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1
2 An act relating to controlled substances; amending s.
3 893.03, F.S.; adding to the list of Schedule I
4 controlled substances specified materials, compounds,
5 mixtures, or preparations that contain hallucinogenic
6 substances, or any of their salts, isomers, and salts
7 of isomers, if the existence of such salts, isomers,
8 and salts of isomers is possible within the specific
9 chemical designation; reenacting and amending s.
10 893.13(1)-(6), F.S., relating to prohibited acts and
11 penalties involving controlled substances, to
12 incorporate the amendment made to s. 893.03, F.S., in
13 a reference thereto; providing reduced penalties for
14 possession of 3 grams or less of specified controlled
15 substances; amending s. 893.135, F.S.; providing that
16 a person who knowingly sells, purchases, manufactures,
17 delivers, or brings into this state specified
18 quantities of 3,4-Methylenedioxymethcathinone, 3,4-
19 Methylenedioxypyrovalerone (MDPV), or
20 Methylmethcathinone, or who is knowingly in actual or
21 constructive possession of specified quantities of
22 3,4-Methylenedioxymethcathinone, 3,4-
23 Methylenedioxypyrovalerone (MDPV), or
24 Methylmethcathinone, commits the offense of
25 trafficking in Phenethylamines, a felony of the first
26 degree; providing that a person who knowingly sells,

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27 purchases, manufactures, delivers, or brings into this
28 state specified quantities of 3,4-
29 Methylenedioxymethcathinone, 3,4-
30 Methylenedioxypyrovalerone (MDPV), or
31 Methylmethcathinone, or who is knowingly in actual or
32 constructive possession of specified quantities of
33 3,4-Methylenedioxymethcathinone, 3,4-
34 Methylenedioxypyrovalerone (MDPV), or
35 Methylmethcathinone, 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

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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.

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- 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.

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- 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.

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- 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.

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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-propiophenone.
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.

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- 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. Methylethylaminobutyrophenone (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).

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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-

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

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

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

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

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

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

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

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

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

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

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

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

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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)-

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cyclohexylcarbamate).

158. URB-602 ([1,1'-biphenyl]-3-yl-carbamic acid, cyclohexyl ester).

159. URB-754 (6-methyl-2-[(4-methylphenyl)amino]-1-benzoxazin-4-one).

160. 2C-D (2-(2,5-Dimethoxy-4-methylphenyl)ethanamine).

161. 2C-H (2-(2,5-Dimethoxyphenyl)ethanamine).

162. 2C-N (2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine).

163. 2C-P (2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine).

164. 25I-NBOMe (4-iodo-2,5-dimethoxy-N-[(2-methoxyphenyl)methyl]-benzeneethanamine).

165. 3,4-Methylenedioxymethamphetamine (MDMA).

166. PB-22 (1-pentyl-8-quinolinyl ester-1H-indole-3-carboxylic acid).

167. 5-Fluoro PB-22 (8-quinolinyl ester-1-(5-fluoropentyl)-1H-indole-3-carboxylic acid).

168. BB-22 (1-(cyclohexylmethyl)-8-quinolinyl ester-1H-indole-3-carboxylic acid).

169. 5-Fluoro AKB48 (N-((3s,5s,7s)-adamantan-1-yl)-1-(5-fluoropentyl)-1H-indazole-3-carboxamide).

170. AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-3-carboxamide).

171. AB-FUBINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-(4-fluorobenzyl)-1H-indazole-3-carboxamide).

172. ADB-PINACA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-

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

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

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

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

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

893.13 Prohibited acts; penalties.—

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

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

2. A controlled substance named or described in 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) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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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.

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

2. A controlled substance named or described in 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) commits a felony of
the second degree, punishable as provided in s. 775.082, s.
775.083, or s. 775.084.

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

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

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

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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

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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

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

2. A controlled substance named or described in 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) commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

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

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

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

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

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

2. A controlled substance named or described in 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) commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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

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

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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

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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.~~7~~
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.

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

(b) A controlled substance named or described in 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) commits a felony of
the third degree, punishable as provided in s. 775.082, s.
775.083, or s. 775.084.

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

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

(b) If the offense is the possession of ~~not more than~~ 20
grams or less of cannabis, as defined in this chapter, or 3
grams or less of a controlled substance described in s.
893.03(1)(c)46.-50., 114.-142., 151.-159., or 166.-173. ~~166.-~~
~~169.~~, the person commits a misdemeanor of the first degree,

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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.-173. ~~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:

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

893.03(1)(c):

- a. 3,4-Methylenedioxymethamphetamine (MDMA);
- b. 4-Bromo-2,5-dimethoxyamphetamine;
- c. 4-Bromo-2,5-dimethoxyphenethylamine;
- d. 2,5-Dimethoxyamphetamine;
- e. 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- f. N-ethylamphetamine;
- g. N-Hydroxy-3,4-methylenedioxyamphetamine;
- h. 5-Methoxy-3,4-methylenedioxyamphetamine;
- i. 4-methoxyamphetamine;
- j. 4-methoxymethamphetamine;
- k. 4-Methyl-2,5-dimethoxyamphetamine;
- l. 3,4-Methylenedioxy-N-ethylamphetamine;
- m. 3,4-Methylenedioxyamphetamine;
- n. N,N-dimethylamphetamine; ~~or~~
- o. 3,4,5-Trimethoxyamphetamine; ~~or~~
- p. 3,4-Methylenedioxymethcathinone;
- q. 3,4-Methylenedioxypyrovalerone (MDPV); or
- r. Methylmethcathinone,

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

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

2. If the quantity involved:

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

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

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

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

- a. 3,4-Methylenedioxymethamphetamine (MDMA);
- b. 4-Bromo-2,5-dimethoxyamphetamine;
- c. 4-Bromo-2,5-dimethoxyphenethylamine;
- d. 2,5-Dimethoxyamphetamine;
- e. 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- f. N-ethylamphetamine;
- g. N-Hydroxy-3,4-methylenedioxymphetamine;

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- h. 5-Methoxy-3,4-methylenedioxyamphetamine;
i. 4-methoxyamphetamine;
j. 4-methoxymethamphetamine;
k. 4-Methyl-2,5-dimethoxyamphetamine;
l. 3,4-Methylenedioxy-N-ethylamphetamine;
m. 3,4-Methylenedioxyamphetamine;
n. N,N-dimethylamphetamine; ~~or~~
o. 3,4,5-Trimethoxyamphetamine;
p. 3,4-Methylenedioxymethcathinone;
q. 3,4-Methylenedioxypyrovalerone (MDPV); or
r. Methylmethcathinone,

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

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

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677 921.0022 Criminal Punishment Code; offense severity
678 ranking chart.—
679 (3) OFFENSE SEVERITY RANKING CHART
680 (b) LEVEL 2
681

Florida Statute	Felony Degree	Description
379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
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.

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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

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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

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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

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related.

831.01

3rd

Forgery.

831.02

3rd

Uttering forged instrument;
utters or publishes alteration
with intent to defraud.

831.07

3rd

Forging bank bills, checks,
drafts, or promissory notes.

831.08

3rd

Possessing 10 or more forged notes, bills, checks, or drafts.

831.09

3rd

Uttering forged notes, bills,
checks, drafts, or promissory
notes.

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

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

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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,

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			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

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marine turtle nests in violation
of the Marine Turtle Protection
Act.

729

379.2431
(1) (e) 6.

3rd 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 Tamper with a consumer
product or the container using
materially false/misleading
information.

733

624.401 (4) (a)

3rd Transacting insurance

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			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			

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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

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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
involved in motor vehicle
accidents.

(8) (b) - (c)

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

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

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police dog or horse.

860.15 (3)

3rd

Overcharging for repairs and parts.

870.01 (2)

3rd

Riot; inciting or encouraging.

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).

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.

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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.

893.13 (6) (a)

3rd

Possession of any
controlled substance
other than felony
possession of cannabis.

893.13 (7) (a) 8.

3rd

Withhold information from
practitioner regarding
previous receipt of or
prescription for a
controlled substance.

893.13 (7) (a) 9.

3rd

Obtain or attempt to obtain
controlled substance by fraud,
forgery, misrepresentation,
etc.

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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.
	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

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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

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776	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
777	(e) LEVEL 5		
778			
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

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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

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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

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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.

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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

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			\$20,000 or more but less than \$100,000.
806	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.
807	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.
808	817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device or reencoder.
809			

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

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			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

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

820

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.

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

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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.

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.

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.,

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			(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.
830			
	316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
831			
	316.1935 (3) (b)	1st	Causing serious bodily injury or death to another person; driving

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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

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			\$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

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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

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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.

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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

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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

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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

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871	784.08 (2) (a)	1st	staff. 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

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			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			

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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;

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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			

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893	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
	812.014 (2) (a) 1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
894	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
895	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
896	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment

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

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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.

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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.

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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

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			unlawful sex act.
921	872.06	2nd	Abuse of a dead human body.
922	874.05 (2) (b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
923	874.10	1st,PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
924	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

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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

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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) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
933	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14

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grams.

934

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

935

893.135
(1) (j) 1.a.1st Trafficking in 1,4-
Butanediol, 1 kilogram or
more, less than 5
kilograms.

936

893.135
(1) (k) 2.a.1st Trafficking in Phenethylamines,
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

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896.104(4)(a)1.

3rd Structuring transactions
to evade reporting or
registration
requirements, financial
transactions exceeding
\$300 but less than
\$20,000.

943.0435(4)(c)

2nd Sexual offender vacating
permanent residence;
failure to comply with
reporting requirements.

943.0435(8)

2nd Sexual offender; remains in
state after indicating intent
to leave; failure to comply
with reporting requirements.

943.0435(9)(a)

3rd Sexual offender; failure
to comply with reporting
requirements.

943.0435(13)

3rd Failure to report or
providing false
information about a

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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

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949			report and reregister; failure to respond to address verification.
	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			

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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.

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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.
964	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

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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

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unauthorized alien.

970

787.06 (3) (f)

1st

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

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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

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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; defendant is

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

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adult and property is
valued at \$100,000 or
more.

990

837.02 (2)

2nd

Perjury in official
proceedings relating to
prosecution of a capital
felony.

991

837.021 (2)

2nd

Making contradictory
statements in official
proceedings relating to
prosecution of a capital
felony.

992

860.121 (2) (c)

1st

Shooting at or
throwing any object in
path of railroad
vehicle resulting in
great bodily harm.

993

860.16

1st

Aircraft piracy.

994

893.13 (1) (b)

1st

Sell or deliver in excess
of 10 grams of any

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			substance specified in s. 893.03(1)(a) or (b).
995	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			

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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.

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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

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			\$20,000, but less than \$100,000.
1012	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

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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			

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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

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		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,

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1032	787.06 (3) (d)	1st	conduct, or exhibition. 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

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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			

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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

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			document; defendant is incarcerated or under supervision.
1049	817.535 (5) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; owner of the property incurs financial loss as a result of the false instrument.
1050	817.568 (7)	2nd, PBL	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial authority.
1051	827.03 (2) (a)	1st	Aggravated child abuse.
1052	847.0145 (1)	1st	Selling, or otherwise transferring custody or control, of a minor.
1053			

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

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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.

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896.104(4)(a)3.

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

1067

1068

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