

27 purchases, manufactures, delivers, or brings into this
28 state specified quantities of 3,4-
29 Methylenedioxy methcathinone, 3,4-
30 Methylenedioxy pyrovalerone (MDPV), or
31 Methy methcathinone, or who is knowingly in actual or
32 constructive possession of specified quantities of
33 3,4-Methylenedioxy methcathinone, 3,4-
34 Methylenedioxy pyrovalerone (MDPV), or
35 Methy methcathinone, commits the offense of capital
36 manufacture or importation of Phenethylamines, a
37 capital felony; providing criminal penalties;
38 reenacting s. 921.0022(3)(b), (c), (e), and (g)-(i),
39 F.S., relating to the Criminal Punishment Code, to
40 incorporate the amendment made to ss. 893.03 and
41 893.135, F.S., in a reference thereto; providing an
42 effective date.

43

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

45

46 Section 1. Paragraph (c) of subsection (1) of section
47 893.03, Florida Statutes, is amended to read:

48 893.03 Standards and schedules.—The substances enumerated
49 in this section are controlled by this chapter. The controlled
50 substances listed or to be listed in Schedules I, II, III, IV,
51 and V are included by whatever official, common, usual,
52 chemical, or trade name designated. The provisions of this

53 section shall not be construed to include within any of the
 54 schedules contained in this section any excluded drugs listed
 55 within the purview of 21 C.F.R. s. 1308.22, styled "Excluded
 56 Substances"; 21 C.F.R. s. 1308.24, styled "Exempt Chemical
 57 Preparations"; 21 C.F.R. s. 1308.32, styled "Exempted
 58 Prescription Products"; or 21 C.F.R. s. 1308.34, styled "Exempt
 59 Anabolic Steroid Products."

60 (1) SCHEDULE I.—A substance in Schedule I has a high
 61 potential for abuse and has no currently accepted medical use in
 62 treatment in the United States and in its use under medical
 63 supervision does not meet accepted safety standards. The
 64 following substances are controlled in Schedule I:

65 (c) Unless specifically excepted or unless listed in
 66 another schedule, any material, compound, mixture, or
 67 preparation that contains any quantity of the following
 68 hallucinogenic substances or that contains any of their salts,
 69 isomers, including optical, positional, or geometric isomers,
 70 and salts of isomers, if the existence of such salts, isomers,
 71 and salts of isomers is possible within the specific chemical
 72 designation:

- 73 1. Alpha-ethyltryptamine.
- 74 2. 2-Amino-4-methyl-5-phenyl-2-oxazoline (4-
 75 methylaminorex).
- 76 3. 2-Amino-5-phenyl-2-oxazoline (Aminorex).
- 77 4. 4-Bromo-2,5-dimethoxyamphetamine.
- 78 5. 4-Bromo-2,5-dimethoxyphenethylamine.

- 79 | 6. Bufotenine.
- 80 | 7. Cannabis.
- 81 | 8. Cathinone.
- 82 | 9. Diethyltryptamine.
- 83 | 10. 2,5-Dimethoxyamphetamine.
- 84 | 11. 2,5-Dimethoxy-4-ethylamphetamine (DOET).
- 85 | 12. Dimethyltryptamine.
- 86 | 13. N-Ethyl-1-phenylcyclohexylamine (PCE) (Ethylamine
- 87 | analog of phencyclidine).
- 88 | 14. N-Ethyl-3-piperidyl benzilate.
- 89 | 15. N-ethylamphetamine.
- 90 | 16. Fenethylamine.
- 91 | 17. N-Hydroxy-3,4-methylenedioxyamphetamine.
- 92 | 18. Ibogaine.
- 93 | 19. Lysergic acid diethylamide (LSD).
- 94 | 20. Mescaline.
- 95 | 21. Methcathinone.
- 96 | 22. 5-Methoxy-3,4-methylenedioxyamphetamine.
- 97 | 23. 4-methoxyamphetamine.
- 98 | 24. 4-methoxymethamphetamine.
- 99 | 25. 4-Methyl-2,5-dimethoxyamphetamine.
- 100 | 26. 3,4-Methylenedioxy-N-ethylamphetamine.
- 101 | 27. 3,4-Methylenedioxyamphetamine.
- 102 | 28. N-Methyl-3-piperidyl benzilate.
- 103 | 29. N,N-dimethylamphetamine.
- 104 | 30. Parahexyl.

- 105 | 31. Peyote.
- 106 | 32. N-(1-Phenylcyclohexyl)-pyrrolidine (PCPY) (Pyrrolidine
- 107 | analog of phencyclidine).
- 108 | 33. Psilocybin.
- 109 | 34. Psilocyn.
- 110 | 35. *Salvia divinorum*, except for any drug product approved
- 111 | by the United States Food and Drug Administration which contains
- 112 | *Salvia divinorum* or its isomers, esters, ethers, salts, and
- 113 | salts of isomers, esters, and ethers, if the existence of such
- 114 | isomers, esters, ethers, and salts is possible within the
- 115 | specific chemical designation.
- 116 | 36. Salvinorin A, except for any drug product approved by
- 117 | the United States Food and Drug Administration which contains
- 118 | Salvinorin A or its isomers, esters, ethers, salts, and salts of
- 119 | isomers, esters, and ethers, if the existence of such isomers,
- 120 | esters, ethers, and salts is possible within the specific
- 121 | chemical designation.
- 122 | 37. Tetrahydrocannabinols.
- 123 | 38. 1-[1-(2-Thienyl)-cyclohexyl]-piperidine (TCP)
- 124 | (Thiophene analog of phencyclidine).
- 125 | 39. 3,4,5-Trimethoxyamphetamine.
- 126 | 40. 3,4-Methylenedioxymethcathinone.
- 127 | 41. 3,4-Methylenedioxypyrovalerone (MDPV).
- 128 | 42. Methylmethcathinone.
- 129 | 43. Methoxymethcathinone.
- 130 | 44. Fluoromethcathinone.

- 131 45. Methylethcathinone.
- 132 46. 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-
- 133 yl)phenol, also known as CP 47,497 and its dimethyloctyl (C8)
- 134 homologue.
- 135 47. (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-
- 136 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol,
- 137 also known as HU-210.
- 138 48. 1-Pentyl-3-(1-naphthoyl)indole, also known as JWH-018.
- 139 49. 1-Butyl-3-(1-naphthoyl)indole, also known as JWH-073.
- 140 50. 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl) indole,
- 141 also known as JWH-200.
- 142 51. BZP (Benzylpiperazine).
- 143 52. Fluorophenylpiperazine.
- 144 53. Methylphenylpiperazine.
- 145 54. Chlorophenylpiperazine.
- 146 55. Methoxyphenylpiperazine.
- 147 56. DBZP (1,4-dibenzylpiperazine).
- 148 57. TFMPP (3-Trifluoromethylphenylpiperazine).
- 149 58. MBDB (Methylbenzodioxolylbutanamine).
- 150 59. 5-Hydroxy-alpha-methyltryptamine.
- 151 60. 5-Hydroxy-N-methyltryptamine.
- 152 61. 5-Methoxy-N-methyl-N-isopropyltryptamine.
- 153 62. 5-Methoxy-alpha-methyltryptamine.
- 154 63. Methyltryptamine.
- 155 64. 5-Methoxy-N,N-dimethyltryptamine.
- 156 65. 5-Methyl-N,N-dimethyltryptamine.

- 157 | 66. Tyramine (4-Hydroxyphenethylamine).
- 158 | 67. 5-Methoxy-N,N-Diisopropyltryptamine.
- 159 | 68. DiPT (N,N-Diisopropyltryptamine).
- 160 | 69. DPT (N,N-Dipropyltryptamine).
- 161 | 70. 4-Hydroxy-N,N-diisopropyltryptamine.
- 162 | 71. N,N-Diallyl-5-Methoxytryptamine.
- 163 | 72. DOI (4-Iodo-2,5-dimethoxyamphetamine).
- 164 | 73. DOC (4-Chloro-2,5-dimethoxyamphetamine).
- 165 | 74. 2C-E (4-Ethyl-2,5-dimethoxyphenethylamine).
- 166 | 75. 2C-T-4 (2,5-Dimethoxy-4-isopropylthiophenethylamine).
- 167 | 76. 2C-C (4-Chloro-2,5-dimethoxyphenethylamine).
- 168 | 77. 2C-T (2,5-Dimethoxy-4-methylthiophenethylamine).
- 169 | 78. 2C-T-2 (2,5-Dimethoxy-4-ethylthiophenethylamine).
- 170 | 79. 2C-T-7 (2,5-Dimethoxy-4-(n)-propylthiophenethylamine).
- 171 | 80. 2C-I (4-Iodo-2,5-dimethoxyphenethylamine).
- 172 | 81. Butylone (beta-keto-N-methylbenzodioxolylpropylamine).
- 173 | 82. Ethcathinone.
- 174 | 83. Ethylone (3,4-methylenedioxy-N-ethylcathinone).
- 175 | 84. Naphyrone (naphthylpyrovalerone).
- 176 | 85. N-N-Dimethyl-3,4-methylenedioxycathinone.
- 177 | 86. N-N-Diethyl-3,4-methylenedioxycathinone.
- 178 | 87. 3,4-methylenedioxy-propiofenone.
- 179 | 88. 2-Bromo-3,4-Methylenedioxypropiofenone.
- 180 | 89. 3,4-methylenedioxy-propiofenone-2-oxime.
- 181 | 90. N-Acetyl-3,4-methylenedioxycathinone.
- 182 | 91. N-Acetyl-N-Methyl-3,4-Methylenedioxycathinone.

- 183 | 92. N-Acetyl-N-Ethyl-3,4-Methylenedioxcathinone.
- 184 | 93. Bromomethcathinone.
- 185 | 94. Buphedrone (alpha-methylamino-butyrophenone).
- 186 | 95. Eutylone (beta-Keto-Ethylbenzodioxolylbutanamine).
- 187 | 96. Dimethylcathinone.
- 188 | 97. Dimethylmethcathinone.
- 189 | 98. Pentylone (beta-Keto-Methylbenzodioxolylpentanamine).
- 190 | 99. (MDPPP) 3,4-Methylenedioxy-alpha-
- 191 | pyrrolidinopropiophenone.
- 192 | 100. (MDPBP) 3,4-Methylenedioxy-alpha-
- 193 | pyrrolidinobutiophenone.
- 194 | 101. Methoxy-alpha-pyrrolidinopropiophenone (MOPPP).
- 195 | 102. Methyl-alpha-pyrrolidinohexiophenone (MPHP).
- 196 | 103. Benocyclidine (BCP) or
- 197 | benzothiophenylcyclohexylpiperidine (BTCP).
- 198 | 104. Fluoromethylaminobutyrophenone (F-MABP).
- 199 | 105. Methoxypyrrolidinobutyrophenone (MeO-PBP).
- 200 | 106. Ethyl-pyrrolidinobutyrophenone (Et-PBP).
- 201 | 107. 3-Methyl-4-Methoxymethcathinone (3-Me-4-MeO-MCAT).
- 202 | 108. Methyleneethylaminobutyrophenone (Me-EABP).
- 203 | 109. Methylamino-butyrophenone (MABP).
- 204 | 110. Pyrrolidinopropiophenone (PPP).
- 205 | 111. Pyrrolidinobutiophenone (PBP).
- 206 | 112. Pyrrolidinovalerophenone (PVP).
- 207 | 113. Methyl-alpha-pyrrolidinopropiophenone (MPPP).
- 208 | 114. JWH-007 (1-pentyl-2-methyl-3-(1-naphthoyl)indole).

- 209 115. JWH-015 (2-Methyl-1-propyl-1H-indol-3-yl)-1-
 210 naphthalenylmethanone).
- 211 116. JWH-019 (Naphthalen-1-yl-(1-hexylindol-3-
 212 yl)methanone).
- 213 117. JWH-020 (1-heptyl-3-(1-naphthoyl)indole).
- 214 118. JWH-072 (Naphthalen-1-yl-(1-propyl-1H-indol-3-
 215 yl)methanone).
- 216 119. JWH-081 (4-methoxynaphthalen-1-yl-(1-pentylindol-3-
 217 yl)methanone).
- 218 120. JWH-122 (1-pentyl-3-(4-methyl-1-naphthoyl)indole).
- 219 121. JWH-133 ((6aR,10aR)-3-(1,1-Dimethylbutyl)-
 220 6a,7,10,10a-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran)).
- 221 122. JWH-175 (3-(naphthalen-1-ylmethyl)-1-pentyl-1H-
 222 indole).
- 223 123. JWH-201 (1-pentyl-3-(4-methoxyphenylacetyl)indole).
- 224 124. JWH-203 (2-(2-chlorophenyl)-1-(1-pentylindol-3-
 225 yl)ethanone).
- 226 125. JWH-210 (4-ethylnaphthalen-1-yl-(1-pentylindol-3-
 227 yl)methanone).
- 228 126. JWH-250 (2-(2-methoxyphenyl)-1-(1-pentylindol-3-
 229 yl)ethanone).
- 230 127. JWH-251 (2-(2-methylphenyl)-1-(1-pentyl-1H-indol-3-
 231 yl)ethanone).
- 232 128. JWH-302 (1-pentyl-3-(3-methoxyphenylacetyl)indole).
- 233 129. JWH-398 (1-pentyl-3-(4-chloro-1-naphthoyl)indole).
- 234 130. HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-

235 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-
236 ol).

237 131. HU-308 ([(1R,2R,5R)-2-[2,6-dimethoxy-4-(2-
238 methyloctan-2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-
239 enyl] methanol).

240 132. HU-331 (3-hydroxy-2-[(1R,6R)-3-methyl-6-(1-
241 methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-
242 1,4-dione).

243 133. CB-13 (Naphthalen-1-yl-(4-pentyloxynaphthalen-1-
244 yl)methanone).

245 134. CB-25 (N-cyclopropyl-11-(3-hydroxy-5-pentylphenoxy)-
246 undecanamide).

247 135. CB-52 (N-cyclopropyl-11-(2-hexyl-5-hydroxyphenoxy)-
248 undecanamide).

249 136. CP 55,940 (2-[(1R,2R,5R)-5-hydroxy-2-(3-
250 hydroxypropyl)cyclohexyl]-5-(2-methyloctan-2-yl)phenol).

251 137. AM-694 (1-[(5-fluoropentyl)-1H-indol-3-yl]-2-
252 iodophenyl)methanone).

253 138. AM-2201 (1-[(5-fluoropentyl)-1H-indol-3-yl]-
254 (naphthalen-1-yl)methanone).

255 139. RCS-4 ((4-methoxyphenyl) (1-pentyl-1H-indol-3-
256 yl)methanone).

257 140. RCS-8 (1-(1-(2-cyclohexylethyl)-1H-indol-3-yl)-2-(2-
258 methoxyphenylethanone).

259 141. WIN55,212-2 ((R)-(+)-[2,3-Dihydro-5-methyl-3-(4-
260 morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-

- 261 naphthalenylmethanone).
- 262 142. WIN55,212-3 ([(3S)-2,3-Dihydro-5-methyl-3-(4-
- 263 morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-
- 264 naphthalenylmethanone).
- 265 143. Pentedrone (2-(methylamino)-1-phenyl-1-pentanone).
- 266 144. Fluoroamphetamine.
- 267 145. Fluoromethamphetamine.
- 268 146. Methoxetamine.
- 269 147. Methiopropamine.
- 270 148. 4-Methylbuphedrone (2-Methylamino-1-(4-
- 271 methylphenyl)butan-1-one).
- 272 149. APB ((2-aminopropyl)benzofuran).
- 273 150. APDB ((2-aminopropyl)-2,3-dihydrobenzofuran).
- 274 151. UR-144 ((1-pentyl-1H-indol-3-yl) (2,2,3,3-
- 275 tetramethylcyclopropyl)methanone).
- 276 152. XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl) (2,2,3,3-
- 277 tetramethylcyclopropyl)methanone).
- 278 153. (1-(5-chloropentyl)-1H-indol-3-yl) (2,2,3,3-
- 279 tetramethylcyclopropyl)methanone.
- 280 154. AKB48 (1-pentyl-N-tricyclo[3.3.1.1^{3,7}]dec-1-yl-1H-
- 281 indazole-3-carboxamide).
- 282 155. AM-2233((2-iodophenyl) [1-[(1-methyl-2-
- 283 piperidinyl)methyl]-1H-indol-3-yl]-methanone).
- 284 156. STS-135 (1-(5-fluoropentyl)-N-
- 285 tricyclo[3.3.1.1^{3,7}]dec-1-yl-1H-indole-3-carboxamide).
- 286 157. URB-597 ((3'-(aminocarbonyl) [1,1'-biphenyl]-3-yl)-

- 287 cyclohexylcarbamate).
- 288 158. URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid,
289 cyclohexyl ester).
- 290 159. URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-
291 benzoxazin-4-one).
- 292 160. 2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine).
- 293 161. 2C-H (2-(2,5-Dimethoxyphenyl)ethanamine).
- 294 162. 2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine).
- 295 163. 2C-P (2-(2,5-Dimethoxy-4-(n)-
296 propylphenyl)ethanamine).
- 297 164. 25I-NBOMe (4-iodo-2,5-dimethoxy-N-[(2-
298 methoxyphenyl)methyl]-benzeneethanamine).
- 299 165. 3,4-Methylenedioxymethamphetamine (MDMA).
- 300 166. PB-22 (1-pentyl-8-quinolinyl ester-1H-indole-3-
301 carboxylic acid).
- 302 167. 5-Fluoro PB-22 (8-quinolinyl ester-1-(5-
303 fluoropentyl)-1H-indole-3-carboxylic acid).
- 304 168. BB-22 (1-(cyclohexylmethyl)-8-quinolinyl ester-1H-
305 indole-3-carboxylic acid).
- 306 169. 5-Fluoro AKB48 (N-((3s,5s,7s)-adamantan-1-yl)-1-(5-
307 fluoropentyl)-1H-indazole-3-carboxamide).
- 308 170. AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
309 pentyl-1H-indazole-3-carboxamide).
- 310 171. AB-FUBINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
311 (4-fluorobenzyl)-1H-indazole-3-carboxamide).
- 312 172. ADB-PINACA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-

313 1-pentyl-1H-indazole-3-carboxamide).

314 173. Fluoro ADBICA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-
 315 yl)-1-(fluoropentyl)-1H-indole-3-carboxamide).

316 174. 25B-NBOMe (4-bromo-2,5-dimethoxy-N-[(2-methoxyphenyl)
 317 methyl]-benzeneethanamine).

318 175. 2C-C-NBOMe (4-chloro-2,5-dimethoxy-N-[(2-
 319 methoxyphenyl)methyl]-benzeneethanamine).

320 Section 2. For the purpose of incorporating the amendment
 321 made by this act to section 893.03, Florida Statutes, in
 322 reference thereto, subsections (1) through (6) of section
 323 893.13, Florida Statutes, are reenacted and amended to read:

324 893.13 Prohibited acts; penalties.—

325 (1) (a) Except as authorized by this chapter and chapter
 326 499, ~~a it is unlawful for any person~~ may not ~~to~~ sell,
 327 manufacture, or deliver, or possess with intent to sell,
 328 manufacture, or deliver, a controlled substance. A ~~Any~~ person
 329 who violates this provision with respect to:

330 1. A controlled substance named or described in s.
 331 893.03(1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c) 4. ~~7~~
 332 commits a felony of the second degree, punishable as provided in
 333 s. 775.082, s. 775.083, or s. 775.084.

334 2. A controlled substance named or described in s.
 335 893.03(1) (c), (2) (c) 1., (2) (c) 2., (2) (c) 3., (2) (c) 5., (2) (c) 6.,
 336 (2) (c) 7., (2) (c) 8., (2) (c) 9., (3), or (4) commits a felony of
 337 the third degree, punishable as provided in s. 775.082, s.
 338 775.083, or s. 775.084.

339 3. A controlled substance named or described in s.
 340 893.03(5) commits a misdemeanor of the first degree, punishable
 341 as provided in s. 775.082 or s. 775.083.

342 (b) Except as provided in this chapter, a person may not
 343 ~~it is unlawful to~~ sell or deliver in excess of 10 grams of any
 344 substance named or described in s. 893.03(1)(a) or (1)(b), or
 345 any combination thereof, or any mixture containing any such
 346 substance. A ~~Any~~ person who violates this paragraph commits a
 347 felony of the first degree, punishable as provided in s.
 348 775.082, s. 775.083, or s. 775.084.

349 (c) Except as authorized by this chapter, a ~~it is unlawful~~
 350 ~~for any person may not to~~ sell, manufacture, or deliver, or
 351 possess with intent to sell, manufacture, or deliver, a
 352 controlled substance in, on, or within 1,000 feet of the real
 353 property comprising a child care facility as defined in s.
 354 402.302 or a public or private elementary, middle, or secondary
 355 school between the hours of 6 a.m. and 12 midnight, or at any
 356 time in, on, or within 1,000 feet of real property comprising a
 357 state, county, or municipal park, a community center, or a
 358 publicly owned recreational facility. As used in ~~For the~~
 359 ~~purposes of~~ this paragraph, the term "community center" means a
 360 facility operated by a nonprofit community-based organization
 361 for the provision of recreational, social, or educational
 362 services to the public. A ~~Any~~ person who violates this paragraph
 363 with respect to:

364 1. A controlled substance named or described in s.

365 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. ~~7~~
 366 commits a felony of the first degree, punishable as provided in
 367 s. 775.082, s. 775.083, or s. 775.084. The defendant must be
 368 sentenced to a minimum term of imprisonment of 3 calendar years
 369 unless the offense was committed within 1,000 feet of the real
 370 property comprising a child care facility as defined in s.
 371 402.302.

372 2. A controlled substance named or described in s.
 373 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 374 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 375 the second degree, punishable as provided in s. 775.082, s.
 376 775.083, or s. 775.084.

377 3. Any other controlled substance, except as lawfully
 378 sold, manufactured, or delivered, must be sentenced to pay a
 379 \$500 fine and to serve 100 hours of public service in addition
 380 to any other penalty prescribed by law.

381
 382 This paragraph does not apply to a child care facility unless
 383 the owner or operator of the facility posts a sign that is not
 384 less than 2 square feet in size with a word legend identifying
 385 the facility as a licensed child care facility and that is
 386 posted on the property of the child care facility in a
 387 conspicuous place where the sign is reasonably visible to the
 388 public.

389 (d) Except as authorized by this chapter, a ~~it is unlawful~~
 390 ~~for any person~~ may not ~~to~~ sell, manufacture, or deliver, or

391 possess with intent to sell, manufacture, or deliver, a
 392 controlled substance in, on, or within 1,000 feet of the real
 393 property comprising a public or private college, university, or
 394 other postsecondary educational institution. A ~~Any~~ person who
 395 violates this paragraph with respect to:

396 1. A controlled substance named or described in s.
 397 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.~~7~~
 398 commits a felony of the first degree, punishable as provided in
 399 s. 775.082, s. 775.083, or s. 775.084.

400 2. A controlled substance named or described in s.
 401 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 402 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 403 the second degree, punishable as provided in s. 775.082, s.
 404 775.083, or s. 775.084.

405 3. Any other controlled substance, except as lawfully
 406 sold, manufactured, or delivered, must be sentenced to pay a
 407 \$500 fine and to serve 100 hours of public service in addition
 408 to any other penalty prescribed by law.

409 (e) Except as authorized by this chapter, a ~~it is unlawful~~
 410 ~~for any person~~ may not ~~to~~ sell, manufacture, or deliver, or
 411 possess with intent to sell, manufacture, or deliver, a
 412 controlled substance not authorized by law in, on, or within
 413 1,000 feet of a physical place for worship at which a church or
 414 religious organization regularly conducts religious services or
 415 within 1,000 feet of a convenience business as defined in s.
 416 812.171. A ~~Any~~ person who violates this paragraph with respect

417 to:

418 1. A controlled substance named or described in s.
 419 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.7
 420 commits a felony of the first degree, punishable as provided in
 421 s. 775.082, s. 775.083, or s. 775.084.

422 2. A controlled substance named or described in s.
 423 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 424 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 425 the second degree, punishable as provided in s. 775.082, s.
 426 775.083, or s. 775.084.

427 3. Any other controlled substance, except as lawfully
 428 sold, manufactured, or delivered, must be sentenced to pay a
 429 \$500 fine and to serve 100 hours of public service in addition
 430 to any other penalty prescribed by law.

431 (f) Except as authorized by this chapter, a ~~it is unlawful~~
 432 ~~for any person may not to~~ sell, manufacture, or deliver, or
 433 possess with intent to sell, manufacture, or deliver, a
 434 controlled substance in, on, or within 1,000 feet of the real
 435 property comprising a public housing facility at any time. As
 436 used in ~~For purposes of~~ this section, the term "real property
 437 comprising a public housing facility" means real property, as
 438 defined in s. 421.03(12), of a public corporation created as a
 439 housing authority pursuant to part I of chapter 421. A ~~Any~~
 440 person who violates this paragraph with respect to:

441 1. A controlled substance named or described in s.
 442 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.7

443 commits a felony of the first degree, punishable as provided in
 444 s. 775.082, s. 775.083, or s. 775.084.

445 2. A controlled substance named or described in s.
 446 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 447 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 448 the second degree, punishable as provided in s. 775.082, s.
 449 775.083, or s. 775.084.

450 3. Any other controlled substance, except as lawfully
 451 sold, manufactured, or delivered, must be sentenced to pay a
 452 \$500 fine and to serve 100 hours of public service in addition
 453 to any other penalty prescribed by law.

454 (g) Except as authorized by this chapter, a ~~it is unlawful~~
 455 ~~for any person~~ may not ~~to~~ manufacture methamphetamine or
 456 phencyclidine, or possess any listed chemical as defined in s.
 457 893.033 in violation of s. 893.149 and with intent to
 458 manufacture methamphetamine or phencyclidine. If a ~~any~~ person
 459 violates this paragraph and:

460 1. The commission or attempted commission of the crime
 461 occurs in a structure or conveyance where any child younger than
 462 ~~under~~ 16 years of age is present, the person commits a felony of
 463 the first degree, punishable as provided in s. 775.082, s.
 464 775.083, or s. 775.084. In addition, the defendant must be
 465 sentenced to a minimum term of imprisonment of 5 calendar years.

466 2. The commission of the crime causes any child younger
 467 than ~~under~~ 16 years of age to suffer great bodily harm, the
 468 person commits a felony of the first degree, punishable as

469 provided in s. 775.082, s. 775.083, or s. 775.084. In addition,
 470 the defendant must be sentenced to a minimum term of
 471 imprisonment of 10 calendar years.

472 (h) Except as authorized by this chapter, a ~~it is unlawful~~
 473 ~~for any person~~ may not ~~to~~ sell, manufacture, or deliver, or
 474 possess with intent to sell, manufacture, or deliver, a
 475 controlled substance in, on, or within 1,000 feet of the real
 476 property comprising an assisted living facility, as that term is
 477 used in chapter 429. A ~~Any~~ person who violates this paragraph
 478 with respect to:

479 1. A controlled substance named or described in s.
 480 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.
 481 commits a felony of the first degree, punishable as provided in
 482 s. 775.082, s. 775.083, or s. 775.084.

483 2. A controlled substance named or described in s.
 484 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 485 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 486 the second degree, punishable as provided in s. 775.082, s.
 487 775.083, or s. 775.084.

488 (2)(a) Except as authorized by this chapter and chapter
 489 499, a ~~it is unlawful for any person~~ may not ~~to~~ purchase, or
 490 possess with intent to purchase, a controlled substance. A ~~Any~~
 491 person who violates this provision with respect to:

492 1. A controlled substance named or described in s.
 493 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.
 494 commits a felony of the second degree, punishable as provided in

495 s. 775.082, s. 775.083, or s. 775.084.

496 2. A controlled substance named or described in s.
 497 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 498 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 499 the third degree, punishable as provided in s. 775.082, s.
 500 775.083, or s. 775.084.

501 3. A controlled substance named or described in s.
 502 893.03(5) commits a misdemeanor of the first degree, punishable
 503 as provided in s. 775.082 or s. 775.083.

504 (b) Except as provided in this chapter, a person may not
 505 ~~it is unlawful to purchase more than in excess of~~ 10 grams of
 506 any substance named or described in s. 893.03(1)(a) or (1)(b),
 507 or any combination thereof, or any mixture containing any such
 508 substance. A ~~Any~~ person who violates this paragraph commits a
 509 felony of the first degree, punishable as provided in s.
 510 775.082, s. 775.083, or s. 775.084.

511 (3) A ~~Any~~ person who delivers, without consideration, ~~not~~
 512 ~~more than~~ 20 grams or less of cannabis, as defined in this
 513 chapter, commits a misdemeanor of the first degree, punishable
 514 as provided in s. 775.082 or s. 775.083. As used in ~~For the~~
 515 ~~purposes of~~ this paragraph, the term "cannabis" does not include
 516 the resin extracted from the plants of the genus *Cannabis* or any
 517 compound manufacture, salt, derivative, mixture, or preparation
 518 of such resin.

519 (4) Except as authorized by this chapter, a ~~it is unlawful~~
 520 ~~for any person 18 years of age or older~~ may not ~~to~~ deliver any

521 controlled substance to a person younger than ~~under the age of~~
522 18 years of age, ~~or to~~ use or hire a person younger than ~~under~~
523 ~~the age of~~ 18 years of age as an agent or employee in the sale
524 or delivery of such a substance, or ~~to~~ use such person to assist
525 in avoiding detection or apprehension for a violation of this
526 chapter. A ~~Any~~ person who violates this provision with respect
527 to:

528 (a) A controlled substance named or described in s.
529 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. ~~r~~
530 commits a felony of the first degree, punishable as provided in
531 s. 775.082, s. 775.083, or s. 775.084.

532 (b) A controlled substance named or described in s.
533 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
534 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
535 the second degree, punishable as provided in s. 775.082, s.
536 775.083, or s. 775.084.

537
538 Imposition of sentence may not be suspended or deferred, and ~~nor~~
539 ~~shall~~ the person so convicted may not be placed on probation.

540 (5) A ~~It is unlawful for any person~~ may not ~~to~~ bring into
541 this state any controlled substance unless the possession of
542 such controlled substance is authorized by this chapter or
543 unless such person is licensed to do so by the appropriate
544 federal agency. A ~~Any~~ person who violates this provision with
545 respect to:

546 (a) A controlled substance named or described in s.

547 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.~~7~~
 548 commits a felony of the second degree, punishable as provided in
 549 s. 775.082, s. 775.083, or s. 775.084.

550 (b) A controlled substance named or described in s.
 551 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
 552 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
 553 the third degree, punishable as provided in s. 775.082, s.
 554 775.083, or s. 775.084.

555 (c) A controlled substance named or described in s.
 556 893.03(5) commits a misdemeanor of the first degree, punishable
 557 as provided in s. 775.082 or s. 775.083.

558 (6)(a) A ~~It is unlawful for any person may not to~~ be in
 559 actual or constructive possession of a controlled substance
 560 unless such controlled substance was lawfully obtained from a
 561 practitioner or pursuant to a valid prescription or order of a
 562 practitioner while acting in the course of his or her
 563 professional practice or to be in actual or constructive
 564 possession of a controlled substance except as otherwise
 565 authorized by this chapter. A ~~Any~~ person who violates this
 566 provision commits a felony of the third degree, punishable as
 567 provided in s. 775.082, s. 775.083, or s. 775.084.

568 (b) If the offense is the possession of ~~not more than~~ 20
 569 grams or less of cannabis, as defined in this chapter, or 3
 570 grams or less of a controlled substance described in s.
 571 893.03(1)(c)46.-50., 114.-142., 151.-159., or 166.-175. ~~166.-~~
 572 ~~169.~~, the person commits a misdemeanor of the first degree,

573 punishable as provided in s. 775.082 or s. 775.083. As used in
 574 ~~For the purposes of~~ this subsection, the term "cannabis" does
 575 not include the resin extracted from the plants of the genus
 576 *Cannabis*, or any compound manufacture, salt, derivative,
 577 mixture, or preparation of such resin, and a controlled
 578 substance described in s. 893.03(1)(c)46.-50., 114.-142., 151.-
 579 159., or 166.-175. ~~166.-169.~~, does not include the substance in
 580 a powdered form.

581 (c) Except as provided in this chapter, a person may not
 582 ~~it is unlawful to possess more than in excess of~~ 10 grams of any
 583 substance named or described in s. 893.03(1)(a) or (1)(b), or
 584 any combination thereof, or any mixture containing any such
 585 substance. A ~~Any~~ person who violates this paragraph commits a
 586 felony of the first degree, punishable as provided in s.
 587 775.082, s. 775.083, or s. 775.084.

588 (d) Notwithstanding any provision to the contrary of the
 589 laws of this state relating to arrest, a law enforcement officer
 590 may arrest without warrant any person who the officer has
 591 probable cause to believe is violating the provisions of this
 592 chapter relating to possession of cannabis.

593 Section 3. Paragraph (k) of subsection (1) of section
 594 893.135, Florida Statutes, is amended to read:

595 893.135 Trafficking; mandatory sentences; suspension or
 596 reduction of sentences; conspiracy to engage in trafficking.—

597 (1) Except as authorized in this chapter or in chapter 499
 598 and notwithstanding the provisions of s. 893.13:

599 (k)1. A ~~Any~~ person who knowingly sells, purchases,
 600 manufactures, delivers, or brings into this state, or who is
 601 knowingly in actual or constructive possession of, 10 grams or
 602 more of any of the following substances described in s.

603 893.03(1)(c):

- 604 a. 3,4-Methylenedioxymethamphetamine (MDMA);
- 605 b. 4-Bromo-2,5-dimethoxyamphetamine;
- 606 c. 4-Bromo-2,5-dimethoxyphenethylamine;
- 607 d. 2,5-Dimethoxyamphetamine;
- 608 e. 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- 609 f. N-ethylamphetamine;
- 610 g. N-Hydroxy-3,4-methylenedioxyamphetamine;
- 611 h. 5-Methoxy-3,4-methylenedioxyamphetamine;
- 612 i. 4-methoxyamphetamine;
- 613 j. 4-methoxymethamphetamine;
- 614 k. 4-Methyl-2,5-dimethoxyamphetamine;
- 615 l. 3,4-Methylenedioxy-N-ethylamphetamine;
- 616 m. 3,4-Methylenedioxyamphetamine;
- 617 n. N,N-dimethylamphetamine; ~~or~~
- 618 o. 3,4,5-Trimethoxyamphetamine;~~;~~
- 619 p. 3,4-Methylenedioxymethcathinone;
- 620 q. 3,4-Methylenedioxyprovalerone (MDPV); or
- 621 r. Methylmethcathinone,

622
 623 individually or analogs thereto or isomers thereto or in any
 624 combination of or any mixture containing any substance listed in

625 sub-subparagraphs a.-r. ~~a.-o.~~, commits a felony of the first
 626 degree, which felony shall be known as "trafficking in
 627 Phenethylamines," punishable as provided in s. 775.082, s.
 628 775.083, or s. 775.084.

629 2. If the quantity involved:

630 a. Is 10 grams or more, but less than 200 grams, such
 631 person shall be sentenced to a mandatory minimum term of
 632 imprisonment of 3 years, ~~and the defendant~~ shall be ordered to
 633 pay a fine of \$50,000.

634 b. Is 200 grams or more, but less than 400 grams, such
 635 person shall be sentenced to a mandatory minimum term of
 636 imprisonment of 7 years, ~~and the defendant~~ shall be ordered to
 637 pay a fine of \$100,000.

638 c. Is 400 grams or more, such person shall be sentenced to
 639 a mandatory minimum term of imprisonment of 15 ~~calendar~~ years
 640 and shall be ordered to pay a fine of \$250,000.

641 3. A ~~Any~~ person who knowingly manufactures or brings into
 642 this state 30 kilograms or more of any of the following
 643 substances described in s. 893.03(1)(c):

- 644 a. 3,4-Methylenedioxymethamphetamine (MDMA);
- 645 b. 4-Bromo-2,5-dimethoxyamphetamine;
- 646 c. 4-Bromo-2,5-dimethoxyphenethylamine;
- 647 d. 2,5-Dimethoxyamphetamine;
- 648 e. 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- 649 f. N-ethylamphetamine;
- 650 g. N-Hydroxy-3,4-methylenedioxyamphetamine;

- 651 h. 5-Methoxy-3,4-methylenedioxyamphetamine;
- 652 i. 4-methoxyamphetamine;
- 653 j. 4-methoxymethamphetamine;
- 654 k. 4-Methyl-2,5-dimethoxyamphetamine;
- 655 l. 3,4-Methylenedioxy-N-ethylamphetamine;
- 656 m. 3,4-Methylenedioxyamphetamine;
- 657 n. N,N-dimethylamphetamine; ~~or~~
- 658 o. 3,4,5-Trimethoxyamphetamine; ~~or~~
- 659 p. 3,4-Methylenedioxymethcathinone;
- 660 q. 3,4-Methylenedioxypyrovalerone (MDPV); or
- 661 r. Methylnmethcathinone,

662

663 individually or analogs thereto or isomers thereto or in any
 664 combination of or any mixture containing any substance listed in
 665 sub-subparagraphs a.-r. a.-o., and who knows that the probable
 666 result of such manufacture or importation would be the death of
 667 any person commits capital manufacture or importation of
 668 Phenethylamines, a capital felony punishable as provided in ss.
 669 775.082 and 921.142. A ~~Any~~ person sentenced for a capital felony
 670 under this paragraph shall also be sentenced to pay the maximum
 671 fine provided under subparagraph 1.

672 Section 4. For the purpose of incorporating the amendment
 673 made by this act to sections 893.03 and 893.135, Florida
 674 Statutes, in a reference thereto, paragraphs (b), (c), (e), and
 675 (g) through (i) of subsection (3) of section 921.0022, Florida
 676 Statutes, are reenacted to read:

HB 697

2014

677 921.0022 Criminal Punishment Code; offense severity
 678 ranking chart.—

679 (3) OFFENSE SEVERITY RANKING CHART

680 (b) LEVEL 2

681

Florida	Felony	
Statute	Degree	Description

682

379.2431	3rd	Possession of 11 or fewer
(1) (e) 3.		marine turtle eggs in
		violation of the Marine
		Turtle Protection Act.

683

379.2431	3rd	Possession of more than 11
(1) (e) 4.		marine turtle eggs in
		violation of the Marine
		Turtle Protection Act.

684

403.413 (6) (c)	3rd	Dumps waste litter
		exceeding 500 lbs. in
		weight or 100 cubic
		feet in volume or any
		quantity for commercial
		purposes, or hazardous
		waste.

685

HB 697

2014

686	517.07 (2)	3rd	Failure to furnish a prospectus meeting requirements.
687	590.28 (1)	3rd	Intentional burning of lands.
688	784.05 (3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
689	787.04 (1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
690	806.13 (1) (b) 3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.
	810.061 (2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or

HB 697

2014

furthering burglary.

691

810.09(2)(e) 3rd Trespassing on posted commercial horticulture property.

692

812.014(2)(c)1. 3rd Grand theft, 3rd degree; \$300 or more but less than \$5,000.

693

812.014(2)(d) 3rd Grand theft, 3rd degree; \$100 or more but less than \$300, taken from unenclosed curtilage of dwelling.

694

812.015(7) 3rd Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.

695

817.234(1)(a)2. 3rd False statement in support of insurance claim.

696

HB 697

2014

697	817.481 (3) (a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
698	817.52 (3)	3rd	Failure to redeliver hired vehicle.
699	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
700	817.60 (5)	3rd	Dealing in credit cards of another.
701	817.60 (6) (a)	3rd	Forgery; purchase goods, services with false card.
702	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom

HB 697

2014

703			related.
704	831.01	3rd	Forgery.
705	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
706	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
707	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
708	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
709	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.
	832.05 (3) (a)	3rd	Cashing or depositing item with intent to

HB 697

2014

710			defraud.
711	843.08	3rd	Falsely impersonating an officer.
712	893.13(2)(a)2.	3rd	Purchase of any 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 other than cannabis.
713	893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.
714	(c) LEVEL 3		
715	Florida	Felony	
716	Statute	Degree	Description
717	119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
	316.066	3rd	Unlawfully obtaining or using

HB 697

2014

718	(3) (b) - (d)		confidential crash reports.
719	316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
720	316.1935 (2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
721	319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
722	319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
723	319.33 (1) (c)	3rd	Procure or pass title on stolen vehicle.
	319.33 (4)	3rd	With intent to defraud, possess, sell, etc., a blank,

HB 697

2014

forged, or unlawfully obtained
title or registration.

724

327.35 (2) (b)

3rd Felony BUI.

725

328.05 (2)

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

726

328.07 (4)

3rd Manufacture, exchange, or
possess vessel with
counterfeit or wrong ID
number.

727

376.302 (5)

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

728

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

729	379.2431 (1) (e) 6.	3rd	marine turtle nests in violation of the Marine Turtle Protection Act. Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
730	400.9935 (4)	3rd	Operating a clinic without a license or filing false license application or other required information.
731	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
732	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
733	624.401 (4) (a)	3rd	Transacting insurance

without a certificate of authority.

734

624.401 (4) (b) 1.

3rd Transacting insurance without a certificate of authority; premium collected less than \$20,000.

735

626.902 (1) (a) & (b)

3rd Representing an unauthorized insurer.

736

697.08

3rd Equity skimming.

737

790.15 (3)

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

738

796.05 (1)

3rd Live on earnings of a prostitute.

739

806.10 (1)

3rd Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.

740

HB 697

2014

741	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
742	810.09 (2) (c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
743	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
744	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
745	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
	817.034 (4) (a) 3.	3rd	Engages in scheme to

HB 697

2014

defraud (Florida
Communications Fraud Act),
property valued at less
than \$20,000.

746

817.233 3rd Burning to defraud
insurer.

747

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

748

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

749

817.236 3rd Filing a false motor vehicle
insurance application.

750

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

751

817.413 (2) 3rd Sale of used

HB 697

2014

752			goods as new.
753	817.505 (4)	3rd	Patient brokering.
754	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
755	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument.
756	831.29	2nd	Possession of instruments for counterfeiting <u>driver</u> drivers licenses or identification cards.
757	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
	843.19	3rd	Injure, disable, or kill

HB 697

2014

police dog or horse.

758

860.15 (3) 3rd Overcharging for repairs and parts.

759

870.01 (2) 3rd Riot; inciting or encouraging.

760

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).

761

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.

762

HB 697

2014

763	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.
764	893.13 (6) (a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
765	893.13 (7) (a) 8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
766	893.13 (7) (a) 9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.

HB 697

2014

- | | | | |
|-----|--------------------|-----|--|
| 767 | 893.13 (7) (a) 10. | 3rd | Affix false or forged label to package of controlled substance. |
| 768 | 893.13 (7) (a) 11. | 3rd | Furnish false or fraudulent material information on any document or record required by chapter 893. |
| 769 | 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. |
| 769 | 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.

770

893.13 (8) (a) 3.

3rd

Knowingly write a prescription for a controlled substance for a fictitious person.

771

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.

772

918.13 (1) (a)

3rd

Alter, destroy, or conceal investigation evidence.

773

944.47
(1) (a) 1.-2.

3rd

Introduce contraband to correctional facility.

774

944.47 (1) (c)

2nd

Possess contraband while upon the grounds of a correctional institution.

775

HB 697

2014

776 985.721 3rd Escapes from a juvenile
 777 facility (secure detention or
 778 residential commitment
 facility).

777 (e) LEVEL 5

779 Florida Statute Felony Degree Description

780 316.027 (1) (a) 3rd Accidents involving
 personal injuries,
 failure to stop;
 leaving scene.

781 316.1935 (4) (a) 2nd Aggravated fleeing or
 eluding.

782 322.34 (6) 3rd Careless operation of
 motor vehicle with
 suspended license,
 resulting in death or
 serious bodily injury.

327.30 (5) 3rd Vessel accidents

HB 697

2014

involving personal
injury; leaving scene.

783

379.367 (4)

3rd

Willful molestation of a
commercial harvester's
spiny lobster trap, line,
or buoy.

784

379.3671
(2) (c) 3.

3rd

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

785

381.0041 (11) (b)

3rd

Donate blood,
plasma, or organs
knowing HIV
positive.

786

440.10 (1) (g)

2nd

Failure to obtain workers'
compensation coverage.

787

440.105 (5)

2nd

Unlawful solicitation for
the purpose of making
workers' compensation

HB 697

2014

claims.

788

440.381 (2)

2nd

Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.

789

624.401 (4) (b) 2.

2nd

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

790

626.902 (1) (c)

2nd

Representing an unauthorized insurer; repeat offender.

791

790.01 (2)

3rd

Carrying a concealed firearm.

792

790.162

2nd

Threat to throw or discharge destructive device.

793

HB 697

2014

794	790.163 (1)	2nd	False report of deadly explosive or weapon of mass destruction.
795	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
796	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
797	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years.
798	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years or older.
799	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.

HB 697

2014

800	812.0145 (2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
801	812.015 (8)	3rd	Retail theft; property stolen is valued at \$300 or more and one or more specified acts.
802	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
803	812.131 (2) (b)	3rd	Robbery by sudden snatching.
804	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
805	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
	817.234 (11) (b)	2nd	Insurance fraud; property value

HB 697

2014

806	817.2341 (1), (2) (a) & (3) (a)	3rd	<p>\$20,000 or more but less than \$100,000.</p> <p>Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.</p>
807	817.568 (2) (b)	2nd	<p>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.</p>
808	817.625 (2) (b)	2nd	<p>Second or subsequent fraudulent use of scanning device or reencoder.</p>
809			

HB 697

2014

810	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
811	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes sexual conduct by a child.
812	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes sexual conduct by a child.
813	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.
813	843.01	3rd	Resist officer with violence to person; resist arrest with

HB 697

2014

violence.

814

847.0135 (5) (b)

2nd Lewd or lascivious
exhibition using
computer; offender 18
years or older.

815

847.0137
(2) & (3)

3rd Transmission of pornography by
electronic device or equipment.

816

847.0138
(2) & (3)

3rd Transmission of material
harmful to minors to a minor by
electronic device or equipment.

817

874.05 (1) (b)

2nd Encouraging or recruiting
another to join a
criminal gang; second or
subsequent offense.

818

874.05 (2) (a)

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

819

893.13 (1) (a) 1.

2nd Sell, manufacture, or
deliver cocaine (or other

HB 697

2014

820

893.13(1)(c)2.

2nd

s. 893.03(1)(a), (1)(b),
 (1)(d), (2)(a), (2)(b), or
 (2)(c)4. drugs).

Sell, manufacture, or
 deliver cannabis (or other
 s. 893.03(1)(c), (2)(c)1.,
 (2)(c)2., (2)(c)3.,
 (2)(c)5., (2)(c)6.,
 (2)(c)7., (2)(c)8.,
 (2)(c)9., (3), or (4)
 drugs) within 1,000 feet
 of a child care facility,
 school, or state, county,
 or municipal park or
 publicly owned
 recreational facility or
 community center.

821

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.

822

HB 697

2014

823 893.13(1)(e)2. 2nd Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.

824 893.13(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.

824 893.13(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.,

HB 697

2014

(2) (c) 6., (2) (c) 7.,
 (2) (c) 8., (2) (c) 9., (3), or
 (4) drugs).

825

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

826

827 (g) LEVEL 7

828

Florida	Felony	
Statute	Degree	Description

829

316.027 (1) (b)	1st	Accident involving death, failure to stop; leaving scene.
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830

316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
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831

316.1935 (3) (b)	1st	Causing serious bodily injury or death to another person; driving
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HB 697

2014

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

832

327.35 (3) (c) 2.

3rd Vessel BUI resulting
in serious bodily
injury.

833

402.319 (2)

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

834

409.920
(2) (b) 1.a.

3rd Medicaid provider
fraud; \$10,000 or less.

835

409.920
(2) (b) 1.b.

2nd Medicaid provider
fraud; more than
\$10,000, but less than

HB 697

2014

			\$50,000.
836	456.065 (2)	3rd	Practicing a health care profession without a license.
837	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
838	458.327 (1)	3rd	Practicing medicine without a license.
839	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
840	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
841	461.012 (1)	3rd	Practicing podiatric medicine without a license.
842	462.17	3rd	Practicing naturopathy without a

HB 697

2014

843			license.
843	463.015 (1)	3rd	Practicing optometry without a license.
844	464.016 (1)	3rd	Practicing nursing without a license.
845	465.015 (2)	3rd	Practicing pharmacy without a license.
846	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
847	467.201	3rd	Practicing midwifery without a license.
848	468.366	3rd	Delivering respiratory care services without a license.
849	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
850			

HB 697

2014

851	483.901(9)	3rd	Practicing medical physics without a license.
852	484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.
853	484.053	3rd	Dispensing hearing aids without a license.
854	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.
855	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.

HB 697

2014

856	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
857	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
858	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver's license or identification card; other registration violations.
859	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
	775.21 (10) (g)	3rd	Failure to report or providing false information about a

sexual predator; harbor
or conceal a sexual
predator.

860

782.051 (3)

2nd

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

861

782.07 (1)

2nd

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

862

782.071

2nd

Killing of a human being or
viable fetus by the operation
of a motor vehicle in a
reckless manner (vehicular
homicide).

863

782.072

2nd

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

864

HB 697

2014

865	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
866	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
867	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
868	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
869	784.048 (7)	3rd	Aggravated stalking; violation of court order.
870	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility

HB 697

2014

871			staff.
	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
872			
	784.081 (1)	1st	Aggravated battery on specified official or employee.
873			
	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
874			
	784.083 (1)	1st	Aggravated battery on code inspector.
875			
	787.06 (3) (a)	1st	Human trafficking using coercion for labor and services.
876			
	787.06 (3) (e)	1st	Human trafficking using coercion for labor and services by the transfer or transport of any

HB 697

2014

individual from outside
Florida to within the
state.

877
790.07(4) 1st Specified weapons violation
subsequent to previous
conviction of s. 790.07(1)
or (2).

878
790.16(1) 1st Discharge of a machine gun under
specified circumstances.

879
790.165(2) 2nd Manufacture, sell, possess,
or deliver hoax bomb.

880
790.165(3) 2nd Possessing, displaying, or
threatening to use any hoax
bomb while committing or
attempting to commit a
felony.

881
790.166(3) 2nd Possessing, selling, using,
or attempting to use a hoax
weapon of mass destruction.

882

HB 697

2014

883	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
884	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
885	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.
886	796.03	2nd	Procuring any person under 16 years for prostitution.
	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age;

887			offender less than 18 years.
	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.
888			
	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
889			
	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
890			
	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
891			
	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
892			

HB 697

2014

893	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
894	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.
895	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
896	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment

HB 697

2014

897			from authorized emergency vehicle.
898	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
899	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
900	812.131 (2) (a)	2nd	Robbery by sudden snatching.
901	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
902	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.

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

HB 697

2014

903	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
904	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
905	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
906	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.
907	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.

HB 697

2014

908	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
909	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.
910	827.03 (2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
911	827.04 (3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
912	837.05 (2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.

HB 697

2014

913	838.015	2nd	Bribery.
914	838.016	2nd	Unlawful compensation or reward for official behavior.
915	838.021 (3) (a)	2nd	Unlawful harm to a public servant.
916	838.22	2nd	Bid tampering.
917	843.0855 (2)	3rd	Impersonation of a public officer or employee.
918	843.0855 (3)	3rd	Unlawful simulation of legal process.
919	843.0855 (4)	3rd	Intimidation of a public officer or employee.
920	847.0135 (3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
	847.0135 (4)	2nd	Traveling to meet a minor to commit an

HB 697

2014

921			unlawful sex act.
922	872.06	2nd	Abuse of a dead human body.
923	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
924	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 community
center.

925

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.

926

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).

927

893.135 (1) (a) 1.

1st

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

928

HB 697

2014

929	893.135 (1) (b) 1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
930	893.135 (1) (c) 1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
931	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
932	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
933	893.135 (1) (g) 1.a.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14

HB 697

2014

934			grams.
893.135	1st	Trafficking in gamma-	
(1) (h) 1.a.		hydroxybutyric acid (GHB), 1	
		kilogram or more, less than 5	
		kilograms.	
935			
893.135	1st	Trafficking in 1,4-	
(1) (j) 1.a.		Butanediol, 1 kilogram or	
		more, less than 5	
		kilograms.	
936			
893.135	1st	Trafficking in Phenethylamines,	
(1) (k) 2.a.		10 grams or more, less than 200	
		grams.	
937			
893.1351 (2)	2nd	Possession of place for	
		trafficking in or	
		manufacturing of controlled	
		substance.	
938			
896.101 (5) (a)	3rd	Money laundering,	
		financial transactions	
		exceeding \$300 but less	
		than \$20,000.	
939			

HB 697

2014

	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
940	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
941	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
942	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
943	943.0435 (13)	3rd	Failure to report or providing false information about a

HB 697

2014

sexual offender; harbor
or conceal a sexual
offender.

944

943.0435 (14)

3rd

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

945

944.607 (9)

3rd

Sexual offender; failure to
comply with reporting
requirements.

946

944.607 (10) (a)

3rd

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

947

944.607 (12)

3rd

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

948

944.607 (13)

3rd

Sexual offender; failure to

HB 697

2014

report and reregister;
failure to respond to address
verification.

949

985.4815(10)

3rd

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

950

985.4815(12)

3rd

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

951

985.4815(13)

3rd

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

952

953 (h) LEVEL 8

954

Florida

Felony

Statute

Degree

Description

955

HB 697

2014

956	316.193 (3) (c) 3.a.	2nd	DUI manslaughter.
957	316.1935 (4) (b)	1st	Aggravated fleeing or attempted eluding with serious bodily injury or death.
958	327.35 (3) (c) 3.	2nd	Vessel BUI manslaughter.
959	499.0051 (7)	1st	Knowing trafficking in contraband prescription drugs.
960	499.0051 (8)	1st	Knowing forgery of prescription labels or prescription drug labels.
961	560.123 (8) (b) 2.	2nd	Failure to report currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000 by money transmitter.

HB 697

2014

962	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.
963	655.50 (10) (b) 2.	2nd	Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.
964	777.03 (2) (a)	1st	Accessory after the fact, capital felony.
	782.04 (4)	2nd	Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery, burglary, kidnapping, aggravated fleeing or eluding with serious bodily injury or

HB 697

2014

death, aircraft piracy, or
unlawfully discharging bomb.

965

782.051 (2)

1st

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

966

782.071 (1) (b)

1st

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

967

782.072 (2)

1st

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

968

787.06 (3) (b)

1st

Human trafficking using
coercion for commercial
sexual activity.

969

787.06 (3) (c)

1st

Human trafficking using
coercion for labor and
services of an

HB 697

2014

970	787.06(3)(f)	1st	unauthorized alien. Human trafficking using coercion for commercial sexual activity by the transfer or transport of any individual from outside Florida to within the state.
971	790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.
972	794.011(5)	2nd	Sexual battery, victim 12 years or over, offender does not use physical force likely to cause serious injury.
973	794.08(3)	2nd	Female genital mutilation, removal of a victim younger than 18 years of age from

HB 697

2014

this state.

974

800.04 (4) 2nd Lewd or lascivious battery.

975

806.01 (1) 1st Maliciously damage dwelling or structure by fire or explosive, believing person in structure.

976

810.02 (2) (a) 1st, PBL Burglary with assault or battery.

977

810.02 (2) (b) 1st, PBL Burglary; armed with explosives or dangerous weapon.

978

810.02 (2) (c) 1st Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.

979

812.014 (2) (a) 2. 1st Property stolen; cargo valued at

HB 697

2014

980	812.13 (2) (b)	1st	\$50,000 or more, grand theft in 1st degree.
981	812.135 (2) (c)	1st	Robbery with a weapon.
982	817.535 (2) (b)	2nd	Home-invasion robbery, no firearm, deadly weapon, or other weapon.
983	817.535 (3) (a)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
984	817.535 (4) (a) 1.	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
			Filing false lien or other unauthorized document; defendant is

HB 697

2014

985	817.535 (5) (a)	2nd	<p>incarcerated or under supervision.</p> <p>Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.</p>
986	817.568 (6)	2nd	<p>Fraudulent use of personal identification information of an individual under the age of 18.</p>
987	825.102 (2)	1st	<p>Aggravated abuse of an elderly person or disabled adult.</p>
988	825.1025 (2)	2nd	<p>Lewd or lascivious battery upon an elderly person or disabled adult.</p>
989	825.103 (2) (a)	1st	<p>Exploiting an elderly person or disabled</p>

HB 697

2014

990	837.02 (2)	2nd	<p>adult and property is valued at \$100,000 or more.</p> <p>Perjury in official proceedings relating to prosecution of a capital felony.</p>
991	837.021 (2)	2nd	<p>Making contradictory statements in official proceedings relating to prosecution of a capital felony.</p>
992	860.121 (2) (c)	1st	<p>Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.</p>
993	860.16	1st	Aircraft piracy.
994	893.13 (1) (b)	1st	<p>Sell or deliver in excess of 10 grams of any</p>

HB 697

2014

995			substance specified in s. 893.03(1) (a) or (b).
	893.13 (2) (b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1) (a) or (b).
996			
	893.13 (6) (c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1) (a) or (b).
997			
	893.135 (1) (a) 2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
998			
	893.135 (1) (b) 1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.
999			
	893.135 (1) (c) 1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.
1000			

HB 697

2014

1001	893.135 (1) (d) 1.b.	1st	Trafficking in phencyclidine, more than 200 grams, less than 400 grams.
1002	893.135 (1) (e) 1.b.	1st	Trafficking in methaqualone, more than 5 kilograms, less than 25 kilograms.
1003	893.135 (1) (f) 1.b.	1st	Trafficking in amphetamine, more than 28 grams, less than 200 grams.
1004	893.135 (1) (g) 1.b.	1st	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.
1005	893.135 (1) (h) 1.b.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms.
1006	893.135 (1) (j) 1.b.	1st	Trafficking in 1,4- Butanediol, 5 kilograms or more, less than 10 kilograms.

HB 697

2014

1007	893.135 (1) (k) 2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.
1008	893.1351 (3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
1009	895.03 (1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
1010	895.03 (2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
1011	895.03 (3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.
	896.101 (5) (b)	2nd	Money laundering, financial transactions totaling or exceeding

HB 697

2014

1012				\$20,000, but less than \$100,000.
	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.
1013				
1014	(i) LEVEL 9			
1015				
	Florida	Felony		
	Statute	Degree		Description
1016				
	316.193	1st		DUI manslaughter; failing to render aid or give information.
	(3) (c) 3.b.			
1017				
	327.35 (3) (c) 3.b.	1st		BUI manslaughter; failing to render aid or give information.
1018				
	409.920	1st		Medicaid provider

HB 697

2014

1019	(2) (b) 1.c.		fraud; \$50,000 or more.
	499.0051 (9)	1st	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm.
1020	560.123 (8) (b) 3.	1st	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter.
1021	560.125 (5) (c)	1st	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000.
1022	655.50 (10) (b) 3.	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution.
1023			

HB 697

2014

1024	775.0844	1st	Aggravated white collar crime.
1025	782.04 (1)	1st	Attempt, conspire, or solicit to commit premeditated murder.
1026	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.
1027	782.051 (1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04 (3).
	782.07 (2)	1st	Aggravated manslaughter of an elderly person or disabled

HB 697

2014

		adult.	
1028	787.01 (1) (a) 1.	1st, PBL	Kidnapping; hold for ransom or reward or as a shield or hostage.
1029	787.01 (1) (a) 2.	1st, PBL	Kidnapping with intent to commit or facilitate commission of any felony.
1030	787.01 (1) (a) 4.	1st, PBL	Kidnapping with intent to interfere with performance of any governmental or political function.
1031	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,

HB 697

2014

1032			conduct, or exhibition.
1032	787.06(3)(d)	1st	Human trafficking using coercion for commercial sexual activity of an unauthorized alien.
1033	787.06(3)(g)	1st,PBL	Human trafficking for commercial sexual activity of a child under the age of 18.
1034	787.06(4)	1st	Selling or buying of minors into human trafficking.
1035	790.161	1st	Attempted capital destructive device offense.
1036	790.166(2)	1st,PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction.
1037	794.011(2)	1st	Attempted sexual battery; victim less

HB 697

2014

1038			than 12 years of age.
794.011 (2)	Life		Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years.
1039	794.011 (4)	1st	Sexual battery; victim 12 years or older, certain circumstances.
1040	794.011 (8) (b)	1st	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.
1041	794.08 (2)	1st	Female genital mutilation; victim younger than 18 years of age.
1042	796.035	1st	Selling or buying of minors into prostitution.
1043			

HB 697

2014

1044	800.04 (5) (b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older.
1045	812.13 (2) (a)	1st, PBL	Robbery with firearm or other deadly weapon.
1046	812.133 (2) (a)	1st, PBL	Carjacking; firearm or other deadly weapon.
1047	812.135 (2) (b)	1st	Home-invasion robbery with weapon.
1048	817.535 (3) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.
	817.535 (4) (a) 2.	1st	Filing false claim or other unauthorized

HB 697

2014

1049	817.535 (5) (b)	1st	document; defendant is incarcerated or under supervision.
1050	817.568 (7)	2nd, PBL	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.
1051	827.03 (2) (a)	1st	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial authority.
1052	847.0145 (1)	1st	Aggravated child abuse.
1053			Selling, or otherwise transferring custody or control, of a minor.

HB 697

2014

1054	847.0145(2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.
1055	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.
1056	893.135	1st	Attempted capital trafficking offense.
1057	893.135 (1) (a) 3.	1st	Trafficking in cannabis, more than 10,000 lbs.
1058	893.135 (1) (b) 1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
1059	893.135 (1) (c) 1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.

HB 697

2014

1060	893.135 (1) (d) 1.c.	1st	Trafficking in phencyclidine, more than 400 grams.
1061	893.135 (1) (e) 1.c.	1st	Trafficking in methaqualone, more than 25 kilograms.
1062	893.135 (1) (f) 1.c.	1st	Trafficking in amphetamine, more than 200 grams.
1063	893.135 (1) (h) 1.c.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 10 kilograms or more.
1064	893.135 (1) (j) 1.c.	1st	Trafficking in 1,4- Butanediol, 10 kilograms or more.
1065	893.135 (1) (k) 2.c.	1st	Trafficking in Phenethylamines, 400 grams or more.
1066	896.101 (5) (c)	1st	Money laundering, financial instruments totaling or exceeding \$100,000.

HB 697

2014

896.104(4)(a)3.

1st Structuring transactions
to evade reporting or
registration
requirements, financial
transactions totaling or
exceeding \$100,000.

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Section 5. This act shall take effect upon becoming a law.