 (i) LEVEL 9

654

Florida	Felony	Description
Statute	Degree	

655

316.193	1st	DUI manslaughter; failing to render aid or give information.
(3) (c) 3.b.		

656

327.35 (3) (c) 3.b.	1st	BUI manslaughter; failing to render aid or give information.
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658	409.920 (2) (b) 1.c.	1st	Medicaid provider fraud; \$50,000 or more.
659	499.0051 (9)	1st	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm.
660	560.123 (8) (b) 3.	1st	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter.
661	560.125 (5) (c)	1st	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000.
662	655.50 (10) (b) 3.	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution.
663	775.0844	1st	Aggravated white collar crime.
	782.04 (1)	1st	Attempt, conspire, or solicit

to commit premeditated murder.

664

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.

665

782.051(1) 1st Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).

666

782.07(2) 1st Aggravated manslaughter of an elderly person or disabled adult.

667

787.01(1)(a)1. 1st,PBL Kidnapping; hold for ransom or reward or as a shield or hostage.

668

787.01(1)(a)2. 1st,PBL Kidnapping with intent to commit or facilitate commission

of any felony.

669

787.01 (1) (a) 4. 1st, PBL Kidnapping with intent to
interfere with performance of
any governmental or political
function.

670

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.

671

787.06 (3) (b) Life Human trafficking using
coercion for commercial sexual
activity of adult.

672

~~787.06 (3) (d)~~ ~~1st~~ ~~Human trafficking using
coercion for commercial sexual
activity of an unauthorized
alien.~~

673

787.06 (3) (g) 1st, PBL Human trafficking for

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674			commercial sexual activity of a child under the age of 18.
675	787.06(4)	1st	Selling or buying of minors into human trafficking.
676	790.161	1st	Attempted capital destructive device offense.
677	790.166(2)	1st, PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction.
678	794.011(2)	1st	Attempted sexual battery; victim less than 12 years of age.
679	794.011(2)	Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.
680	794.011(4)	1st	Sexual battery; victim 12 years or older, certain circumstances.

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681	794.011(8)(b)	1st	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.
682	794.08(2)	1st	Female genital mutilation; victim younger than 18 years of age.
683	796.035	1st	Selling or buying of minors into prostitution.
684	<u>796.05(1)</u>	<u>Life</u>	<u>Live on earnings of a minor prostitute; 2nd offense.</u>
685	800.04(5)(b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.
686	812.13(2)(a)	1st,PBL	Robbery with firearm or other deadly weapon.
687	812.133(2)(a)	1st,PBL	Carjacking; firearm or other deadly weapon.

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688	812.135 (2) (b)	1st	Home-invasion robbery with weapon.
689	817.535 (3) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.
690	817.535 (4) (a) 2.	1st	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.
691	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.
	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

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			guardian, or person exercising custodial authority.
692	827.03 (2) (a)	1st	Aggravated child abuse.
693	847.0145 (1)	1st	Selling, or otherwise transferring custody or control, of a minor.
694	847.0145 (2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.
695	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.
696	893.135	1st	Attempted capital trafficking offense.
697	893.135 (1) (a) 3.	1st	Trafficking in cannabis, more

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than 10,000 lbs.

698

893.135 1st Trafficking in cocaine, more
 (1) (b) 1.c. than 400 grams, less than 150
 kilograms.

699

893.135 1st Trafficking in illegal drugs,
 (1) (c) 1.c. more than 28 grams, less than
 30 kilograms.

700

893.135 1st Trafficking in phencyclidine,
 (1) (d) 1.c. more than 400 grams.

701

893.135 1st Trafficking in methaqualone,
 (1) (e) 1.c. more than 25 kilograms.

702

893.135 1st Trafficking in amphetamine,
 (1) (f) 1.c. more than 200 grams.

703

893.135 1st Trafficking in gamma-
 (1) (h) 1.c. hydroxybutyric acid (GHB), 10
 kilograms or more.

704

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

705

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706	893.135 (1) (k) 2.c.	1st	Trafficking in Phenethylamines, 400 grams or more.
707	896.101 (5) (c)	1st	Money laundering, financial instruments totaling or exceeding \$100,000.
708	896.104 (4) (a) 3.	1st	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.
709	(j) LEVEL 10		
710			
711	Florida Statute	Felony Degree	Description
712	499.0051 (10)	1st	Knowing sale or purchase of contraband prescription drugs resulting in death.
713	782.04 (2)	1st, PBL	Unlawful killing of human; act is homicide, unpremeditated.

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714	782.07 (3)	1st	Aggravated manslaughter of a child.
715	787.01 (1) (a) 3.	1st, PBL	Kidnapping; inflict bodily harm upon or terrorize victim.
716	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.
717	<u>787.06 (3) (d)</u>	<u>Life</u>	<u>Human trafficking using coercion for commercial sexual activity of an unauthorized adult.</u>
718	<u>787.06 (3) (f)</u>	<u>Life</u>	<u>Human trafficking using coercion for commercial sexual activity by the transfer or transport of an adult from outside Florida to within the state.</u>

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719	787.06(3)(h)	Life	Human trafficking for commercial sexual activity of a child under the age of 15.
720	<u>787.06(4)</u>	<u>Life</u>	<u>Selling or buying of minors into human trafficking.</u>
721	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.
722	<u>796.05(1)</u>	<u>Life</u>	<u>Live on earnings of an adult prostitute; 3rd and subseq. offense.</u>
723	<u>796.05(1)</u>	<u>Life</u>	<u>Live on earnings of a minor prostitute; 3rd or subseq. offense.</u>
724	812.135(2)(a)	1st, PBL	Home-invasion robbery with firearm or other deadly weapon.
725	876.32	1st	Treason against the state.

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726

Section 10. This act shall take effect October 1, 2014.