Bill No. CS/HB 761 (2016)

Amendment No. 1

1

2

3

4

5

COMMITTEE/SUBCOMMITTEE	ACTION
ADOPTED	(Y/N)
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	

Committee/Subcommittee hearing bill: Judiciary Committee Representative Young offered the following:

Amendment (with title amendment)

Remove lines 108-177 and insert:

6 (1) As used in this section, the term "related document" 7 means an invoice, a voucher, a sales draft, or other 8 representation or manifestation of a counterfeit credit card or 9 a credit card number of a cardholder if not authorized by the 10 cardholder.

11 (2) A Any person who traffics in, or attempts to traffic 12 in, or possesses 10 or more counterfeit credit cards or related 13 documents, invoices, vouchers, sales drafts, or other 14 representations or manifestations of counterfeit credit cards, 15 or credit card account numbers of another in any 6-month period 16 is guilty of:

706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM

Page 1 of 43

Bill No. CS/HB 761 (2016)

Amendment No. 1

	Amendment No. 1
17	(a) A felony of the second degree, punishable as provided
18	in s. 775.082, s. 775.083, or s. 775.084 <u>, if the person traffics</u>
19	in, attempts to traffic in, or possesses 5 to 14 counterfeit
20	credit cards or related documents.
21	(b) A felony of the first degree, punishable as provided in
22	s. 775.082, s. 775.083, or s. 775.084, if the person traffics
23	in, attempts to traffic in, or possesses 15 to 49 counterfeit
24	credit cards or related documents.
25	(c) A felony of the first degree, punishable as provided in
26	s. 775.082, s. 775.083, or s. 775.084, if the person traffics
27	in, attempts to traffic in, or possesses 50 or more counterfeit
28	credit cards or related documents.
29	Section 4. Paragraphs (e), (g), and (i) of subsection (3)
30	of section 921.0022, Florida Statutes, are amended to read:
31	921.0022 Criminal Punishment Code; offense severity
32	ranking chart
33	(3) OFFENSE SEVERITY RANKING CHART
34	(e) LEVEL 5
35	
	Florida Felony
	Statute Degree Description
36	
	316.027(2)(a) 3rd Accidents involving personal
	injuries other than serious
	bodily injury, failure to stop;
	leaving scene.
	706153 - h0761 - line 108.docx
	Published On: 2/17/2016 6:10:41 PM
	Page 2 of 43

			Bill No. CS/HB 761 (2016)
37	Amendment No. 1		
38	316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
	316.80(2)	<u>2nd</u>	<u>Unlawful conveyance; obtaining</u> fuel fraudulently.
39	322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
40			
	327.30(5)	3rd	Vessel accidents involving
41			personal injury; leaving scene.
42	379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
	379.3671	3rd	Willful molestation,
	(2)(c)3.		possession, or removal of a commercial harvester's trap contents or trap gear by another harvester.
43			
	381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
 7	06153 - h0761 - line	108.do	CX
	Published On: 2/17/20	016 6:1	0:41 PM
			Page 3 of 43

44	Amendment No. 1		Bill No. CS/HB 761 (2016)
	440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage.
45	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
46	440.381(2)	2nd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers'
47	624.401(4)(b)2.	2nd	compensation premiums. Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
48	626.902(1)(c)	2nd	Representing an unauthorized insurer; repeat offender.
50	790.01(2)	3rd	Carrying a concealed firearm.
	790.162	2nd	Threat to throw or discharge destructive device.
 7	706153 - h0761 - line Published On: 2/17/2		
			Page 4 of 43

	Amendment No. 1		
51			
	790.163(1)	2nd	False report of deadly
			explosive or weapon of mass
			destruction.
52			
	790.221(1)	2nd	Possession of short-barreled
			shotgun or machine gun.
53			
	790.23	2nd	Felons in possession of
			firearms, ammunition, or
			electronic weapons or devices.
54			
	796.05(1)	2nd	Live on earnings of a
			prostitute; 1st offense.
55			
	800.04(6)(c)	3rd	Lewd or lascivious conduct;
			offender less than 18 years of
			age.
56			
	800.04(7)(b)	2nd	Lewd or lascivious exhibition;
			offender 18 years of age or
			older.
57			
	806.111(1)	3rd	Possess, manufacture, or
			dispense fire bomb with intent
			to damage any structure or
 7	06153 - h0761 - line	108.do	CX
	Published On: 2/17/20	D16 6:1	0:41 PM
			Page 5 of 43

Bill No. CS/HB 761 (2016)Amendment No. 1 property. 58 812.0145(2)(b) 2nd Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000. 59 Retail theft; property stolen 812.015(8) 3rd is valued at \$300 or more and one or more specified acts. 60 Stolen property; dealing in or 812.019(1) 2nd trafficking in. 61 812.131(2)(b) 3rd Robbery by sudden snatching. 62 812.16(2) 3rd Owning, operating, or conducting a chop shop. 63 817.034(4)(a)2. Communications fraud, value 2nd \$20,000 to \$50,000. 64 817.234(11)(b) 2nd Insurance fraud; property value \$20,000 or more but less than \$100,000. 65 Filing false financial 817.2341(1), 3rd 706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM

Page 6 of 43

	Amendment No. 1			(,
	(2)(a) & (3)(a)		statements, making false	
			entries of material fact or	
			false statements regarding	
			property values relating to the	
			solvency of an insuring entity.	
66				
	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	
			persons.	
67				
	817.611(2)(a)	2nd	Traffic in or possess 5 to 14	
			counterfeit credit cards or	
			related documents.	
68				
	817.625(2)(b)	2nd	Second or subsequent fraudulent	
			use of scanning device or	
			reencoder.	
69				
	825.1025(4)	3rd	Lewd or lascivious exhibition	
			in the presence of an elderly	
<u> </u>		e 108.do	OCX	
	Published On: 2/17/2		-	
			Page 7 of 43	

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			person or disabled adult.
70			
	827.071(4)	2nd	Possess with intent to promote
			any photographic material,
			motion picture, etc., which
			includes sexual conduct by a
			child.
71			
	827.071(5)	3rd	Possess, control, or
			intentionally view any
			photographic material, motion
			picture, etc., which includes
			sexual conduct by a child.
72			
	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.
73			
	843.01	3rd	Resist officer with violence to
			person; resist arrest with
			violence.
74			
	847.0135(5)(b)	2nd	Lewd or lascivious exhibition
			using computer; offender 18
	706153 - h0761 - line	e 108.do	DCX
	Published On: 2/17/2		
			Page 8 of 43

Page 8 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
1	Amendment No. 1		years or older.
75			years of order.
	847.0137	3rd	Transmission of pornography by
	(2) & (3)		electronic device or equipment.
76			
	847.0138	3rd	Transmission of material
	(2) & (3)		harmful to minors to a minor by
			electronic device or equipment.
77			
	874.05(1)(b)	2nd	Encouraging or recruiting
			another to join a criminal gang; second or subsequent
			offense.
78			01101100.
	874.05(2)(a)	2nd	Encouraging or recruiting
			person under 13 years of age to
			join a criminal gang.
79			
	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.
0.0			drugs).
80	893.13(1)(c)2.	2nd	Sell, manufacture, or deliver
	099.19(1)(0)2.	2110	cannabis (or other s.
7	706153 - h0761 - line		
	Published On: 2/17/2	016 6:1	
			Page 9 of 43

Bill No. CS/HB 761 (2016)

Amendment No. 1 893.03(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. 81 893.13(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. 82 893.13(1)(e)2. Sell, manufacture, or deliver 2nd 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 706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM Page 10 of 43

			Bill No. CS/HB 761 (2016)
	Amendment No. 1		
			religious services or a
			specified business site.
83			
	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.
84			
	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).
85			
	893.1351(1)	3rd	Ownership, lease, or rental for
			trafficking in or manufacturing
			of controlled substance.
86			
87	(g) LEVEL 7		
88			
	Florida	Felony	
	Statute	Degree	Description
89		2	-
	706153 - h0761 - lin		
	Published On: 2/17/		
			Page 11 of 43

Bill No. CS/HB 761 (2016)Amendment No. 1 316.027(2)(c) 1st Accident involving death, failure to stop; leaving scene. 90 316.193(3)(c)2. 3rd DUI resulting in serious bodily injury. 91 316.1935(3)(b) 1st Causing serious bodily injury or death to another person; driving 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. 92 327.35(3)(c)2. 3rd Vessel BUI resulting in serious bodily injury. 93 402.319(2) 2nd Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death. 94 409.920 Medicaid provider fraud; 3rd \$10,000 or less. (2) (b) 1.a. 706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM Page 12 of 43

	Amendment No. 1		
95			
	409.920	2nd	Medicaid provider fraud; more
	(2)(b)1.b.		than \$10,000, but less than
			\$50,000.
96			
	456.065(2)	3rd	Practicing a health care
			profession without a license.
97			
	456.065(2)	2nd	Practicing a health care
			profession without a license
			which results in serious bodily
			injury.
98			
	458.327(1)	3rd	Practicing medicine without a
			license.
99			
	459.013(1)	3rd	Practicing osteopathic medicine
1 0 0			without a license.
100	400 411 (1)	2]	
	460.411(1)	3rd	Practicing chiropractic
101			medicine without a license.
TOT	461.012(1)	3rd	Practicing podiatric medicine
	401.012(1)	JIU	without a license.
102			without a fittense.
IUZ	462.17	3rd	Practicing naturopathy without
		010	
	706153 - h0761 - lin	e 108.do	CX
	Published On: 2/17/	2016 6:1	
			Page 13 of 43

	Amendment No. 1		BIII NO: 05/11B /01 (2010)
I	Americameric NO. 1		
			a license.
103			
	463.015(1)	3rd	Practicing optometry without a
			license.
104			1100000
104			
	464.016(1)	3rd	Practicing nursing without a
			license.
105			
	465.015(2)	3rd	Practicing pharmacy without a
	1000010(2)	0 2 0	license.
			license.
106			
	466.026(1)	3rd	Practicing dentistry or dental
			hygiene without a license.
107			
-	467.201	3rd	Practicing midwifery without a
	407.201	510	
			license.
108			
	468.366	3rd	Delivering respiratory care
			services without a license.
109			
TOP		a 1	
	483.828(1)	3rd	Practicing as clinical
			laboratory personnel without a
			license.
110			
	483.901(9)	3rd	Practicing medical physics
	403.901(9)	JIU	
			without a license.
	706153 - h0761 - line	108.do	cx
	Published On: 2/17/2		
	rubitblied Oll: 2/1//2	UTO OTT	
			Page 14 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
111	484.013(1)(c)	3rd	Preparing or dispensing optical
112			devices without a prescription.
	484.053	3rd	Dispensing hearing aids without a license.
113			a 1100m00.
	494.0018(2)	1st	Conviction of any violation of chapter 494 in which the total
			money and property unlawfully
			obtained exceeded \$50,000 and
			there were five or more victims.
114			VICUIMS.
	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.
115			
	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
116			
	655.50(10)(b)1.	3rd	Failure to report financial
,	706153 - h0761 - line	108.do	CX
	Published On: 2/17/2	016 6:1	0:41 PM
			Page 15 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)			
			transactions exceeding \$300 but			
			less than \$20,000 by financial			
			institution.			
117						
	775.21(10)(a)	3rd	Sexual predator; failure to			
			register; failure to renew			
			driver license or			
			identification card; other			
			registration violations.			
118						
	775.21(10)(b)	3rd	Sexual predator working where			
			children regularly congregate.			
119						
	775.21(10)(g)	3rd	Failure to report or providing			
			false information about a			
			sexual predator; harbor or			
			conceal a sexual predator.			
120						
	782.051(3)	2nd	Attempted felony murder of a			
			person by a person other than			
			the perpetrator or the			
			perpetrator of an attempted			
			felony.			
121						
	782.07(1)	2nd	Killing of a human being by the			
			act, procurement, or culpable			
	706153 - b0761 - 1inc	108 2-				
	706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM					
	1 UDII 5116U UII. 2/1//2		P_{2} and P_{2} P_{3}			

Page 16 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
122			negligence of another (manslaughter).
	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
123	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
124	784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
125	784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
126	784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
127	784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
 7	06153 - h0761 - line	108.do	CX
	Published On: 2/17/2	016 6:1	
			Page 17 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
128	784.048(7)	3rd	Aggravated stalking; violation of court order.
129	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
130	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
131	784.08(2)(a)	lst	Aggravated battery on a person
132	784.081(1)	lst	65 years of age or older. Aggravated battery on specified
133	784.082(1)	lst	official or employee. Aggravated battery by detained
134			person on visitor or other detainee.
	784.083(1)	lst	Aggravated battery on code inspector.
135	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services
 7	06153 - h0761 - line		
	Published On: 2/17/20		0:41 PM Page 18 of 43
			1490 10 01 10

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			of an adult.
136	787.06(3)(e)2.	1st	Human trafficking using
	/0/.00(3)(2)2.	ISC	coercion for labor and services
			by the transfer or transport of
			an adult from outside Florida
			to within the state.
137			to within the state.
137	790.07(4)	1st	Specified weapons violation
			subsequent to previous
			conviction of s. 790.07(1) or
			(2).
138			
	790.16(1)	1st	Discharge of a machine gun
			under specified circumstances.
139			
	790.165(2)	2nd	Manufacture, sell, possess, or
			deliver hoax bomb.
140			
	790.165(3)	2nd	Possessing, displaying, or
			threatening to use any hoax
			bomb while committing or
			attempting to commit a felony.
141			
	790.166(3)	2nd	Possessing, selling, using, or
			attempting to use a hoax weapon
	706153 - h0761 - line	108.do	сх
	Published On: 2/17/2	016 6:1	0:41 PM
			Page 19 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			of mass destruction.
142			
	790.166(4)	2nd	Possessing, displaying, or
			threatening to use a hoax
			weapon of mass destruction
			while committing or attempting
			to commit a felony.
143			
	790.23	lst,PBL	Possession of a firearm by a
			person who qualifies for the
			penalty enhancements provided
1 4 4			for in s. 874.04.
144			
	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.
145			chan io years or age.
TAD	796.05(1)	1st	Live on earnings of a
	, , , , , , , , , , , , , , , , , , , ,	100	prostitute; 2nd offense.
146			processed, ma orience.
	796.05(1)	1st	Live on earnings of a
			prostitute; 3rd and subsequent
			offense.
147			
		100 1	
	706153 - h0761 - li		
	Published On: 2/17,		
			Page 20 of 43

			Bill No. CS/HB 761	(20
	Amendment No. 1			
	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;	
			victim younger than 12 years of	
			age; offender younger than 18	
			years of age.	
148				
	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;	
			victim 12 years of age or older	
			but younger than 16 years of	
			age; offender 18 years of age	
			or older.	
149				
	800.04(5)(e)	1st	Lewd or lascivious molestation;	
			victim 12 years of age or older	
			but younger than 16 years;	
			offender 18 years or older;	
			prior conviction for specified	
			sex offense.	
150				
	806.01(2)	2nd	Maliciously damage structure by	
			fire or explosive.	
151				
	810.02(3)(a)	2nd	Burglary of occupied dwelling;	
			unarmed; no assault or battery.	
152				
	810.02(3)(b)	2nd	Burglary of unoccupied	
			dwelling; unarmed; no assault	
<u>.</u>	706153 - h0761 - lin	a 108 da		
	Published On: 2/17/			
		2010 0.1	Page 21 of 43	

	Amendment No. 1		Bill No. CS/HB 761 (2016)
1 5 0			or battery.
153	810.02(3)(d)	2nd	Burglary of occupied
			conveyance; unarmed; no assault
			or battery.
154	810.02(3)(e)	2nd	Burglary of authorized
	010.02(3)(e)	2110	emergency vehicle.
155			
	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.
156			
	812.014(2)(b)2.	2nd	Property stolen, cargo valued
			at less than \$50,000, grand
			theft in 2nd degree.
157		. .	
	812.014(2)(b)3.	2nd	
			medical equipment; 2nd degree
1 5 0			grand theft.
158	$812 \ 014(2)(b)4$	2nd	Property stolen, law
	012.014(2)(0)4.	2110	Hoperty Storen, law
	706153 - h0761 - line	108.do	CX
	Published On: 2/17/2	016 6:1	0:41 PM
			Page 22 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			enforcement equipment from
			authorized emergency vehicle.
159			
	812.0145(2)(a)	1st	Theft from person 65 years of
			age or older; \$50,000 or more.
160			
	812.019(2)	1st	Stolen property; initiates,
			organizes, plans, etc., the
			theft of property and traffics
			in stolen property.
161			
	812.131(2)(a)	2nd	Robbery by sudden snatching.
162			
	812.133(2)(b)	1st	Carjacking; no firearm, deadly
			weapon, or other weapon.
163			
	817.034(4)(a)1.	1st	Communications fraud, value
			greater than \$50,000.
164			
	817.234(8)(a)	2nd	Solicitation of motor vehicle
			accident victims with intent to
			defraud.
165			
	817.234(9)	2nd	Organizing, planning, or
			participating in an intentional
			motor vehicle collision.
 - 	706153 - h0761 - line	e 108.dc	CX
	Published On: 2/17/2	2016 6:1	0:41 PM
			Page 23 of 43

Page 23 of 43

1.0.0	Amendment No. 1		Bill No. CS/HB 761 (2016)
166	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.
167			
	817.2341	1st	Making false entries of
	(2)(b) & (3)(b)		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.
168			
	817.535(2)(a)	3rd	Filing false lien or other
			unauthorized document.
169			
	817.611(2)(b)	<u>lst</u>	Traffic in or possess 15 to 49
			counterfeit credit cards or
			related documents.
170			
	825.102(3)(b)	2nd	Neglecting an elderly person or
			disabled adult causing great
			bodily harm, disability, or
			disfigurement.
171			
	825.103(3)(b)	2nd	Exploiting an elderly person or
			disabled adult and property is
ļ	706153 - h0761 - line	108 20	OV.
	Published On: 2/17/2		
	TUDITONEU ON. 2/1//2	UTU U.T	Page 24 of 43
			Lage ZI OL IJ

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			valued at \$10,000 or more, but
172			less than \$50,000.
	827.03(2)(b)	2nd	Neglect of a child causing
			great bodily harm, disability, or disfigurement.
173			
	827.04(3)	3rd	Impregnation of a child under 16 years of age by person 21
			years of age or older.
174	837.05(2)	3rd	Giving false information about
			alleged capital felony to a law
175			enforcement officer.
_	838.015	2nd	Bribery.
176	838.016	2nd	Unlawful compensation or reward
			for official behavior.
177	838.021(3)(a)	2nd	Unlawful harm to a public
			servant.
178	838.22	2nd	Bid tampering.
179			
	843.0855(2)	3rd	Impersonation of a public
	706153 - h0761 - line Published On: 2/17/20		
			Page 25 of 43

	Amendment No.	1	Bill No. CS/HB 761 (2016)
			officer or employee.
180			
	843.0855(3)	3rd	Unlawful simulation of legal
			process.
181	843.0855(4)	3rd	Intimidation of a public
	043.0000(4)	SIU	officer or employee.
182			
	847.0135(3)	3rd	Solicitation of a child, via a
			computer service, to commit an
			unlawful sex act.
183		0.1	
	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
184			commit an uniawiti sex act.
	872.06	2nd	Abuse of a dead human body.
185			
	874.05(2)(b)	1st	Encouraging or recruiting
			person under 13 to join a
			criminal gang; second or
186			subsequent offense.
100	874.10	1st.PBL	Knowingly initiates, organizes,
	0,10,20	100,122	plans, finances, directs,
			manages, or supervises criminal
			gang-related activity.
	706153 - h0761 -	line 108.doo	CX
	Published On: 2,		
			Page 26 of 43

Bill No. CS/HB 761 (2016)

Amendment No. 1 187 893.13(1)(c)1. 1st Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center. 188 893.13(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. 189 893.13(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). 706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM Page 27 of 43

			Bill No. CS/HB 761 (2016)
	Amendment No. 1		
190			
	893.135(1)(a)1.	1st	Trafficking in cannabis, more
			than 25 lbs., less than 2,000
			lbs.
191			
	893.135	1st	Trafficking in cocaine, more
	(1)(b)1.a.	100	than 28 grams, less than 200
	(1)(D)1.a.		
			grams.
192			
	893.135	1st	Trafficking in illegal drugs,
	(1)(c)1.a.		more than 4 grams, less than 14
			grams.
193			
	893.135	1st	Trafficking in hydrocodone, 14
	(1)(c)2.a.		grams or more, less than 28
			grams.
194			
	893.135	1st	Trafficking in hydrocodone, 28
	(1)(c)2.b.		grams or more, less than 50
			grams.
195			grams.
190	000 105	1 - +	
	893.135	1st	Trafficking in oxycodone, 7
	(1)(c)3.a.		grams or more, less than 14
			grams.
196			
	893.135	1st	Trafficking in oxycodone, 14
	706153 - h0761 - lir	109 dc	
	Published On: 2/17/	2010 0:1	
			Page 28 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
197	(1) (c) 3.b.		grams or more, less than 25 grams.
	893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
198	893.135(1)(e)1.	lst	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
199	893.135(1)(f)1.	lst	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
200	000 105	1.	
	893.135 (1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
201			
	893.135 (1)(h)1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
202	893.135 (1)(j)1.a.	lst	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5
I	706153 - h0761 - line		
	Published On: 2/17/20		0:41 PM Page 29 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			kilograms.
203	893.135	1st	Trafficking in Phenethylamines,
	(1)(k)2.a.		10 grams or more, less than 200 grams.
204	893.1351(2)	2nd	Possession of place for
			trafficking in or manufacturing
			of controlled substance.
205	896.101(5)(a)	3rd	Money laundering, financial
	090.101(3) (a)	JIU	transactions exceeding \$300 but
			less than \$20,000.
206			
	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration
			requirements, financial
			transactions exceeding \$300 but
			less than \$20,000.
207	943.0435(4)(c)	2nd	Sexual offender vacating
	545.0455(4)(6)	2110	permanent residence; failure to
			comply with reporting
			requirements.
208	943.0435(8)	2nd	Sexual offender; remains in
7	706153 - h0761 - line Published On: 2/17/20		
			Page 30 of 43

	Amendment No. 1			(=0=0
			state after indicating intent	
			to leave; failure to comply	
			with reporting requirements.	
209				
	943.0435(9)(a)	3rd	Sexual offender; failure to	
			comply with reporting	
			requirements.	
210				
	943.0435(13)	3rd	Failure to report or providing	
			false information about a	
			sexual offender; harbor or	
			conceal a sexual offender.	
211				
	943.0435(14)	3rd	Sexual offender; failure to	
			report and reregister; failure	
			to respond to address	
			verification; providing false	
			registration information.	
212				
	944.607(9)	3rd	Sexual offender; failure to	
			comply with reporting	
			requirements.	
213				
	944.607(10)(a)	3rd	Sexual offender; failure to	
			submit to the taking of a	
			digitized photograph.	
	706153 - h0761 - lin	le 108.do	DCX	
	Published On: 2/17/			
			Page 31 of 43	

	Amendment No. 1			(2010)
214				
	944.607(12)	3rd	Failure to report or providing	
			false information about a	
			sexual offender; harbor or	
			conceal a sexual offender.	
215				
	944.607(13)	3rd	Sexual offender; failure to	
			report and reregister; failure	
			to respond to address	
			verification; providing false	
			registration information.	
216				
	985.4815(10)	3rd	Sexual offender; failure to	
			submit to the taking of a	
			digitized photograph.	
217				
	985.4815(12)	3rd	Failure to report or providing	
			false information about a	
			sexual offender; harbor or	
			conceal a sexual offender.	
218				
	985.4815(13)	3rd	Sexual offender; failure to	
			report and reregister; failure	
			to respond to address	
			verification; providing false	
			registration information.	
	706153 - h0761 - l	ine 108.do	CX	
	Published On: 2/1			
			Page 32 of 43	
			-	

Bill No. CS/HB 761 (2016)Amendment No. 1 219 220 LEVEL 9 (i) 221 Florida Felony Statute Description Degree 222 316.193 DUI manslaughter; failing to 1st (3)(c)3.b. render aid or give information. 223 327.35 1st BUI manslaughter; failing to render aid or give information. (3)(c)3.b. 224 409.920 1st Medicaid provider fraud; (2) (b) 1.c. \$50,000 or more. 225 499.0051(9) 1st Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm. 226 560.123(8)(b)3. 1st Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter. 227 560.125(5)(c)1st Money transmitter business by unauthorized person, currency, 706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM

Page 33 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2	016)
			or payment instruments totaling	
			or exceeding \$100,000.	
228				
	655.50(10)(b)3.	1st	Failure to report financial	
			transactions totaling or	
			exceeding \$100,000 by financial	
			institution.	
229				
	775.0844	1st	Aggravated white collar crime.	
230				
	782.04(1)	1st	Attempt, conspire, or solicit	
			to commit premeditated murder.	
231				
	782.04(3)	lst,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.	
232		4		
	782.051(1)	1st	Attempted felony murder while	
			perpetrating or attempting to	
			perpetrate a felony enumerated	
222			in s. 782.04(3).	
233				
7	206153 - h0761 - lin	ne 108.do	CX	
	Published On: 2/17,	/2016 6:1	0:41 PM	
			Page 34 of 43	

	Amendment No. 1		•
	782.07(2)	1st	Aggravated manslaughter of an
			elderly person or disabled
			adult.
234			
	787.01(1)(a)1.	lst,PBL	Kidnapping; hold for ransom or
			reward or as a shield or
			hostage.
235			
	787.01(1)(a)2.	lst,PBL	Kidnapping with intent to
			commit or facilitate commission
			of any felony.
236			
	787.01(1)(a)4.	lst,PBL	Kidnapping with intent to
			interfere with performance of
			any governmental or political
			function.
237		1	
	787.02(3)(a)	lst,PBL	-
			age 13; perpetrator also
			commits aggravated child abuse,
			sexual battery, or lewd or
			lascivious battery,
			molestation, conduct, or exhibition.
238			exilibition.
230	787.06(3)(c)1.	1.5+	Human trafficking for labor and
	, o , . o o (o) (c) I .	IDU	numan clatiteking for labor and
, ,	706153 - h0761 - li	ne 108.do	СХ
	Published On: 2/17	/2016 6:1	0:41 PM
			Page 35 of 43

	Amendment No. 1		Bill No. CS/HB 761	(2016)
1	Amendment No. 1		services of an unauthorized	
			alien child.	
239				
	787.06(3)(d)	lst	Human trafficking using	
			coercion for commercial sexual	
			activity of an unauthorized	
			adult alien.	
240				
	787.06(3)(f)1.	lst,PBL	Human trafficking for	
			commercial sexual activity by	
			the transfer or transport of	
			any child from outside Florida	
			to within the state.	
241				
	790.161	lst	Attempted capital destructive	
			device offense.	
242				
	790.166(2)	lst,PBL	Possessing, selling, using, or	
			attempting to use a weapon of	
			mass destruction.	
243				
	794.011(2)	lst	Attempted sexual battery;	
			victim less than 12 years of	
244			age.	
244	794.011(2)	Life	Sexual battery; offender	
	, , , , , , , , , , , , , , , , , , , ,	1116	Jeruar Dattery, Orrender	
-	706153 - h0761 - lin	e 108.do	CX	
	Published On: 2/17/			
			Page 36 of 43	

$D \perp \perp \perp \Pi O \bullet C O / \Pi D / O \perp (2010)$	Bill	No.	CS/HB	761	(2016
--	------	-----	-------	-----	-------

	Amendment No. 1			(
			younger than 18 years and	
			commits sexual battery on a	
			person less than 12 years.	
245				
	794.011(4)(a)	lst,PBL	Sexual battery, certain	
			circumstances; victim 12 years	
			of age or older but younger	
			than 18 years; offender 18	
			years or older.	
246				
	794.011(4)(b)	1st	Sexual battery, certain	
			circumstances; victim and	
			offender 18 years of age or	
			older.	
247				
	794.011(4)(c)	1st	Sexual battery, certain	
			circumstances; victim 12 years	
			of age or older; offender	
			younger than 18 years.	
248		1		
	794.011(4)(d)	lst,PBL	Sexual battery, certain	
			circumstances; victim 12 years	
			of age or older; prior	
			conviction for specified sex	
249			offenses.	
249				
7	706153 - h0761 - li	ne 108.do	CX	
	Published On: 2/17	/2016 6:1	0:41 PM	
			Page 37 of 43	

	Amendment No. 1		BIII NO. CS/HB /61 (20
	794.011(8)(b)	lst,PBL	Sexual battery; engage in
			sexual conduct with minor 12 to
			18 years by person in familial
			or custodial authority.
250			
	794.08(2)	lst	Female genital mutilation;
			victim younger than 18 years of
			age.
251			
	800.04(5)(b)	Life	Lewd or lascivious molestation;
			victim less than 12 years;
			offender 18 years or older.
252			
	812.13(2)(a)	1st,PBL	Robbery with firearm or other
			deadly weapon.
253			
	812.133(2)(a)	1st,PBL	Carjacking; firearm or other
			deadly weapon.
254			
	812.135(2)(b)	lst	Home-invasion robbery with
			weapon.
255			
	817.535(3)(b)	lst	Filing false lien or other
			unauthorized document; second
			or subsequent offense; property
			owner is a public officer or
I	706153 - h0761 - li	ne 108.do	СХ
	Published On: 2/17	/2016 6:1	0:41 PM
			Page 38 of 43

	Amendment No. 1		Bill No. CS/HB 761 (2016)
			employee.
256			
	817.535(4)(a)2.	1st	Filing false claim or other
			unauthorized document;
			defendant is incarcerated or
			under supervision.
257			
201	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.
258			
	817.568(7)	2nd,	Fraudulent use of personal
		PBL	identification information of
			an individual under the age of
			18 by his or her parent, legal
			guardian, or person exercising
			custodial authority.
259			-
100	817.611(2)(c)	1st	Traffic in or possess 50 or
			more counterfeit credit cards
			or related documents.
260			
200	827.03(2)(a)	1st	Aggravated child abuse.
	027.03(2)(a)	ISU	Aggiavated child abuse.
	- 706153 - h0761 - li	ine 108.dc	OCX
	Published On: 2/17	7/2016 6:1	0:41 PM
			Page 39 of 43

261	Amendment No. 1		Bill No. CS/HB 761 (2016)
	847.0145(1)	1st	Selling, or otherwise transferring custody or control, of a minor.
262			
263	847.0145(2)	lst	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.
264	893.135	1st	Attempted capital trafficking offense.
	893.135(1)(a)3.	lst	Trafficking in cannabis, more than 10,000 lbs.
266			
	893.135 (1)(b)1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
	706153 - h0761 - line	108.do	CX
	Published On: 2/17/20	016 6:1	0:41 PM
			Page 40 of 43

	Amendment No. 1		
267			
	893.135	1st	Trafficking in illegal drugs,
	(1)(c)1.c.		more than 28 grams, less than
			30 kilograms.
268			
	893.135	1st	Trafficking in hydrocodone, 200
	(1)(c)2.d.		grams or more, less than 30
			kilograms.
269			
	893.135	1st	Trafficking in oxycodone, 100
	(1)(c)3.d.		grams or more, less than 30
			kilograms.
270			
	893.135	1st	Trafficking in phencyclidine,
	(1)(d)1.c.		more than 400 grams.
271			
	893.135	1st	Trafficking in methaqualone,
	(1)(e)1.c.		more than 25 kilograms.
272			
	893.135	1st	Trafficking in amphetamine,
	(1)(f)1.c.		more than 200 grams.
273			
	893.135	1st	Trafficking in gamma-
	(1)(h)1.c.		hydroxybutyric acid (GHB), 10
			kilograms or more.
274			
706153 - h0761 - line 108.docx			
Published On: 2/17/2016 6:10:41 PM			
			Page 41 of 43

Bill No. CS/HB 761 (2016)Amendment No. 1 893.135 1st Trafficking in 1,4-Butanediol, 10 kilograms or more. (1) (j)1.c. 275 893.135 1st Trafficking in Phenethylamines, (1) (k) 2.c. 400 grams or more. 276 896.101(5)(c) 1st Money laundering, financial instruments totaling or exceeding \$100,000. 277 896.104(4)(a)3. Structuring transactions to 1st evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000. 278 279 280 281 TITLE AMENDMENT 282 Remove lines 21-27 and insert: 283 rulemaking; amending s. 817.611, F.S.; defining the term 284 "related document"; revising the prohibition against trafficking 285 in or possession of counterfeit credit cards; revising 286 penalties; amending s. 921.0022, F.S.; revising the ranking of 2.87 unlawful conveyance or fraudulent acquisition of fuel on the 706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM

Page 42 of 43

Bill No. CS/HB 761 (2016)

Amendment No. 1

- 288 offense severity ranking chart; ranking trafficking in or
- 289 possession of counterfeit credit cards; providing an

706153 - h0761 - line 108.docx Published On: 2/17/2016 6:10:41 PM

Page 43 of 43