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1 A bill to be entitled  
2 An act relating to controlled substances; amending s.  
3 893.03, F.S.; adding to the list of Schedule I  
4 controlled substances certain specified materials,  
5 compounds, mixtures, or preparations that contain  
6 hallucinogenic substances, or any of their salts,  
7 isomers, and salts of isomers, if the existence of  
8 such salts, isomers, and salts of isomers is possible  
9 within the specific chemical designation; amending s.  
10 893.13, F.S.; providing reduced penalties for  
11 possession of 3 grams or less of specified controlled  
12 substances; amending s. 893.135, F.S.; providing  
13 criminal penalties for a person who knowingly sells,  
14 purchases, manufactures, delivers, or brings into this  
15 state, or who is knowingly in actual or constructive  
16 possession of, a specified quantity of specified  
17 controlled substances; reenacting ss. 893.13(1)-(6)  
18 and 921.0022(3)(b)-(e), F.S., relating to prohibited  
19 acts involving controlled substances and the Criminal  
20 Punishment Code, respectively, to incorporate the  
21 amendments made to s. 893.03, F.S., in references  
22 thereto; providing an effective date.

23  
24 Be It Enacted by the Legislature of the State of Florida:

25  
26 Section 1. Paragraphs (a) and (c) of subsection (1) of  
27 section 893.03, Florida Statutes, are amended to read:

28 893.03 Standards and schedules.—The substances enumerated

29 | in this section are controlled by this chapter. The controlled  
 30 | substances listed or to be listed in Schedules I, II, III, IV,  
 31 | and V are included by whatever official, common, usual,  
 32 | chemical, or trade name designated. The provisions of this  
 33 | section shall not be construed to include within any of the  
 34 | schedules contained in this section any excluded drugs listed  
 35 | within the purview of 21 C.F.R. s. 1308.22, styled "Excluded  
 36 | Substances"; 21 C.F.R. s. 1308.24, styled "Exempt Chemical  
 37 | Preparations"; 21 C.F.R. s. 1308.32, styled "Exempted  
 38 | Prescription Products"; or 21 C.F.R. s. 1308.34, styled "Exempt  
 39 | Anabolic Steroid Products."

40 |       (1) SCHEDULE I.—A substance in Schedule I has a high  
 41 | potential for abuse and has no currently accepted medical use in  
 42 | treatment in the United States and in its use under medical  
 43 | supervision does not meet accepted safety standards. The  
 44 | following substances are controlled in Schedule I:

45 |       (a) Unless specifically excepted or unless listed in  
 46 | another schedule, any of the following substances, including  
 47 | their isomers, esters, ethers, salts, and salts of isomers,  
 48 | esters, and ethers, whenever the existence of such isomers,  
 49 | esters, ethers, and salts is possible within the specific  
 50 | chemical designation:

- 51 |       1. Acetyl-alpha-methylfentanyl.
- 52 |       2. Acetylmethadol.
- 53 |       3. Allylprodine.
- 54 |       4. Alphacetylmethadol (except levo-alphacetylmethadol,  
 55 | also known as levo-alpha-acetylmethadol, levomethadyl acetate,  
 56 | or LAAM).

- 57 | 5. Alphamethadol.
- 58 | 6. Alpha-methylfentanyl (N-[1-(alpha-methyl-betaphenyl)
- 59 | ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-
- 60 | (N-propanilido) piperidine).
- 61 | 7. Alpha-methylthiofentanyl.
- 62 | 8. Alphameprodine.
- 63 | 9. Benzethidine.
- 64 | 10. Benzylfentanyl.
- 65 | 11. Betacetylmethadol.
- 66 | 12. Beta-hydroxyfentanyl.
- 67 | 13. Beta-hydroxy-3-methylfentanyl.
- 68 | 14. Betameprodine.
- 69 | 15. Betamethadol.
- 70 | 16. Betaprodine.
- 71 | 17. Clonitazene.
- 72 | 18. Dextromoramide.
- 73 | 19. Diampromide.
- 74 | 20. Diethylthiambutene.
- 75 | 21. Difenoxin.
- 76 | 22. Dimenoxadol.
- 77 | 23. Dimepheptanol.
- 78 | 24. Dimethylthiambutene.
- 79 | 25. Dioxaphetyl butyrate.
- 80 | 26. Dipipanone.
- 81 | 27. Ethylmethylthiambutene.
- 82 | 28. Etonitazene.
- 83 | 29. Etoxeridine.
- 84 | 30. Flunitrazepam.

- 85 |           31. Furethidine.
- 86 |           32. Hydroxypethidine.
- 87 |           33. Ketobemidone.
- 88 |           34. Levomoramide.
- 89 |           35. Levophenacylmorphan.
- 90 |           36. 1-Methyl-4-Phenyl-4-Propionoxypiperidine (MPPP).
- 91 |           37. 3-Methylfentanyl (N-
- 92 | [3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide).
- 93 |           38. 3-Methylthiofentanyl.
- 94 |           ~~39. 3, 4-Methylenedioxymethamphetamine~~
- 95 | ~~(MDMA).~~
- 96 |           39.40. Morpheridine.
- 97 |           40.41. Noracymethadol.
- 98 |           41.42. Norlevorphanol.
- 99 |           42.43. Normethadone.
- 100 |           43.44. Norpipanone.
- 101 |           44.45. Para-Fluorofentanyl.
- 102 |           45.46. Phenadoxone.
- 103 |           46.47. Phenampromide.
- 104 |           47.48. Phenomorphan.
- 105 |           48.49. Phenoperidine.
- 106 |           49.50. 1-(2-Phenylethyl)-4-Phenyl-4-Acetyloxypiperidine
- 107 | (PEPAP).
- 108 |           50.51. Piritramide.
- 109 |           51.52. Proheptazine.
- 110 |           52.53. Properidine.
- 111 |           53.54. Propiram.
- 112 |           54.55. Racemoramide.

113 |        ~~55.56.~~    Thenylfentanyl.

114 |        ~~56.57.~~    Thiofentanyl.

115 |        ~~57.58.~~    Tilidine.

116 |        ~~58.59.~~    Trimeperidine.

117 |        (c) Unless specifically excepted or unless listed in  
 118 | another schedule, any material, compound, mixture, or  
 119 | preparation that contains any quantity of the following  
 120 | hallucinogenic substances or that contains any of their salts,  
 121 | isomers, including optical, positional, or geometric isomers,  
 122 | and salts of isomers, if the existence of such salts, isomers,  
 123 | and salts of isomers is possible within the specific chemical  
 124 | designation:

- 125 |        1. Alpha-ethyltryptamine.
- 126 |        2. 2-Amino-4-methyl-5-phenyl-2-oxazoline (4-  
 127 | methylaminorex).
- 128 |        3. 2-Amino-5-phenyl-2-oxazoline (Aminorex).
- 129 |        4. 4-Bromo-2,5-dimethoxyamphetamine.
- 130 |        5. 4-Bromo-2,5-dimethoxyphenethylamine.
- 131 |        6. Bufotenine.
- 132 |        7. Cannabis.
- 133 |        8. Cathinone.
- 134 |        9. Diethyltryptamine.
- 135 |        10. 2,5-Dimethoxyamphetamine.
- 136 |        11. 2,5-Dimethoxy-4-ethylamphetamine (DOET).
- 137 |        12. Dimethyltryptamine.
- 138 |        13. N-Ethyl-1-phenylcyclohexylamine (PCE) (Ethylamine  
 139 | analog of phencyclidine).
- 140 |        14. N-Ethyl-3-piperidyl benzilate.

- 141 | 15. N-ethylamphetamine.
- 142 | 16. Fenethylamine.
- 143 | 17. N-Hydroxy-3,4-methylenedioxyamphetamine.
- 144 | 18. Ibogaine.
- 145 | 19. Lysergic acid diethylamide (LSD).
- 146 | 20. Mescaline.
- 147 | 21. Methcathinone.
- 148 | 22. 5-Methoxy-3,4-methylenedioxyamphetamine.
- 149 | 23. 4-methoxyamphetamine.
- 150 | 24. 4-methoxymethamphetamine.
- 151 | 25. 4-Methyl-2,5-dimethoxyamphetamine.
- 152 | 26. 3,4-Methylenedioxy-N-ethylamphetamine.
- 153 | 27. 3,4-Methylenedioxyamphetamine.
- 154 | 28. N-Methyl-3-piperidyl benzilate.
- 155 | 29. N,N-dimethylamphetamine.
- 156 | 30. Parahexyl.
- 157 | 31. Peyote.
- 158 | 32. N-(1-Phenylcyclohexyl)-pyrrolidine (PCPY) (Pyrrolidine
- 159 | analog of phencyclidine).
- 160 | 33. Psilocybin.
- 161 | 34. Psilocyn.
- 162 | 35. *Salvia divinorum*, except for any drug product approved
- 163 | by the United States Food and Drug Administration which contains
- 164 | *Salvia divinorum* or its isomers, esters, ethers, salts, and
- 165 | salts of isomers, esters, and ethers, if the existence of such
- 166 | isomers, esters, ethers, and salts is possible within the
- 167 | specific chemical designation.
- 168 | 36. Salvinorin A, except for any drug product approved by

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169 the United States Food and Drug Administration which contains  
170 Salvinorin A or its isomers, esters, ethers, salts, and salts of  
171 isomers, esters, and ethers, if the existence of such isomers,  
172 esters, ethers, and salts is possible within the specific  
173 chemical designation.

174 37. Tetrahydrocannabinols.

175 38. 1-[1-(2-Thienyl)-cyclohexyl]-piperidine (TCP)  
176 (Thiophene analog of phencyclidine).

177 39. 3,4,5-Trimethoxyamphetamine.

178 40. 3,4-Methylenedioxymethcathinone.

179 41. 3,4-Methylenedioxypyrovalerone (MDPV).

180 42. Methylnmethcathinone.

181 43. Methoxymethcathinone.

182 44. Fluoromethcathinone.

183 45. Methylethcathinone.

184 46. 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-  
185 yl)phenol, also known as CP 47,497 and its dimethyloctyl (C8)  
186 homologue.

187 47. (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-  
188 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol,  
189 also known as HU-210.

190 48. 1-Pentyl-3-(1-naphthoyl)indole, also known as JWH-018.

191 49. 1-Butyl-3-(1-naphthoyl)indole, also known as JWH-073.

192 50. 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl) indole,  
193 also known as JWH-200.

194 51. BZP (Benzylpiperazine).

195 52. Fluorophenylpiperazine.

196 53. Methylphenylpiperazine.

- 197 | 54. Chlorophenylpiperazine.
- 198 | 55. Methoxyphenylpiperazine.
- 199 | 56. DBZP (1,4-dibenzylpiperazine).
- 200 | 57. TFMPP (3-Trifluoromethylphenylpiperazine).
- 201 | 58. MBDB (Methylbenzodioxolylbutanamine).
- 202 | 59. 5-Hydroxy-alpha-methyltryptamine.
- 203 | 60. 5-Hydroxy-N-methyltryptamine.
- 204 | 61. 5-Methoxy-N-methyl-N-isopropyltryptamine.
- 205 | 62. 5-Methoxy-alpha-methyltryptamine.
- 206 | 63. Methyltryptamine.
- 207 | 64. 5-Methoxy-N,N-dimethyltryptamine.
- 208 | 65. 5-Methyl-N,N-dimethyltryptamine.
- 209 | 66. Tyramine (4-Hydroxyphenethylamine).
- 210 | 67. 5-Methoxy-N,N-Diisopropyltryptamine.
- 211 | 68. DiPT (N,N-Diisopropyltryptamine).
- 212 | 69. DPT (N,N-Dipropyltryptamine).
- 213 | 70. 4-Hydroxy-N,N-diisopropyltryptamine.
- 214 | 71. N,N-Diallyl-5-Methoxytryptamine.
- 215 | 72. DOI (4-Iodo-2,5-dimethoxyamphetamine).
- 216 | 73. DOC (4-Chloro-2,5-dimethoxyamphetamine).
- 217 | 74. 2C-E (4-Ethyl-2,5-dimethoxyphenethylamine).
- 218 | 75. 2C-T-4 (2,5-Dimethoxy-4-isopropylthiophenethylamine).
- 219 | 76. 2C-C (4-Chloro-2,5-dimethoxyphenethylamine).
- 220 | 77. 2C-T (2,5-Dimethoxy-4-methylthiophenethylamine).
- 221 | 78. 2C-T-2 (2,5-Dimethoxy-4-ethylthiophenethylamine).
- 222 | 79. 2C-T-7 (2,5-Dimethoxy-4-(n)-propylthiophenethylamine).
- 223 | 80. 2C-I (4-Iodo-2,5-dimethoxyphenethylamine).
- 224 | 81. Butylone (beta-keto-N-methylbenzodioxolylpropylamine).



- 225 | 82. Ethcathinone.
- 226 | 83. Ethylone (3,4-methylenedioxy-N-ethylcathinone).
- 227 | 84. Naphyrone (naphthylpyrovalerone).
- 228 | 85. N-N-Dimethyl-3,4-methylenedioxcathinone.
- 229 | 86. N-N-Diethyl-3,4-methylenedioxcathinone.
- 230 | 87. 3,4-methylenedioxy-propiofenone.
- 231 | 88. 2-Bromo-3,4-Methylenedioxypropiofenone.
- 232 | 89. 3,4-methylenedioxy-propiofenone-2-oxime.
- 233 | 90. N-Acetyl-3,4-methylenedioxcathinone.
- 234 | 91. N-Acetyl-N-Methyl-3,4-Methylenedioxcathinone.
- 235 | 92. N-Acetyl-N-Ethyl-3,4-Methylenedioxcathinone.
- 236 | 93. Bromomethcathinone.
- 237 | 94. Buphedrone (alpha-methylamino-butyrophenone).
- 238 | 95. Eutylone (beta-Keto-Ethylbenzodioxolylbutanamine).
- 239 | 96. Dimethylcathinone.
- 240 | 97. Dimethylmethcathinone.
- 241 | 98. Pentylone (beta-Keto-Methylbenzodioxolylpentanamine).
- 242 | 99. (MDPPP) 3,4-Methylenedioxy-alpha-
- 243 | pyrrolidinopropiofenone.
- 244 | 100. (MDPBP) 3,4-Methylenedioxy-alpha-
- 245 | pyrrolidinobutiophenone.
- 246 | 101. Methoxy-alpha-pyrrolidinopropiofenone (MOPPP).
- 247 | 102. Methyl-alpha-pyrrolidinohexiophenone (MPHP).
- 248 | 103. Benocyclidine (BCP) or
- 249 | benzothiophenylcyclohexylpiperidine (BTCP).
- 250 | 104. Fluoromethylaminobutyrophenone (F-MABP).
- 251 | 105. Methoxypyrrolidinobutyrophenone (MeO-PBP).
- 252 | 106. Ethyl-pyrrolidinobutyrophenone (Et-PBP).

- 253 | 107. 3-Methyl-4-Methoxymethcathinone (3-Me-4-MeO-MCAT).
- 254 | 108. Methylethylaminobutyrophenone (Me-EABP).
- 255 | 109. Methylamino-butyrophenone (MABP).
- 256 | 110. Pyrrolidinopropiophenone (PPP).
- 257 | 111. Pyrrolidinobutiophenone (PBP).
- 258 | 112. Pyrrolidinovalerophenone (PVP).
- 259 | 113. Methyl-alpha-pyrrolidinopropiophenone (MPPP).
- 260 | 114. JWH-007 (1-pentyl-2-methyl-3-(1-naphthoyl)indole).
- 261 | 115. JWH-015 (2-Methyl-1-propyl-1H-indol-3-yl)-1-
- 262 | naphthalenylmethanone).
- 263 | 116. JWH-019 (Naphthalen-1-yl-(1-hexylindol-3-
- 264 | yl)methanone).
- 265 | 117. JWH-020 (1-heptyl-3-(1-naphthoyl)indole).
- 266 | 118. JWH-072 (Naphthalen-1-yl-(1-propyl-1H-indol-3-
- 267 | yl)methanone).
- 268 | 119. JWH-081 (4-methoxynaphthalen-1-yl-(1-pentylindol-3-
- 269 | yl)methanone).
- 270 | 120. JWH-122 (1-pentyl-3-(4-methyl-1-naphthoyl)indole).
- 271 | 121. JWH-133 ((6aR,10aR)-3-(1,1-Dimethylbutyl)-
- 272 | 6a,7,10,10a-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran)).
- 273 | 122. JWH-175 (3-(naphthalen-1-ylmethyl)-1-pentyl-1H-
- 274 | indole).
- 275 | 123. JWH-201 (1-pentyl-3-(4-methoxyphenylacetyl)indole).
- 276 | 124. JWH-203 (2-(2-chlorophenyl)-1-(1-pentylindol-3-
- 277 | yl)ethanone).
- 278 | 125. JWH-210 (4-ethylnaphthalen-1-yl-(1-pentylindol-3-
- 279 | yl)methanone).
- 280 | 126. JWH-250 (2-(2-methoxyphenyl)-1-(1-pentylindol-3-

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281 yl)ethanone) .  
282 127. JWH-251 (2-(2-methylphenyl)-1-(1-pentyl-1H-indol-3-  
283 yl)ethanone) .  
284 128. JWH-302 (1-pentyl-3-(3-methoxyphenylacetyl)indole) .  
285 129. JWH-398 (1-pentyl-3-(4-chloro-1-naphthoyl)indole) .  
286 130. HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-  
287 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-  
288 ol) .  
289 131. HU-308 ([ (1R,2R,5R)-2-[2,6-dimethoxy-4-(2-  
290 methyloctan-2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-  
291 enyl] methanol) .  
292 132. HU-331 (3-hydroxy-2-[(1R,6R)-3-methyl-6-(1-  
293 methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-  
294 1,4-dione) .  
295 133. CB-13 (Naphthalen-1-yl-(4-pentyloxynaphthalen-1-  
296 yl)methanone) .  
297 134. CB-25 (N-cyclopropyl-11-(3-hydroxy-5-pentylphenoxy)-  
298 undecanamide) .  
299 135. CB-52 (N-cyclopropyl-11-(2-hexyl-5-hydroxyphenoxy)-  
300 undecanamide) .  
301 136. CP 55,940 (2-[(1R,2R,5R)-5-hydroxy-2-(3-  
302 hydroxypropyl)cyclohexyl]-5-(2-methyloctan-2-yl)phenol) .  
303 137. AM-694 (1-[(5-fluoropentyl)-1H-indol-3-yl]- (2-  
304 iodophenyl)methanone) .  
305 138. AM-2201 (1-[(5-fluoropentyl)-1H-indol-3-yl]-  
306 (naphthalen-1-yl)methanone) .  
307 139. RCS-4 ((4-methoxyphenyl) (1-pentyl-1H-indol-3-  
308 yl)methanone) .

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309 140. RCS-8 (1-(1-(2-cyclohexylethyl)-1H-indol-3-yl)-2-(2-  
310 methoxyphenylethanone).

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

314 142. WIN55,212-3 ([ (3S)-2,3-Dihydro-5-methyl-3-(4-  
315 morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-  
316 naphthalenylmethanone).

317 143. Pentedrone (2-(methylamino)-1-phenyl-1-pentanone).

318 144. Fluoroamphetamine.

319 145. Fluoromethamphetamine.

320 146. Methoxetamine.

321 147. Methiopropamine.

322 148. 4-Methylbuphedrone (2-Methylamino-1-(4-  
323 methylphenyl)butan-1-one).

324 149. APB ((2-aminopropyl)benzofuran).

325 150. APDB ((2-aminopropyl)-2,3-dihydrobenzofuran).

326 151. UR-144 ((1-pentyl-1H-indol-3-yl)(2,2,3,3-  
327 tetramethylcyclopropyl)methanone).

328 152. XLR11 ((1-(5-fluoropentyl)-1H-indol-3-yl)(2,2,3,3-  
329 tetramethylcyclopropyl)methanone).

330 153. (1-(5-chloropentyl)-1H-indol-3-yl)(2,2,3,3-  
331 tetramethylcyclopropyl)methanone.

332 154. AKB48 (1-pentyl-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-  
333 indazole-3-carboxamide).

334 155. AM-2233((2-iodophenyl)[1-[(1-methyl-2-  
335 piperidinyl)methyl]-1H-indol-3-yl]-methanone).

336 156. STS-135 (1-(5-fluoropentyl)-N-

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337 tricyclo[3.3.1.13,7]dec-1-yl-1H-indole-3-carboxamide).  
338 157. URB-597 ((3'-(aminocarbonyl)[1,1'-biphenyl]-3-yl)-  
339 cyclohexylcarbamate).  
340 158. URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid,  
341 cyclohexyl ester).  
342 159. URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-  
343 benzoxazin-4-one).  
344 160. 2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine).  
345 161. 2C-H (2-(2,5-Dimethoxyphenyl)ethanamine).  
346 162. 2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine).  
347 163. 2C-P (2-(2,5-Dimethoxy-4-(n)-  
348 propylphenyl)ethanamine).  
349 164. 25I-NBOMe (4-iodo-2,5-dimethoxy-N-[(2-  
350 methoxyphenyl)methyl]-benzeneethanamine).  
351 165. 3,4-Methylenedioxymethamphetamine (MDMA).  
352 Section 2. Paragraph (b) of subsection (6) of section  
353 893.13, Florida Statutes, is amended to read:  
354 893.13 Prohibited acts; penalties.—  
355 (6)  
356 (b) If the offense is the possession of not more than 20  
357 grams of cannabis, as defined in this chapter, or 3 grams or  
358 less of a controlled substance described in s. 893.03(1)(c)46.-  
359 50., ~~and~~ 114.-142., or 151.-159., the person commits a  
360 misdemeanor of the first degree, punishable as provided in s.  
361 775.082 or s. 775.083. For the purposes of this subsection,  
362 "cannabis" does not include the resin extracted from the plants  
363 of the genus *Cannabis*, or any compound manufacture, salt,  
364 derivative, mixture, or preparation of such resin, and a

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365 controlled substance described in s. 893.03(1)(c) 46.-50., and  
 366 114.-142., or 151.-159., does not include the substance in a  
 367 powdered form.

368 Section 3. Paragraph (k) of subsection (1) of section  
 369 893.135, Florida Statutes, is amended to read:

370 893.135 Trafficking; mandatory sentences; suspension or  
 371 reduction of sentences; conspiracy to engage in trafficking.—

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

374 (k)1. Any person who knowingly sells, purchases,  
 375 manufactures, delivers, or brings into this state, or who is  
 376 knowingly in actual or constructive possession of, 10 grams or  
 377 more of any of the following substances described in s.

378 893.03(1)(c) ~~s. 893.03(1)(a) or (e)~~:

- 379 a. 3,4-Methylenedioxyamphetamine (MDMA);
- 380 b. 4-Bromo-2,5-dimethoxyamphetamine;
- 381 c. 4-Bromo-2,5-dimethoxyphenethylamine;
- 382 d. 2,5-Dimethoxyamphetamine;
- 383 e. 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- 384 f. N-ethylamphetamine;
- 385 g. N-Hydroxy-3,4-methylenedioxyamphetamine;
- 386 h. 5-Methoxy-3,4-methylenedioxyamphetamine;
- 387 i. 4-methoxyamphetamine;
- 388 j. 4-methoxymethamphetamine;
- 389 k. 4-Methyl-2,5-dimethoxyamphetamine;
- 390 l. 3,4-Methylenedioxy-N-ethylamphetamine;
- 391 m. 3,4-Methylenedioxyamphetamine;
- 392 n. N,N-dimethylamphetamine; or

393           o. 3,4,5-Trimethoxyamphetamine,  
 394  
 395 individually or in any combination of or any mixture containing  
 396 any substance listed in sub-subparagraphs a.-o., commits a  
 397 felony of the first degree, which felony shall be known as  
 398 "trafficking in Phenethylamines," punishable as provided in s.  
 399 775.082, s. 775.083, or s. 775.084.  
 400           2. If the quantity involved:  
 401           a. Is 10 grams or more but less than 200 grams, such  
 402 person shall be sentenced to a mandatory minimum term of  
 403 imprisonment of 3 years, and the defendant shall be ordered to  
 404 pay a fine of \$50,000.  
 405           b. Is 200 grams or more, but less than 400 grams, such  
 406 person shall be sentenced to a mandatory minimum term of  
 407 imprisonment of 7 years, and the defendant shall be ordered to  
 408 pay a fine of \$100,000.  
 409           c. Is 400 grams or more, such person shall be sentenced to  
 410 a mandatory minimum term of imprisonment of 15 calendar years  
 411 and pay a fine of \$250,000.  
 412           3. Any person who knowingly manufactures or brings into  
 413 this state 30 kilograms or more of any of the following  
 414 substances described in s. 893.03(1)(c) ~~s. 893.03(1)(a) or (e)~~:  
 415           a. 3,4-Methylenedioxymethamphetamine (MDMA);  
 416           b. 4-Bromo-2,5-dimethoxyamphetamine;  
 417           c. 4-Bromo-2,5-dimethoxyphenethylamine;  
 418           d. 2,5-Dimethoxyamphetamine;  
 419           e. 2,5-Dimethoxy-4-ethylamphetamine (DOET);  
 420           f. N-ethylamphetamine;

- 421 g. N-Hydroxy-3,4-methylenedioxyamphetamine;
- 422 h. 5-Methoxy-3,4-methylenedioxyamphetamine;
- 423 i. 4-methoxyamphetamine;
- 424 j. 4-methoxymethamphetamine;
- 425 k. 4-Methyl-2,5-dimethoxyamphetamine;
- 426 l. 3,4-Methylenedioxy-N-ethylamphetamine;
- 427 m. 3,4-Methylenedioxyamphetamine;
- 428 n. N,N-dimethylamphetamine; or
- 429 o. 3,4,5-Trimethoxyamphetamine,

430  
 431 individually or in any combination of or any mixture containing  
 432 any substance listed in sub-subparagraphs a.-o., and who knows  
 433 that the probable result of such manufacture or importation  
 434 would be the death of any person commits capital manufacture or  
 435 importation of Phenethylamines, a capital felony punishable as  
 436 provided in ss. 775.082 and 921.142. Any person sentenced for a  
 437 capital felony under this paragraph shall also be sentenced to  
 438 pay the maximum fine provided under subparagraph 1.

439 Section 4. For the purpose of incorporating the amendment  
 440 made by this act to section 893.03, Florida Statutes, in a  
 441 reference thereto, subsections (1) through (6) of section  
 442 893.13, Florida Statutes, are reenacted to read:

443 893.13 Prohibited acts; penalties.—

444 (1) (a) Except as authorized by this chapter and chapter  
 445 499, it is unlawful for any person to sell, manufacture, or  
 446 deliver, or possess with intent to sell, manufacture, or  
 447 deliver, a controlled substance. Any person who violates this  
 448 provision with respect to:



449 1. A controlled substance named or described in s.  
 450 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
 451 commits a felony of the second degree, punishable as provided in  
 452 s. 775.082, s. 775.083, or s. 775.084.

453 2. A controlled substance named or described in s.  
 454 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
 455 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
 456 the third degree, punishable as provided in s. 775.082, s.  
 457 775.083, or s. 775.084.

458 3. A controlled substance named or described in s.  
 459 893.03(5) commits a misdemeanor of the first degree, punishable  
 460 as provided in s. 775.082 or s. 775.083.

461 (b) Except as provided in this chapter, it is unlawful to  
 462 sell or deliver in excess of 10 grams of any substance named or  
 463 described in s. 893.03(1)(a) or (1)(b), or any combination  
 464 thereof, or any mixture containing any such substance. Any  
 465 person who violates this paragraph commits a felony of the first  
 466 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
 467 775.084.

468 (c) Except as authorized by this chapter, it is unlawful  
 469 for any person to sell, manufacture, or deliver, or possess with  
 470 intent to sell, manufacture, or deliver, a controlled substance  
 471 in, on, or within 1,000 feet of the real property comprising a  
 472 child care facility as defined in s. 402.302 or a public or  
 473 private elementary, middle, or secondary school between the  
 474 hours of 6 a.m. and 12 midnight, or at any time in, on, or  
 475 within 1,000 feet of real property comprising a state, county,  
 476 or municipal park, a community center, or a publicly owned

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477 recreational facility. For the purposes of this paragraph, the  
478 term "community center" means a facility operated by a nonprofit  
479 community-based organization for the provision of recreational,  
480 social, or educational services to the public. Any person who  
481 violates this paragraph with respect to:

482 1. A controlled substance named or described in s.  
483 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
484 commits a felony of the first degree, punishable as provided in  
485 s. 775.082, s. 775.083, or s. 775.084. The defendant must be  
486 sentenced to a minimum term of imprisonment of 3 calendar years  
487 unless the offense was committed within 1,000 feet of the real  
488 property comprising a child care facility as defined in s.  
489 402.302.

490 2. A controlled substance named or described in s.  
491 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
492 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
493 the second degree, punishable as provided in s. 775.082, s.  
494 775.083, or s. 775.084.

495 3. Any other controlled substance, except as lawfully  
496 sold, manufactured, or delivered, must be sentenced to pay a  
497 \$500 fine and to serve 100 hours of public service in addition  
498 to any other penalty prescribed by law.

499  
500 This paragraph does not apply to a child care facility unless  
501 the owner or operator of the facility posts a sign that is not  
502 less than 2 square feet in size with a word legend identifying  
503 the facility as a licensed child care facility and that is  
504 posted on the property of the child care facility in a

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505 conspicuous place where the sign is reasonably visible to the  
506 public.

507 (d) Except as authorized by this chapter, it is unlawful  
508 for any person to sell, manufacture, or deliver, or possess with  
509 intent to sell, manufacture, or deliver, a controlled substance  
510 in, on, or within 1,000 feet of the real property comprising a  
511 public or private college, university, or other postsecondary  
512 educational institution. Any person who violates this paragraph  
513 with respect to:

514 1. A controlled substance named or described in s.  
515 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
516 commits a felony of the first degree, punishable as provided in  
517 s. 775.082, s. 775.083, or s. 775.084.

518 2. A controlled substance named or described in s.  
519 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
520 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
521 the second degree, punishable as provided in s. 775.082, s.  
522 775.083, or s. 775.084.

523 3. Any other controlled substance, except as lawfully  
524 sold, manufactured, or delivered, must be sentenced to pay a  
525 \$500 fine and to serve 100 hours of public service in addition  
526 to any other penalty prescribed by law.

527 (e) Except as authorized by this chapter, it is unlawful  
528 for any person to sell, manufacture, or deliver, or possess with  
529 intent to sell, manufacture, or deliver, a controlled substance  
530 not authorized by law in, on, or within 1,000 feet of a physical  
531 place for worship at which a church or religious organization  
532 regularly conducts religious services or within 1,000 feet of a

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533 convenience business as defined in s. 812.171. Any person who  
534 violates this paragraph with respect to:

535 1. A controlled substance named or described in s.  
536 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
537 commits a felony of the first degree, punishable as provided in  
538 s. 775.082, s. 775.083, or s. 775.084.

539 2. A controlled substance named or described in s.  
540 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
541 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
542 the second degree, punishable as provided in s. 775.082, s.  
543 775.083, or s. 775.084.

544 3. Any other controlled substance, except as lawfully  
545 sold, manufactured, or delivered, must be sentenced to pay a  
546 \$500 fine and to serve 100 hours of public service in addition  
547 to any other penalty prescribed by law.

548 (f) Except as authorized by this chapter, it is unlawful  
549 for any person to sell, manufacture, or deliver, or possess with  
550 intent to sell, manufacture, or deliver, a controlled substance  
551 in, on, or within 1,000 feet of the real property comprising a  
552 public housing facility at any time. For purposes of this  
553 section, the term "real property comprising a public housing  
554 facility" means real property, as defined in s. 421.03(12), of a  
555 public corporation created as a housing authority pursuant to  
556 part I of chapter 421. Any person who violates this paragraph  
557 with respect to:

558 1. A controlled substance named or described in s.  
559 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
560 commits a felony of the first degree, punishable as provided in

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561 s. 775.082, s. 775.083, or s. 775.084.

562 2. A controlled substance named or described in s.  
563 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
564 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
565 the second degree, punishable as provided in s. 775.082, s.  
566 775.083, or s. 775.084.

567 3. Any other controlled substance, except as lawfully  
568 sold, manufactured, or delivered, must be sentenced to pay a  
569 \$500 fine and to serve 100 hours of public service in addition  
570 to any other penalty prescribed by law.

571 (g) Except as authorized by this chapter, it is unlawful  
572 for any person to manufacture methamphetamine or phencyclidine,  
573 or possess any listed chemical as defined in s. 893.033 in  
574 violation of s. 893.149 and with intent to manufacture  
575 methamphetamine or phencyclidine. If any person violates this  
576 paragraph and:

577 1. The commission or attempted commission of the crime  
578 occurs in a structure or conveyance where any child under 16  
579 years of age is present, the person commits a felony of the  
580 first degree, punishable as provided in s. 775.082, s. 775.083,  
581 or s. 775.084. In addition, the defendant must be sentenced to a  
582 minimum term of imprisonment of 5 calendar years.

583 2. The commission of the crime causes any child under 16  
584 years of age to suffer great bodily harm, the person commits a  
585 felony of the first degree, punishable as provided in s.  
586 775.082, s. 775.083, or s. 775.084. In addition, the defendant  
587 must be sentenced to a minimum term of imprisonment of 10  
588 calendar years.

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589 (h) Except as authorized by this chapter, it is unlawful  
590 for any person to sell, manufacture, or deliver, or possess with  
591 intent to sell, manufacture, or deliver, a controlled substance  
592 in, on, or within 1,000 feet of the real property comprising an  
593 assisted living facility, as that term is used in chapter 429.  
594 Any person who violates this paragraph with respect to:

595 1. A controlled substance named or described in s.  
596 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.  
597 commits a felony of the first degree, punishable as provided in  
598 s. 775.082, s. 775.083, or s. 775.084.

599 2. A controlled substance named or described in s.  
600 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
601 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
602 the second degree, punishable as provided in s. 775.082, s.  
603 775.083, or s. 775.084.

604 (2)(a) Except as authorized by this chapter and chapter  
605 499, it is unlawful for any person to purchase, or possess with  
606 intent to purchase, a controlled substance. Any person who  
607 violates this provision with respect to:

608 1. A controlled substance named or described in s.  
609 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
610 commits a felony of the second degree, punishable as provided in  
611 s. 775.082, s. 775.083, or s. 775.084.

612 2. A controlled substance named or described in s.  
613 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
614 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
615 the third degree, punishable as provided in s. 775.082, s.  
616 775.083, or s. 775.084.

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617 3. A controlled substance named or described in s.  
618 893.03(5) commits a misdemeanor of the first degree, punishable  
619 as provided in s. 775.082 or s. 775.083.

620 (b) Except as provided in this chapter, it is unlawful to  
621 purchase in excess of 10 grams of any substance named or  
622 described in s. 893.03(1)(a) or (1)(b), or any combination  
623 thereof, or any mixture containing any such substance. Any  
624 person who violates this paragraph commits a felony of the first  
625 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
626 775.084.

627 (3) Any person who delivers, without consideration, not  
628 more than 20 grams of cannabis, as defined in this chapter,  
629 commits a misdemeanor of the first degree, punishable as  
630 provided in s. 775.082 or s. 775.083. For the purposes of this  
631 paragraph, "cannabis" does not include the resin extracted from  
632 the plants of the genus *Cannabis* or any compound manufacture,  
633 salt, derivative, mixture, or preparation of such resin.

634 (4) Except as authorized by this chapter, it is unlawful  
635 for any person 18 years of age or older to deliver any  
636 controlled substance to a person under the age of 18 years, or  
637 to use or hire a person under the age of 18 years as an agent or  
638 employee in the sale or delivery of such a substance, or to use  
639 such person to assist in avoiding detection or apprehension for  
640 a violation of this chapter. Any person who violates this  
641 provision with respect to:

642 (a) A controlled substance named or described in s.  
643 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
644 commits a felony of the first degree, punishable as provided in

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645 s. 775.082, s. 775.083, or s. 775.084.

646 (b) A controlled substance named or described in s.  
647 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
648 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
649 the second degree, punishable as provided in s. 775.082, s.  
650 775.083, or s. 775.084.

651  
652 Imposition of sentence may not be suspended or deferred, nor  
653 shall the person so convicted be placed on probation.

654 (5) It is unlawful for any person to bring into this state  
655 any controlled substance unless the possession of such  
656 controlled substance is authorized by this chapter or unless  
657 such person is licensed to do so by the appropriate federal  
658 agency. Any person who violates this provision with respect to:

659 (a) A controlled substance named or described in s.  
660 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,  
661 commits a felony of the second degree, punishable as provided in  
662 s. 775.082, s. 775.083, or s. 775.084.

663 (b) A controlled substance named or described in s.  
664 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,  
665 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of  
666 the third degree, punishable as provided in s. 775.082, s.  
667 775.083, or s. 775.084.

668 (c) A controlled substance named or described in s.  
669 893.03(5) commits a misdemeanor of the first degree, punishable  
670 as provided in s. 775.082 or s. 775.083.

671 (6)(a) It is unlawful for any person to be in actual or  
672 constructive possession of a controlled substance unless such



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673 controlled substance was lawfully obtained from a practitioner  
674 or pursuant to a valid prescription or order of a practitioner  
675 while acting in the course of his or her professional practice  
676 or to be in actual or constructive possession of a controlled  
677 substance except as otherwise authorized by this chapter. Any  
678 person who violates this provision commits a felony of the third  
679 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
680 775.084.

681 (b) If the offense is the possession of not more than 20  
682 grams of cannabis, as defined in this chapter, or 3 grams or  
683 less of a controlled substance described in s. 893.03(1)(c)46.-  
684 50. and 114.-142., the person commits a misdemeanor of the first  
685 degree, punishable as provided in s. 775.082 or s. 775.083. For  
686 the purposes of this subsection, "cannabis" does not include the  
687 resin extracted from the plants of the genus *Cannabis*, or any  
688 compound manufacture, salt, derivative, mixture, or preparation  
689 of such resin, and a controlled substance described in s.  
690 893.03(1)(c)46.-50. and 114.-142. does not include the substance  
691 in a powdered form.

692 (c) Except as provided in this chapter, it is unlawful to  
693 possess in excess of 10 grams of any substance named or  
694 described in s. 893.03(1)(a) or (1)(b), or any combination  
695 thereof, or any mixture containing any such substance. Any  
696 person who violates this paragraph commits a felony of the first  
697 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
698 775.084.

699 (d) Notwithstanding any provision to the contrary of the  
700 laws of this state relating to arrest, a law enforcement officer

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701 | may arrest without warrant any person who the officer has  
 702 | probable cause to believe is violating the provisions of this  
 703 | chapter relating to possession of cannabis.

704 | Section 5. For the purpose of incorporating the amendment  
 705 | made by this act to section 893.03, Florida Statutes, in a  
 706 | reference thereto, paragraphs (b), (c), (d), and (e) of  
 707 | subsection (3) of section 921.0022, Florida Statutes, are  
 708 | reenacted to read:

709 | 921.0022 Criminal Punishment Code; offense severity  
 710 | ranking chart.—

- 711 | (3) OFFENSE SEVERITY RANKING CHART
- 712 | (b) LEVEL 2

713 |

Florida Statute	Felony Degree	Description
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714 |

379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
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715 |

379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
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716 |

403.413 (5) (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.
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717	517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.
718	590.28(1)	3rd	Intentional burning of lands.
719	784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
720	787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
721	806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.
722	810.061(2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.
723	810.09(2)(e)	3rd	Trespassing on posted commercial horticulture property.
724	812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$300 or more but less than \$5,000.
725	812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or more

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726	812.015(7)	3rd	but less than \$300, taken from unenclosed curtilage of dwelling.
727	817.234(1)(a)2.	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.
728	817.481(3)(a)	3rd	False statement in support of insurance claim.
729	817.52(3)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
730	817.54	3rd	Failure to redeliver hired vehicle.
731	817.60(5)	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
732	817.60(6)(a)	3rd	Dealing in credit cards of another.
733	817.61	3rd	Forgery; purchase goods, services with false card.
734	826.04	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
			Knowingly marries or has sexual

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			intercourse with person to whom related.
735			
	831.01	3rd	Forgery.
736			
	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
737			
	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
738			
	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
739			
	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
740			
	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.
741			
	832.05 (3) (a)	3rd	Cashing or depositing item with intent to defraud.
742			
	843.08	3rd	Falsely impersonating an officer.
743			
	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.,

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(3), or (4) drugs other than cannabis.

744

893.147 (2) 3rd Manufacture or delivery of drug paraphernalia.

745

746 (c) LEVEL 3

747

Florida	Felony	
Statute	Degree	Description

748

119.10 (2) (b)	3rd	Unlawful use of confidential information from police reports.
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749

316.066 (3) (b) - (d)	3rd	Unlawfully obtaining or using confidential crash reports.
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750

316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
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751

316.1935 (2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
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752

319.30 (4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
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753

319.33 (1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
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754	319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
755	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
756	327.35(2)(b)	3rd	Felony BUI.
757	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
758	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
759	376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
760	379.2431 (1)(e)5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.
761			

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762	379.2431 (1) (e) 6.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
763	400.9935 (4)	3rd	Operating a clinic without a license or filing false license application or other required information.
764	440.1051 (3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
765	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
766	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
767	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
768	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
769	697.08	3rd	Equity skimming.



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770	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
771	796.05 (1)	3rd	Live on earnings of a prostitute.
772	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
773	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
774	810.09 (2) (c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
775	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
776	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
777	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property

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			valued at less than \$20,000.
778			
	817.233	3rd	Burning to defraud insurer.
779			
	817.234	3rd	Unlawful solicitation of persons
	(8) (b) - (c)		involved in motor vehicle accidents.
780			
	817.234 (11) (a)	3rd	Insurance fraud; property value less
			than \$20,000.
781			
	817.236	3rd	Filing a false motor vehicle insurance
			application.
782			
	817.2361	3rd	Creating, marketing, or presenting a
			false or fraudulent motor vehicle
			insurance card.
783			
	817.413 (2)	3rd	Sale of used goods as new.
784			
	817.505 (4)	3rd	Patient brokering.
785			
	828.12 (2)	3rd	Tortures any animal with intent to
			inflict intense pain, serious physical
			injury, or death.
786			
	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with
			intent to defraud or possessing a
			counterfeit payment instrument.

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787	831.29	2nd	Possession of instruments for counterfeiting drivers' licenses or identification cards.
788	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.
789	843.19	3rd	Injure, disable, or kill police dog or horse.
790	860.15 (3)	3rd	Overcharging for repairs and parts.
791	870.01 (2)	3rd	Riot; inciting or encouraging.
792	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).
793	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.
794	893.13 (1) (f) 2.	2nd	Sell, manufacture, or deliver s.

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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.

795

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

796

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

797

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

798

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

799

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

800

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

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801

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

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.

802

893.13(8)(a)3.

3rd

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

803

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.

804

918.13(1)(a)

3rd

Alter, destroy, or conceal investigation evidence.

805

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

3rd

Introduce contraband to correctional facility.

806

944.47(1)(c)

2nd

Possess contraband while upon the grounds of a correctional institution.



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817			issuer of securities to register.
818	784.07 (2) (b)	3rd	Battery of law enforcement officer, firefighter, etc.
819	784.074 (1) (c)	3rd	Battery of sexually violent predators facility staff.
820	784.075	3rd	Battery on detention or commitment facility staff.
821	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
822	784.08 (2) (c)	3rd	Battery on a person 65 years of age or older.
823	784.081 (3)	3rd	Battery on specified official or employee.
824	784.082 (3)	3rd	Battery by detained person on visitor or other detainee.
825	784.083 (3)	3rd	Battery on code inspector.
	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids

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826	787.03 (1)	3rd	or materials. Interference with custody; wrongly takes minor from appointed guardian.
827	787.04 (2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
828	787.04 (3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
829	787.07	3rd	Human smuggling.
830	790.115 (1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
831	790.115 (2) (b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
832	790.115 (2) (c)	3rd	Possessing firearm on school property.
833	800.04 (7) (c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
834			



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835	810.02 (4) (a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
836	810.02 (4) (b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
837	810.06	3rd	Burglary; possession of tools.
838	810.08 (2) (c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
839	812.014 (2) (c) 3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
840	812.014 (2) (c) 4.-10.	3rd	Grand theft, 3rd degree, a will, firearm, motor vehicle, livestock, etc.
841	812.0195 (2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
842	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.

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843 | 817.625(2)(a) 3rd Fraudulent use of scanning device or  
 844 | reencoder.  
 845 | 828.125(1) 2nd Kill, maim, or cause great bodily harm  
 846 | or permanent breeding disability to any  
 847 | registered horse or cattle.  
 848 | 837.02(1) 3rd Perjury in official proceedings.  
 849 | 837.021(1) 3rd Make contradictory statements in  
 850 | official proceedings.  
 851 | 838.022 3rd Official misconduct.  
 852 | 839.13(2)(a) 3rd Falsifying records of an individual in  
 the care and custody of a state agency.  
 839.13(2)(c) 3rd Falsifying records of the Department of  
 Children and Family Services.  
 843.021 3rd Possession of a concealed handcuff key  
 by a person in custody.  
 843.025 3rd Deprive law enforcement, correctional,  
 or correctional probation officer of  
 means of protection or communication.

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853	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
854	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
855	874.05(1)	3rd	Encouraging or recruiting another to join a criminal gang.
856	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)4. drugs).
857	914.14(2)	3rd	Witnesses accepting bribes.
858	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.
859	914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
860	918.12	3rd	Tampering with jurors.
861	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.
862	(e)	LEVEL 5	

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871

Florida Statute	Felony Degree	Description
316.027 (1) (a)	3rd	Accidents involving personal injuries, failure to stop; leaving scene.
316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
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 involving personal injury; leaving scene.
379.367 (4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
379.3671 (2) (c) 3.	3rd	Willful molestation, possession, or removal of a commercial harvester's trap contents or trap gear by another harvester.
381.0041 (11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.

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872	440.10 (1) (g)	2nd	Failure to obtain workers' compensation coverage.
873	440.105 (5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
874	440.381 (2)	2nd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
875	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
876	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
877	790.01 (2)	3rd	Carrying a concealed firearm.
878	790.162	2nd	Threat to throw or discharge destructive device.
879	790.163 (1)	2nd	False report of deadly explosive or weapon of mass destruction.
	790.221 (1)	2nd	Possession of short-barreled shotgun or

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machine gun.

880

790.23                    2nd    Felons in possession of firearms,  
ammunition, or electronic weapons or  
devices.

881

800.04 (6) (c)            3rd    Lewd or lascivious conduct; offender  
less than 18 years.

882

800.04 (7) (b)            2nd    Lewd or lascivious exhibition; offender  
18 years or older.

883

806.111 (1)                3rd    Possess, manufacture, or dispense fire  
bomb with intent to damage any  
structure or property.

884

812.0145 (2) (b)           2nd    Theft from person 65 years of age or  
older; \$10,000 or more but less than  
\$50,000.

885

812.015 (8)                3rd    Retail theft; property stolen is valued  
at \$300 or more and one or more  
specified acts.

886

812.019 (1)                2nd    Stolen property; dealing in or  
trafficking in.

887

812.131 (2) (b)            3rd    Robbery by sudden snatching.

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888	812.16(2)	3rd	Owning, operating, or conducting a chop shop.
889	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.
890	817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
891	817.2341(1), (2)(a) & (3)(a)	3rd	Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
892	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.
893	817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device or reencoder.
894	825.1025(4)	3rd	Lewd or lascivious exhibition in the

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presence of an elderly person or disabled adult.

895

827.071 (4) 2nd Possess with intent to promote any photographic material, motion picture, etc., which includes sexual conduct by a child.

896

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

897

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.

898

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

899

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

900

847.0137 (2) & (3) 3rd Transmission of pornography by electronic device or equipment.

901

847.0138 (2) & (3) 3rd Transmission of material harmful to minors to a minor by electronic device



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or equipment.

902

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

903

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).

904

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.

905

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.

906

893.13 (1) (e) 2. 2nd Sell, manufacture, or deliver cannabis or other drug prohibited under s.

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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.

907

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.

908

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).

909

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

910

911      Section 6. This act shall take effect upon becoming a law.