

Tab 1	CS/SB 32 by CJ, Sharief (CO-INTRODUCERS) Osgood, Berman, Davis, Bernard; Identical to H 00547 Injunctions for Protection					
Tab 2	SB 210 by Sharief (CO-INTRODUCERS) Osgood, Davis, Bernard; Identical to H 00549 Public Records/Petitions for Injunctions for Protection Against Serious Violence by a Known Person					
Tab 3	SB 432 by Yarborough; Similar to CS/H 00309 Controlled Substances					
Tab 4	SB 504 by Burgess; Similar to CS/H 00509 Code Inspector Body Cameras					
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Tab 5	SB 506 by Burgess; Identical to H 00511 Public Records/Body Camera Recordings Recorded by a Code Inspector					
Tab 6	SB 524 by Simon; Similar to CS/H 00849 Department of Law Enforcement					
Tab 7	SB 676 by Arrington; Identical to H 00559 Criminal Offenses					

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA
APPROPRIATIONS COMMITTEE ON CRIMINAL AND CIVIL
JUSTICE
Senator Garcia, Chair
Senator Martin, Vice Chair

MEETING DATE: Wednesday, January 21, 2026

TIME: 1:30—3:30 p.m.

PLACE: Mallory Horne Committee Room, 37 Senate Building

MEMBERS: Senator Garcia, Chair; Senator Martin, Vice Chair; Senators Osgood, Polsky, Simon, Smith, Wright, and Yarborough

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	CS/SB 32 Criminal Justice / Sharief (Identical H 547, Compare H 549, Linked S 210)	Injunctions for Protection; Defining the terms "serious violence by a known person" and "serious bodily injury"; creating a cause of action for an injunction for protection in cases of serious violence by a known person; prohibiting the clerk of the court from assessing a fee for the filing of such injunction for protection; requiring the clerk of the court to electronically transmit copies of specified documents within a certain timeframe after a court issues such injunction for protection; requiring law enforcement officers to accept a certified copy of such injunction for protection from the petitioner and immediately serve it upon a respondent, etc. CJ 11/18/2025 Fav/CS ACJ 01/21/2026 Favorable FP	Favorable Yeas 8 Nays 0
2	SB 210 Sharief (Identical H 549, Compare H 547, Linked CS/S 32)	Public Records/Petitions for Injunctions for Protection Against Serious Violence by a Known Person; Providing an exemption from public records requirements for petitions, and the contents thereof, for injunctions for protection against serious violence by a known person; providing an exemption from public records requirements for information that can be used to identify a petitioner or respondent in such a petition for an injunction; providing a statement of public necessity, etc. CJ 11/18/2025 Favorable ACJ 01/21/2026 Favorable FP	Favorable Yeas 8 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Appropriations Committee on Criminal and Civil Justice
Wednesday, January 21, 2026, 1:30—3:30 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
3	SB 432 Yarborough (Similar CS/H 309)	Controlled Substances; Adding 7-Hydroxymitragynine as a Schedule I controlled substance; excepting from the list of Schedule I controlled substances certain xylazine animal drug products approved by the United States Food and Drug Administration and used for certain purposes; providing criminal penalties and requiring a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver xylazine; creating the offense of trafficking in xylazine; providing criminal penalties and requiring a mandatory minimum term of imprisonment and fines based on the quantity of the controlled substance involved in the offense, etc. CJ 01/12/2026 Favorable ACJ 01/21/2026 Favorable FP	Favorable Yeas 8 Nays 0
4	SB 504 Burgess (Similar CS/H 509, Compare H 511, H 539, Linked S 506)	Code Inspector Body Cameras; Requiring a governmental entity that permits its code inspectors to wear body cameras to establish certain policies and procedures; requiring such governmental entity to ensure that certain training occurs, to retain certain data in accordance with public records laws, and to perform a periodic review of actual body camera practices; providing that certain provisions relating to the interception of wire, electronic, and oral communications do not apply to body camera recordings made by code inspectors, etc. CA 01/13/2026 Favorable ACJ 01/21/2026 Fav/CS RC	Fav/CS Yeas 8 Nays 0
5	SB 506 Burgess (Similar H 541, Identical H 511, Compare CS/H 509, Linked S 504)	Public Records/Body Camera Recordings Recorded by a Code Inspector; Providing an exemption from public records requirements for body camera recordings recorded by a code inspector under certain circumstances; providing exceptions; requiring a local government to retain body camera recordings for a specified timeframe; providing for future legislative review and repeal of the exemption; providing a statement of public necessity, etc. CA 01/13/2026 Favorable ACJ 01/21/2026 Favorable RC	Favorable Yeas 8 Nays 0

COMMITTEE MEETING EXPANDED AGENDA

Appropriations Committee on Criminal and Civil Justice
Wednesday, January 21, 2026, 1:30—3:30 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
6	SB 524 Simon (Similar CS/H 849)	Department of Law Enforcement; Specifying the circumstances under which an appointment or reappointment to the Medical Examiners Commission is considered in force; requiring the commission, rather than the Governor, to appoint district medical examiners for each medical examiner district; specifying that upon approval by the commission, rather than by the Governor, a physician member of the commission is eligible to serve as a district medical examiner; requiring the commission, rather than the Department of Law Enforcement, to establish or develop specified training components or courses, etc. CJ 01/12/2026 Favorable ACJ 01/21/2026 Favorable FP	Favorable Yeas 8 Nays 0
7	SB 676 Arrington (Identical H 559)	Criminal Offenses; Providing criminal penalties for persons who commit any act that causes, tends to cause, encourages, or contributes to a child committing offenses of specified severities; providing criminal penalties for persons who induce or endeavor to induce, by act, threat, command, or persuasion, a child to commit offenses of specified severities; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, animal cruelty, etc. CJ 01/12/2026 Favorable ACJ 01/21/2026 Favorable FP	Favorable Yeas 8 Nays 0
Other Related Meeting Documents			

By the Committee on Criminal Justice; and Senators Sharief,
Osgood, and Berman

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1 A bill to be entitled
2 An act relating to injunctions for protection;
3 amending s. 784.046, F.S.; defining the terms "serious
4 violence by a known person" and "serious bodily
5 injury"; creating a cause of action for an injunction
6 for protection in cases of serious violence by a known
7 person; specifying the persons who have standing to
8 file such injunction for protection in circuit court
9 if specified conditions are met; prohibiting the clerk
10 of the court from assessing a fee for the filing of
11 such injunction for protection; requiring the clerk of
12 the court to provide the petitioner with a certified
13 copy of such injunction for protection; providing
14 requirements for such petition for injunction for
15 protection; providing requirements for a temporary or
16 final judgment on such injunction for protection;
17 requiring the clerk of the court to electronically
18 transmit copies of specified documents within a
19 certain timeframe after a court issues such injunction
20 for protection; requiring law enforcement officers to
21 accept a certified copy of such injunction for
22 protection from the petitioner and immediately serve
23 it upon a respondent; providing requirements for
24 inclusion of such injunction for protection in a
25 specified statewide communication system; requiring
26 that a respondent be held in custody if he or she is
27 arrested for committing an act of serious violence by
28 a known person in violation of an injunction for
29 protection until being brought before the court;

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30 conforming provisions to changes made by the act;
31 making technical changes; amending ss. 44.407, 61.13,
32 61.1825, 394.4597, 394.4598, 741.313, 784.047,
33 784.048, and 934.03, F.S.; conforming provisions to
34 changes made by the act; reenacting ss. 28.2221
35 (8) (a), (c), and (d), 28.35(2) (i), 57.105(8),
36 61.1827(1), 741.311(2), 741.315(2), 790.401(2) (e) and
37 (3) (c), 901.15(6), 901.41(5), 921.141(6) (p),
38 921.1425(7) (j), 921.1427(7) (i), and 934.425(3), F.S.;
39 relating to electronic access to official records,
40 Florida Clerks of Court Operations Corporation, the
41 awarding of attorney fees, identifying information
42 concerning applicants for and recipients of child
43 support services, Hope Card Program for persons issued
44 orders of protection, recognition of foreign
45 protection orders, risk protection orders, when arrest
46 by a law enforcement officer without a warrant is
47 lawful, prearrest diversion programs, aggravating
48 factors relating to a sentence of death or life
49 imprisonment for capital felonies, aggravating factors
50 relating to a sentence of death or life imprisonment
51 for capital sexual battery, aggravating factors
52 relating to a sentence of death or life imprisonment
53 for capital human trafficking of vulnerable persons
54 for sexual exploitation, and installation or use of
55 tracking devices or applications, respectively, to
56 incorporate the amendment made to s. 784.046, F.S., in
57 references thereto; providing an effective date.
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Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 784.046, Florida Statutes, is amended to read:

784.046 Action by victim of repeat violence, sexual violence, ~~or~~ dating violence, or serious violence by a known person for protective injunction; dating violence investigations, notice to victims, and reporting; pretrial release violations; public records exemption.—

(1) As used in this section, the term:

(e)~~(a)~~ "Violence" means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, or false imprisonment, or any criminal offense resulting in physical injury or death, by a person against any other person.

(b) "Repeat violence" means two incidents of violence or stalking committed by the respondent, one of which must have been within 6 months of the filing of the petition, which are directed against the petitioner or the petitioner's immediate family member.

(d)~~(e)~~ "Sexual violence" means any one incident of:

1. Sexual battery, as defined in chapter 794;
2. A lewd or lascivious act, as defined in chapter 800, committed upon or in the presence of a person younger than 16 years of age;
3. Luring or enticing a child, as described in chapter 787;
4. Sexual performance by a child, as described in chapter 827; or
5. Any other forcible felony wherein a sexual act is

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committed or attempted,

regardless of whether criminal charges based on the incident were filed, reduced, or dismissed by the state attorney.

(a)~~(d)~~ "Dating violence" means violence between individuals who have or have had a continuing and significant relationship of a romantic or intimate nature. The existence of such a relationship must ~~shall~~ be determined based on ~~the~~ consideration of the following factors:

1. A dating relationship must have existed within the past 6 months;

2. The nature of the relationship must have been characterized by the expectation of affection or sexual involvement between the parties; and

3. The frequency and type of interaction between the persons involved in the relationship must have included that the persons have been involved over time and on a continuous basis during the course of the relationship.

The term does not include violence in a casual acquaintanceship or violence between individuals who only have engaged in ordinary fraternization in a business or social context.

(c) "Serious violence by a known person" means an act of violence between individuals who are known to one another, when such violence causes serious bodily injury. As used in this paragraph, the term "serious bodily injury" means a physical condition that creates a substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

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117 (2) There is created a cause of action for an injunction
 118 for protection in cases of repeat violence, there is created a
 119 separate cause of action for an injunction for protection in
 120 cases of dating violence, ~~and~~ there is created a separate cause
 121 of action for an injunction for protection in cases of sexual
 122 violence, and there is created a separate cause of action for an
 123 injunction for protection in cases of serious violence by a
 124 known person.

125 (a) Any person who is the victim of repeat violence or the
 126 parent or legal guardian of any minor child who is living at
 127 home and who seeks an injunction for protection against repeat
 128 violence on behalf of the minor child has standing in the
 129 circuit court to file a verified petition for an injunction for
 130 protection against repeat violence.

131 (b) Any person who is the victim of dating violence and has
 132 reasonable cause to believe he or she is in imminent danger of
 133 becoming the victim of another act of dating violence, or any
 134 person who has reasonable cause to believe he or she is in
 135 imminent danger of becoming the victim of an act of dating
 136 violence, or the parent or legal guardian of any minor child who
 137 is living at home and who seeks an injunction for protection
 138 against dating violence on behalf of that minor child, has
 139 standing in the circuit court to file a verified petition for an
 140 injunction for protection against dating violence.

141 (c) A person who is the victim of sexual violence or the
 142 parent or legal guardian of a minor child who is living at home
 143 who is the victim of sexual violence has standing in the circuit
 144 court to file a verified petition for an injunction for
 145 protection against sexual violence on his or her own behalf or

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146 on behalf of the minor child if:

147 1. The person has reported the sexual violence to a law
 148 enforcement agency and is cooperating in any criminal proceeding
 149 against the respondent, regardless of whether criminal charges
 150 based on the sexual violence have been filed, reduced, or
 151 dismissed by the state attorney; or

152 2. The respondent who committed the sexual violence against
 153 the victim or minor child was sentenced to a term of
 154 imprisonment in state prison for the sexual violence and the
 155 respondent's term of imprisonment has expired or is due to
 156 expire within 90 days following the date the petition is filed.

157 (d) A person who is the victim of serious violence by a
 158 known person or the parent or legal guardian of a minor child
 159 who is living at home and who is the victim of serious violence
 160 by a known person has standing in the circuit court to file a
 161 verified petition for an injunction for protection against
 162 serious violence by a known person on his or her own behalf or
 163 on behalf of the minor child if the person has reported such
 164 violence to a law enforcement agency and is cooperating with any
 165 criminal proceedings against the respondent, regardless of
 166 whether criminal charges based on the serious violence have been
 167 filed, reduced, or dismissed by the state attorney.

168 (e)-(d) A cause of action for an injunction may be sought
 169 whether or not any other petition, complaint, or cause of action
 170 is currently available or pending between the parties.

171 (f)-(e) A cause of action for an injunction does not require
 172 that the petitioner be represented by an attorney.

173 (3) (a) The clerk of the court shall provide a copy of this
 174 section, simplified forms, and clerical assistance for the

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preparation and filing of such a petition by any person who is not represented by counsel.

(b) Notwithstanding any other law, the clerk of the court may not assess a fee for filing a petition for protection against repeat violence, sexual violence, ~~or~~ dating violence, or serious violence by a known person. However, subject to legislative appropriation, the clerk of the court may, each quarter, submit to the Justice Administrative Commission a certified request for reimbursement for petitions for protection issued by the court under this section at the rate of \$40 per petition. The request for reimbursement must be submitted in the form and manner prescribed by the Justice Administrative Commission. From this reimbursement, the clerk shall pay the law enforcement agency serving the injunction the fee requested by the law enforcement agency; however, this fee may not exceed \$20.

(c) No bond is ~~shall be~~ required by the court for the entry of an injunction.

(d) The clerk of the court shall provide the petitioner with a certified copy of any injunction for protection against repeat violence, sexual violence, ~~or~~ dating violence, or serious violence by a known person entered by the court.

(4) (a) The verified petition must ~~shall~~ allege the incidents of repeat violence, sexual violence, ~~or~~ dating violence, or serious violence by a known person and must ~~shall~~ include the specific facts and circumstances that form the basis upon which relief is sought. With respect to a minor child who is living at home, the parent or legal guardian seeking the protective injunction on behalf of the minor child must:

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1. Have been an eyewitness to, or have direct physical evidence or affidavits from eyewitnesses of, the specific facts and circumstances that form the basis upon which relief is sought, if the party against whom the protective injunction is sought is also a parent, stepparent, or legal guardian of the minor child; or

2. Have reasonable cause to believe that the minor child is a victim of repeat violence, sexual violence, ~~or~~ dating violence, or serious violence by a known person to form the basis upon which relief is sought, if the party against whom the protective injunction is sought is a person other than a parent, stepparent, or legal guardian of the minor child.

(b) The verified petition must be in substantially the following form:

PETITION FOR INJUNCTION FOR PROTECTION
AGAINST REPEAT VIOLENCE, SEXUAL
VIOLENCE, ~~OR~~ DATING VIOLENCE, OR
SERIOUS VIOLENCE BY A KNOWN PERSON

The undersigned petitioner ...(name)... declares under penalties of perjury that the following statements are true:

1. Petitioner resides at ...(address)... (A petitioner for an injunction for protection against sexual violence may furnish an address to the court in a separate confidential filing if, for safety reasons, the petitioner requires the location of his or her current residence to be confidential pursuant to s. 119.071(2)(j), Florida Statutes.)

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233 2. Respondent resides at ...(address)....

234 3.a. Petitioner has suffered repeat violence as

235 demonstrated by the fact that the respondent has: ...(enumerate

236 incidents of violence)...

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242 b. Petitioner has suffered sexual violence as demonstrated

243 by the fact that the respondent has: ...(enumerate incident of

244 violence and include incident report number from law enforcement

245 agency or attach notice of inmate release)...

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251 c. Petitioner is a victim of dating violence and has

252 reasonable cause to believe that he or she is in imminent danger

253 of becoming the victim of another act of dating violence or has

254 reasonable cause to believe that he or she is in imminent danger

255 of becoming a victim of dating violence, as demonstrated by the

256 fact that the respondent has: ...(list the specific incident or

257 incidents of violence and describe the length of time of the

258 relationship, whether it has been in existence during the last 6

259 months, the nature of the relationship of a romantic or intimate

260 nature, the frequency and type of interaction, and any other

261 facts that characterize the relationship)...

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266 d. Petitioner has suffered serious violence by a known

267 person as demonstrated by the fact that respondent has: ...

268 (list the specific incident of serious violence and the known

269 association to the respondent)...

270 4. Petitioner genuinely fears repeat violence by the

271 respondent.

272 5. Petitioner seeks: an immediate injunction against the

273 respondent, enjoining him or her from committing any further

274 acts of violence; an injunction enjoining the respondent from

275 committing any further acts of violence; and an injunction

276 providing any terms the court deems necessary for the protection

277 of the petitioner and the petitioner's immediate family,

278 including any injunctions or directives to law enforcement

279 agencies.

280

281 (c) Every petition for an injunction against sexual

282 violence, dating violence, ~~or~~ repeat violence, or serious

283 violence by a known person must contain, directly above the

284 signature line, a statement in all capital letters and bold type

285 not smaller than the surrounding text, as follows:

286

287 UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ

288 THE FOREGOING DOCUMENT AND THAT THE FACTS STATED IN IT

289 ARE TRUE. I UNDERSTAND THAT THE STATEMENTS MADE IN

290 THIS PETITION ARE BEING MADE UNDER PENALTIES OF

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291 PERJURY, PUNISHABLE AS PROVIDED IN SECTION 92.525,
 292 FLORIDA STATUTES.

294 ... (initials) ...

295
 296 (5) Upon the filing of the petition, the court shall set a
 297 hearing to be held at the earliest possible time. The respondent
 298 ~~must shall~~ be personally served with a copy of the petition,
 299 notice of hearing, and temporary injunction, if any, before
 300 ~~prior to~~ the hearing.

301 (6) (a) When it appears to the court that an immediate and
 302 present danger of violence exists, the court may grant a
 303 temporary injunction that ~~which~~ may be granted in an ex parte
 304 hearing, pending a full hearing, and may grant such relief as
 305 the court deems proper, including an injunction enjoining the
 306 respondent from committing any acts of violence.

307 (b) Except as provided in s. 90.204, in a hearing ex parte
 308 for the purpose of obtaining such temporary injunction, no
 309 evidence other than the verified pleading or affidavit may ~~shall~~
 310 be used as evidence, unless the respondent appears at the
 311 hearing or has received reasonable notice of the hearing.

312 (c) Any such ex parte temporary injunction is ~~shall be~~
 313 effective for a fixed period not to exceed 15 days. However, an
 314 ex parte temporary injunction granted under subparagraph
 315 (2) (c) 2. is effective for 15 days following the date the
 316 respondent is released from incarceration. A full hearing, as
 317 provided by this section, must ~~shall~~ be set for a date no later
 318 than the date when the temporary injunction ceases to be
 319 effective. The court may grant a continuance of the ex parte

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320 injunction and the full hearing before or during a hearing, for
 321 good cause shown by any party.

322 (7) Upon notice and hearing, the court may grant such
 323 relief as the court deems proper, including an injunction:

324 (a) Enjoining the respondent from committing any acts of
 325 violence.

326 (b) Ordering such other relief as the court deems necessary
 327 for the protection of the petitioner, including injunctions or
 328 directives to law enforcement agencies, as provided in this
 329 section.

330 (c) The terms of the injunction shall remain in full force
 331 and effect until modified or dissolved. Either party may move at
 332 any time to modify or dissolve the injunction. Such relief may
 333 be granted in addition to other civil or criminal remedies.

334 (d) A temporary or final judgment on injunction for
 335 protection against repeat violence, sexual violence, ~~or~~ dating
 336 violence, or serious violence by a known person entered pursuant
 337 to this section must ~~shall~~, on its face, indicate that:

338 1. The injunction is valid and enforceable in all counties
 339 of the State of Florida.

340 2. Law enforcement officers may use their arrest powers
 341 pursuant to s. 901.15(6) to enforce the terms of the injunction.

342 3. The court had jurisdiction over the parties and matter
 343 under the laws of Florida and that reasonable notice and
 344 opportunity to be heard was given to the person against whom the
 345 order is sought sufficient to protect that person's right to due
 346 process.

347 4. The date that the respondent was served with the
 348 temporary or final order, if obtainable.

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349 (8)(a)1. Within 24 hours after the court issues an
 350 injunction for protection against repeat violence, sexual
 351 violence, ~~or~~ dating violence, or serious violence by a known
 352 person, the clerk of the court shall electronically transmit a
 353 copy of the petition, notice of hearing, and temporary
 354 injunction, if any, to the sheriff or a law enforcement agency
 355 of the county where the respondent resides or can be found, who
 356 shall serve it upon the respondent as soon thereafter as
 357 possible on any day of the week and at any time of the day or
 358 night. An electronic copy of an injunction must be certified by
 359 the clerk of the court, and the electronic copy must be served
 360 in the same manner as a certified copy. Upon receiving an
 361 electronic copy of the injunction, the sheriff must verify
 362 receipt with the sender before attempting to serve it upon the
 363 respondent. In addition, if the sheriff is in possession of an
 364 injunction for protection that has been certified by the clerk
 365 of the court, the sheriff may electronically transmit a copy of
 366 that injunction to a law enforcement officer who shall serve it
 367 in the same manner as a certified copy. The clerk of the court
 368 is responsible for furnishing to the sheriff such information on
 369 the respondent's physical description and location as is
 370 required by the department to comply with the verification
 371 procedures set forth in this section. Notwithstanding any other
 372 law to the contrary, the chief judge of each circuit, in
 373 consultation with the appropriate sheriff, may authorize a law
 374 enforcement agency within the chief judge's jurisdiction to
 375 effect this type of service and to receive a portion of the
 376 service fee. A person may not serve or execute an injunction
 377 issued under this section unless the person is a law enforcement

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378 officer as defined in chapter 943.
 379 2. When an injunction is issued, if the petitioner requests
 380 the assistance of a law enforcement agency, the court may order
 381 that an officer from the appropriate law enforcement agency
 382 accompany the petitioner and assist in the execution or service
 383 of the injunction. A law enforcement officer must accept a copy
 384 of an injunction for protection against repeat violence, sexual
 385 violence, ~~or~~ dating violence, or serious violence by a known
 386 person, certified by the clerk of the court, from the petitioner
 387 and immediately serve it upon a respondent who has been located
 388 but not yet served.
 389 (b) A Domestic Violence, Dating Violence, Sexual Violence,
 390 ~~and Repeat~~ Violence, and Serious Violence by a Known Person
 391 Injunction Statewide Verification System is created within the
 392 Department of Law Enforcement. The department shall establish,
 393 implement, and maintain a statewide communication system capable
 394 of electronically transmitting information to and between
 395 criminal justice agencies relating to domestic violence
 396 injunctions, dating violence injunctions, sexual violence
 397 injunctions, ~~and~~ repeat violence injunctions, and serious
 398 violence by a known person injunctions issued by the courts
 399 throughout the state. Such information must include, but is not
 400 limited to, information as to the existence and status of any
 401 injunction for verification purposes.
 402 (c)1. Within 24 hours after the court issues an injunction
 403 for protection against repeat violence, sexual violence, ~~or~~
 404 dating violence, or serious violence by a known person or
 405 changes or vacates an injunction for protection against repeat
 406 violence, sexual violence, ~~or~~ dating violence, or serious

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407 violence by a known person, the clerk of the court must
 408 electronically transmit a copy of the injunction to the sheriff
 409 with jurisdiction over the residence of the petitioner.

410 2. Within 24 hours after service of process of an
 411 injunction for protection against repeat violence, sexual
 412 violence, ~~or~~ dating violence, or serious violence by a known
 413 person upon a respondent, the law enforcement officer must
 414 electronically transmit the written proof of service of process
 415 to the sheriff with jurisdiction over the residence of the
 416 petitioner.

417 3. Within 24 hours after the sheriff receives a certified
 418 copy of the injunction for protection against repeat violence,
 419 sexual violence, ~~or~~ dating violence, or serious violence by a
 420 known person, the sheriff must make information relating to the
 421 injunction available to other law enforcement agencies by
 422 electronically transmitting such information to the department.

423 4. Within 24 hours after the sheriff or other law
 424 enforcement officer has made service upon the respondent and the
 425 sheriff has been so notified, the sheriff must make information
 426 relating to the service available to other law enforcement
 427 agencies by electronically transmitting such information to the
 428 department.

429 5. Subject to available funding, the Florida Association of
 430 Court Clerks and Comptrollers shall develop an automated process
 431 by which a petitioner may request notification of service of the
 432 injunction for protection against repeat violence, sexual
 433 violence, ~~or~~ dating violence, or serious violence by a known
 434 person and other court actions related to the injunction for
 435 protection. The automated notice must be made within 12 hours

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436 after the sheriff or other law enforcement officer serves the
 437 injunction upon the respondent. The notification must include,
 438 at a minimum, the date, time, and location where the injunction
 439 for protection against repeat violence, sexual violence, ~~or~~
 440 dating violence, or serious violence by a known person was
 441 served. The Florida Association of Court Clerks and Comptrollers
 442 may apply for any available grants to fund the development of
 443 the automated process.

444 6. Within 24 hours after an injunction for protection
 445 against repeat violence, sexual violence, ~~or~~ dating violence, or
 446 serious violence by a known person is lifted, terminated, or
 447 otherwise rendered no longer effective by ruling of the court,
 448 the clerk of the court must notify the sheriff or local law
 449 enforcement agency receiving original notification of the
 450 injunction as provided in subparagraph 2. That agency shall,
 451 within 24 hours after receiving such notification from the clerk
 452 of the court, notify the department of such action of the court.

453 (d) The petitioner may request a Hope Card under s. 741.311
 454 after the court has issued a final order of protection.

455 (9) (a) The court shall enforce, through a civil or criminal
 456 contempt proceeding, a violation of an injunction for
 457 protection. The court may enforce the respondent's compliance
 458 with the injunction by imposing a monetary assessment. The clerk
 459 of the court shall collect and receive such assessments. On a
 460 monthly basis, the clerk shall transfer the moneys collected
 461 pursuant to this paragraph to the State Treasury for deposit in
 462 the Crimes Compensation Trust Fund established in s. 960.21.

463 (b) If the respondent is arrested by a law enforcement
 464 officer under s. 901.15(6) for committing an act of repeat

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465 violence, sexual violence, ~~or~~ dating violence, or serious
 466 violence by a known person in violation of an injunction for
 467 protection, the respondent ~~must shall~~ be held in custody until
 468 brought before the court as expeditiously as possible for the
 469 purpose of enforcing the injunction and for admittance to bail
 470 in accordance with chapter 903 and the applicable rules of
 471 criminal procedure, pending a hearing.

472 (10) The petitioner or the respondent may move the court to
 473 modify or dissolve an injunction at any time.

474 (11) Any law enforcement officer who investigates an
 475 alleged incident of dating violence shall assist the victim to
 476 obtain medical treatment if such is required as a result of the
 477 alleged incident to which the officer responds. Any law
 478 enforcement officer who investigates an alleged incident of
 479 dating violence shall advise the victim of such violence that
 480 there is a domestic violence center from which the victim may
 481 receive services. The law enforcement officer shall give the
 482 victim immediate notice of the legal rights and remedies
 483 available on a standard form developed and distributed by the
 484 Department of Law Enforcement. As necessary, the Department of
 485 Law Enforcement shall revise the Legal Rights and Remedies
 486 Notice to Victims to include a general summary of this section,
 487 using simple English as well as Spanish, and shall distribute
 488 the notice as a model form to be used by all law enforcement
 489 agencies throughout this ~~the~~ state. The notice ~~must shall~~
 490 include:

491 (a) The resource listing, including telephone number, for
 492 the area domestic violence center designated by the Department
 493 of Children and Families; and

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494 (b) A copy of the following statement:

495
 496 "IF YOU ARE THE VICTIM OF DATING VIOLENCE, you may ask
 497 the state attorney to file a criminal complaint. You
 498 also have the right to go to court and file a petition
 499 requesting an injunction for protection from dating
 500 violence which may include, but need not be limited
 501 to, provisions that restrain the abuser from further
 502 acts of abuse; direct the abuser to leave your
 503 household; and prevent the abuser from entering your
 504 residence, school, business, or place of employment."

505
 506 (12) When a law enforcement officer investigates an
 507 allegation that an incident of dating violence has occurred, the
 508 officer shall handle the incident pursuant to the arrest policy
 509 provided in s. 901.15(7), and as developed in accordance with
 510 subsections (13), (14), and (16). Whether or not an arrest is
 511 made, the officer shall make a written police report that is
 512 complete and clearly indicates that the alleged offense was an
 513 incident of dating violence. Such report ~~must shall~~ be given to
 514 the officer's supervisor and filed with the law enforcement
 515 agency in a manner that will permit data on dating violence
 516 cases to be compiled. Such report must include:

517 (a) A description of physical injuries observed, if any.

518 (b) If a law enforcement officer decides not to make an
 519 arrest or decides to arrest two or more parties, the grounds for
 520 not arresting anyone or for arresting two or more parties.

521 (c) A statement indicating ~~which indicates~~ that a copy of
 522 the legal rights and remedies notice was given to the victim.

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Whenever possible, the law enforcement officer shall obtain a written statement from the victim and witnesses concerning the alleged dating violence. The officer shall submit the report to the supervisor or other person to whom the employer's rules or policies require reports of similar allegations of criminal activity to be made. The law enforcement agency shall, without charge, send a copy of the initial police report, as well as any subsequent, supplemental, or related report, which excludes victim or witness statements or other materials that are part of an active criminal investigation and are exempt from disclosure under chapter 119, to the nearest locally certified domestic violence center within 24 hours after the agency's receipt of the report. The report furnished to the domestic violence center must include a narrative description of the dating violence incident.

(13) Whenever a law enforcement officer determines upon probable cause that an act of dating violence has been committed within the jurisdiction, or that a person has violated a condition of pretrial release as provided in s. 903.047 and the original arrest was for an act of dating violence, the officer may arrest the person or persons suspected of its commission and charge such person or persons with the appropriate crime. The decision to arrest and charge does ~~shall~~ not require consent of the victim or consideration of the relationship of the parties.

(14)(a) When complaints are received from two or more parties, the officers shall evaluate each complaint separately to determine whether there is probable cause for arrest.

(b) If a law enforcement officer has probable cause to

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believe that two or more persons have committed a misdemeanor or felony, or if two or more persons make complaints to the officer, the officer must ~~shall~~ try to determine who was the primary aggressor. Arrest is the preferred response only with respect to the primary aggressor and not the preferred response with respect to a person who acts in a reasonable manner to protect or defend himself or herself or another family or household member from dating violence.

(15) A person who willfully violates a condition of pretrial release provided in s. 903.047, when the original arrest was for an act of dating violence as defined in this section, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, and shall be held in custody until his or her first appearance.

(16) A law enforcement officer acting in good faith under this section and the officer's employing agency shall be immune from all liability, civil or criminal, that might otherwise be incurred or imposed by reason of the officer's or agency's actions in carrying out the provisions of this section.

Section 2. Paragraph (a) of subsection (5) of section 44.407, Florida Statutes, is amended to read:

44.407 Elder-focused dispute resolution process.—

(5) QUALIFICATIONS FOR ELDERCARING COORDINATORS.—

(a) The court shall appoint qualified eldercaring coordinators who:

1. Meet one of the following professional requirements:

a. Are licensed as a mental health professional under chapter 491 and hold at least a master's degree in the professional field of practice;

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581 b. Are licensed as a psychologist under chapter 490;
 582 c. Are licensed as a physician under chapter 458 or chapter
 583 459;
 584 d. Are licensed as a nurse under chapter 464 and hold at
 585 least a master's degree;
 586 e. Are certified by the Florida Supreme Court as a family
 587 mediator and hold at least a master's degree;
 588 f. Are a member in good standing of The Florida Bar; or
 589 g. Are a professional guardian as defined in s. 744.102(17)
 590 and hold at least a master's degree.
 591 2. Have completed all of the following:
 592 a. Three years of postlicensure or postcertification
 593 practice;
 594 b. A family mediation training program certified by the
 595 Florida Supreme Court; and
 596 c. An eldercaring coordinator training program certified by
 597 the Florida Supreme Court. The training must total at least 44
 598 hours and must include advanced tactics for dispute resolution
 599 of issues related to aging, illness, incapacity, or other
 600 vulnerabilities associated with elders, as well as elder,
 601 guardianship, and incapacity law and procedures and less
 602 restrictive alternatives to guardianship; phases of eldercaring
 603 coordination and the role and functions of an eldercaring
 604 coordinator; the elder's role within eldercaring coordination;
 605 family dynamics related to eldercaring coordination; eldercaring
 606 coordination skills and techniques; multicultural competence and
 607 its use in eldercaring coordination; at least 6 hours of the
 608 implications of elder abuse, neglect, and exploitation and other
 609 safety issues pertinent to the training; at least 4 hours of

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610 ethical considerations pertaining to the training; use of
 611 technology within eldercaring coordination; and court-specific
 612 eldercaring coordination procedures. Pending certification of a
 613 training program by the Florida Supreme Court, the eldercaring
 614 coordinator must document completion of training that satisfies
 615 the hours and the elements prescribed in this sub-subparagraph.
 616 3. Have successfully passed a Level 2 background screening
 617 as provided in s. 435.04(2) and (3) or are exempt from
 618 disqualification under s. 435.07. The prospective eldercaring
 619 coordinator must submit a full set of fingerprints to the court
 620 or to a vendor, entity, or agency authorized by s. 943.053(13).
 621 The court, vendor, entity, or agency shall forward the
 622 fingerprints to the Department of Law Enforcement for state
 623 processing, and the Department of Law Enforcement shall forward
 624 the fingerprints to the Federal Bureau of Investigation for
 625 national processing. The prospective eldercaring coordinator
 626 shall pay the fees for state and federal fingerprint processing.
 627 The state cost for fingerprint processing shall be as provided
 628 in s. 943.053(3)(e) for records provided to persons or entities
 629 other than those specified as exceptions therein.
 630 4. Have not been a respondent in a final order granting an
 631 injunction for protection against domestic violence, dating
 632 violence, sexual violence, ~~or~~ repeat violence, serious violence
 633 by a known person, or stalking or exploitation of an elder or a
 634 disabled person.
 635 5. Have met any additional qualifications the court may
 636 require to address issues specific to the parties.
 637 Section 3. Paragraph (c) of subsection (2) of section
 638 61.13, Florida Statutes, is amended to read

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639 61.13 Support of children; parenting and time-sharing;
 640 powers of court.—
 641 (2)
 642 (c) The court shall determine all matters relating to
 643 parenting and time-sharing of each minor child of the parties in
 644 accordance with the best interests of the child and in
 645 accordance with the Uniform Child Custody Jurisdiction and
 646 Enforcement Act, except that modification of a parenting plan
 647 and time-sharing schedule requires a showing of a substantial
 648 and material change of circumstances.
 649 1. It is the public policy of this state that each minor
 650 child has frequent and continuing contact with both parents
 651 after the parents separate or the marriage of the parties is
 652 dissolved and to encourage parents to share the rights and
 653 responsibilities, and joys, of childrearing. Unless otherwise
 654 provided in this section or agreed to by the parties, there is a
 655 rebuttable presumption that equal time-sharing of a minor child
 656 is in the best interests of the minor child. To rebut this
 657 presumption, a party must prove by a preponderance of the
 658 evidence that equal time-sharing is not in the best interests of
 659 the minor child. Except when a time-sharing schedule is agreed
 660 to by the parties and approved by the court, the court must
 661 evaluate all of the factors set forth in subsection (3) and make
 662 specific written findings of fact when creating or modifying a
 663 time-sharing schedule.
 664 2. The court shall order that the parental responsibility
 665 for a minor child be shared by both parents unless the court
 666 finds that shared parental responsibility would be detrimental
 667 to the child. In determining detriment to the child, the court

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668 shall consider:
 669 a. Evidence of domestic violence, as defined in s. 741.28;
 670 b. Whether either parent has or has had reasonable cause to
 671 believe that he or she or his or her minor child or children are
 672 or have been in imminent danger of becoming victims of an act of
 673 domestic violence as defined in s. 741.28 or sexual violence as
 674 defined in s. 784.046(1) ~~s. 784.046(1)(e)~~ by the other parent
 675 against the parent or against the child or children whom the
 676 parents share in common regardless of whether a cause of action
 677 has been brought or is currently pending in the court;
 678 c. Whether either parent has or has had reasonable cause to
 679 believe that his or her minor child or children are or have been
 680 in imminent danger of becoming victims of an act of abuse,
 681 abandonment, or neglect, as those terms are defined in s. 39.01,
 682 by the other parent against the child or children whom the
 683 parents share in common regardless of whether a cause of action
 684 has been brought or is currently pending in the court; and
 685 d. Any other relevant factors.
 686 3. The following evidence creates a rebuttable presumption
 687 that shared parental responsibility is detrimental to the child:
 688 a. A parent has been convicted of a misdemeanor of the
 689 first degree or higher involving domestic violence, as defined
 690 in s. 741.28 and chapter 775;
 691 b. A parent meets the criteria of s. 39.806(1)(d); or
 692 c. A parent has been convicted of or had adjudication
 693 withheld for an offense enumerated in s. 943.0435(1)(h)1.a., and
 694 at the time of the offense:
 695 (I) The parent was 18 years of age or older.
 696 (II) The victim was under 18 years of age or the parent

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believed the victim to be under 18 years of age.

If the presumption is not rebutted after the convicted parent is advised by the court that the presumption exists, shared parental responsibility, including time-sharing with the child, and decisions made regarding the child, may not be granted to the convicted parent. However, the convicted parent is not relieved of any obligation to provide financial support. If the court determines that shared parental responsibility would be detrimental to the child, it may order sole parental responsibility and make such arrangements for time-sharing as specified in the parenting plan as will best protect the child or abused spouse from further harm. Whether or not there is a conviction of any offense of domestic violence or child abuse or the existence of an injunction for protection against domestic violence, the court shall consider evidence of domestic violence or child abuse as evidence of detriment to the child.

4. In ordering shared parental responsibility, the court may consider the expressed desires of the parents and may grant to one party the ultimate responsibility over specific aspects of the child's welfare or may divide those responsibilities between the parties based on the best interests of the child. Areas of responsibility may include education, health care, and any other responsibilities that the court finds unique to a particular family.

5. The court shall order sole parental responsibility for a minor child to one parent, with or without time-sharing with the other parent if it is in the best interests of the minor child.

6. There is a rebuttable presumption against granting time-

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sharing with a minor child if a parent has been convicted of or had adjudication withheld for an offense enumerated in s. 943.0435(1)(h)1.a., and at the time of the offense:

a. The parent was 18 years of age or older.

b. The victim was under 18 years of age or the parent believed the victim to be under 18 years of age.

A parent may rebut the presumption upon a specific finding in writing by the court that the parent poses no significant risk of harm to the child and that time-sharing is in the best interests of the minor child. If the presumption is rebutted, the court must consider all time-sharing factors in subsection (3) when developing a time-sharing schedule.

7. Access to records and information pertaining to a minor child, including, but not limited to, medical, dental, and school records, may not be denied to either parent. Full rights under this subparagraph apply to either parent unless a court order specifically revokes these rights, including any restrictions on these rights as provided in a domestic violence injunction. A parent having rights under this subparagraph has the same rights upon request as to form, substance, and manner of access as are available to the other parent of a child, including, without limitation, the right to in-person communication with medical, dental, and education providers.

Section 4. Paragraph (a) of subsection (3) of section 61.1825, Florida Statutes, is amended to read:

61.1825 State Case Registry.—

(3)(a) For the purpose of this section, a family violence indicator must be placed on a record when:

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1. A party executes a sworn statement requesting that a family violence indicator be placed on that party's record which states that the party has reason to believe that release of information to the Federal Case Registry may result in physical or emotional harm to the party or the child; or

2. A temporary or final injunction for protection against domestic violence has been granted pursuant to s. 741.30(6), an injunction for protection against domestic violence has been issued by a court of a foreign state pursuant to s. 741.315, or a temporary or final injunction for protection against repeat violence has been granted pursuant to s. 784.046; or

3. The department has received information on a Title IV-D case from the Domestic Violence, Dating Violence, Sexual Violence, ~~and~~ Repeat Violence, and Serious Violence by a Known Person Injunction Statewide Verification System, established pursuant to s. 784.046(8)(b), that a court has granted a party a domestic violence or repeat violence injunction.

Section 5. Paragraph (e) of subsection (2) of section 394.4597, Florida Statutes, is amended to read:

394.4597 Persons to be notified; patient's representative.—

(2) INVOLUNTARY PATIENTS.—

(e) The following persons are prohibited from selection as a patient's representative:

1. A professional providing clinical services to the patient under this part.

2. The licensed professional who initiated the involuntary examination of the patient, if the examination was initiated by professional certificate.

3. An employee, an administrator, or a board member of the

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facility providing the examination of the patient.

4. An employee, an administrator, or a board member of a treatment facility providing treatment for the patient.

5. A person providing any substantial professional services to the patient, including clinical services.

6. A creditor of the patient.

7. A person subject to an injunction for protection against domestic violence under s. 741.30, whether the order of injunction is temporary or final, and for which the patient was the petitioner.

8. A person subject to an injunction for protection against repeat violence, stalking, sexual violence, ~~or~~ dating violence, or serious violence by a known person under s. 784.046, whether the order of injunction is temporary or final, and for which the patient was the petitioner.

Section 6. Paragraph (h) of subsection (2) of section 394.4598, Florida Statutes, is amended to read:

394.4598 Guardian advocate.—

(2) The following persons are prohibited from appointment as a patient's guardian advocate:

(h) A person subject to an injunction for protection against repeat violence, stalking, sexual violence, ~~or~~ dating violence, or serious violence by a known person under s. 784.046, whether the order of injunction is temporary or final, and for which the patient was the petitioner.

Section 7. Paragraph (b) of subsection (2) of section 741.313, Florida Statutes, is amended to read:

741.313 Unlawful action against employees seeking protection.—

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813 (2)

814 (b) This section applies if an employee uses the leave from

815 work to:

816 1. Seek an injunction for protection against domestic

817 violence or an injunction for protection in cases of repeat

818 violence, dating violence, ~~or~~ sexual violence, or serious

819 violence by a known person;

820 2. Obtain medical care or mental health counseling, or

821 both, for the employee or a family or household member to

822 address physical or psychological injuries resulting from the

823 act of domestic violence or sexual violence;

824 3. Obtain services from a victim services organization,

825 including, but not limited to, a domestic violence shelter or

826 program or a rape crisis center as a result of the act of

827 domestic violence or sexual violence;

828 4. Make the employee's home secure from the perpetrator of

829 the domestic violence or sexual violence or to seek new housing

830 to escape the perpetrator; or

831 5. Seek legal assistance in addressing issues arising from

832 the act of domestic violence or sexual violence or to attend and

833 prepare for court-related proceedings arising from the act of

834 domestic violence or sexual violence.

835 Section 8. Subsection (1) of section 784.047, Florida

836 Statutes, is amended to read:

837 784.047 Penalties for violating protective injunction

838 against violators.—

839 (1) A person who willfully violates an injunction for

840 protection against repeat violence, sexual violence, ~~or~~ dating

841 violence, or serious violence by a known person issued pursuant

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842 to s. 784.046, or a foreign protection order accorded full faith

843 and credit pursuant to s. 741.315 by:

844 (a) Refusing to vacate the dwelling that the parties share;

845 (b) Going to, or being within 500 feet of, the petitioner's

846 residence, school, place of employment, or a specified place

847 frequented regularly by the petitioner and any named family or

848 household member;

849 (c) Committing an act of repeat violence, sexual violence,

850 ~~or~~ dating violence, or serious violence by a known person

851 against the petitioner;

852 (d) Committing any other violation of the injunction

853 through an intentional unlawful threat, word, or act to do

854 violence to the petitioner;

855 (e) Telephoning, contacting, or otherwise communicating

856 with the petitioner directly or indirectly, unless the

857 injunction specifically allows indirect contact through a third

858 party;

859 (f) Knowingly and intentionally coming within 100 feet of

860 the petitioner's motor vehicle, whether or not that vehicle is

861 occupied;

862 (g) Defacing or destroying the petitioner's personal

863 property, including the petitioner's motor vehicle; or

864 (h) Refusing to surrender firearms or ammunition if ordered

865 to do so by the court,

866

867 commits a misdemeanor of the first degree, punishable as

868 provided in s. 775.082 or s. 775.083, except as provided in

869 subsection (2).

870 Section 9. Subsection (4) of section 784.048, Florida

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871 Statutes, is amended to read:

872 784.048 Stalking; definitions; penalties.—

873 (4) A person who, after an injunction for protection
874 against repeat violence, sexual violence, ~~or~~ dating violence, or
875 serious violence by a known person pursuant to s. 784.046, or an
876 injunction for protection against domestic violence pursuant to
877 s. 741.30, or after any other court-imposed prohibition of
878 conduct toward the subject person or that person's property,
879 knowingly, willfully, maliciously, and repeatedly follows,
880 harasses, or cyberstalks another person commits the offense of
881 aggravated stalking, a felony of the third degree, punishable as
882 provided in s. 775.082, s. 775.083, or s. 775.084.

883 Section 10. Paragraph (m) of subsection (2) of section
884 934.03, Florida Statutes, is amended to read:

885 934.03 Interception and disclosure of wire, oral, or
886 electronic communications prohibited.—

887 (2)

888 (m) It is lawful under this section and ss. 934.04-934.09
889 for a person who is protected under an active temporary or final
890 injunction for repeat violence, sexual violence, ~~or~~ dating
891 violence, or serious violence by a known person under s.
892 784.046; stalking under s. 784.0485; domestic violence under s.
893 741.30; or any other court-imposed prohibition of conduct toward
894 the person to intercept and record a wire, oral, or electronic
895 communication received in violation of such injunction or court
896 order. A recording authorized under this paragraph may be
897 provided to a law enforcement agency, an attorney, or a court
898 for the purpose of evidencing a violation of an injunction or
899 court order if the subject of the injunction or court order

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900 prohibiting contact has been served the injunction or is on
901 notice that the conduct is prohibited. A recording authorized
902 under this paragraph may not be otherwise disseminated or
903 shared.

904 Section 11. For the purpose of incorporating the amendment
905 made by this act to section 784.046, Florida Statutes, in
906 references thereto, paragraphs (a), (c), and (d) of subsection
907 (8) of section 28.2221, Florida Statutes, are reenacted to read:
908 28.2221 Electronic access to official records.—

909 (8)(a) Each county recorder or clerk of the court must make
910 the identity of each respondent against whom a final judgment
911 for an injunction for the protection of a minor under s. 741.30,
912 s. 784.046, or s. 784.0485 is entered, as well as the fact that
913 a final judgment for an injunction for the protection of a minor
914 under s. 741.30, s. 784.046, or s. 784.0485 has been entered
915 against that respondent, publicly available on the county
916 recorder's or clerk of the court's official website, unless the
917 respondent is a minor. The identity and information required
918 under this subsection must be viewable through a searchable
919 database that is available in a clear and conspicuous location
920 on the homepage of the county recorder's or clerk of the court's
921 official website and must be available for search by the general
922 public.

923 (c) Any information specified in this subsection not made
924 available by the county clerk of the court as provided in this
925 subsection before July 1, 2024, must be made publicly available
926 on the county recorder's or clerk of the court's official
927 website if the affected party identifies the information and
928 requests that such information be added for general public

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display. Such request must be in writing and delivered by mail, facsimile, or electronic transmission or in person to the county recorder or clerk of the court. The request must specify the case number assigned to the final judgment for an injunction for the protection of a minor under s. 741.30, s. 784.046, or s. 784.0485. A fee may not be charged for the addition of information pursuant to such request.

(d) No later than 30 days after July 1, 2024, notice of the right of any affected party to request the addition of information to the searchable database on the county recorder's or clerk of the court's official website pursuant to this subsection must be conspicuously and clearly displayed by the county recorder or clerk of the court on the county recorder's or clerk of the court's official website on which images or copies of the county's public records are placed and in the office of each county recorder or clerk of the court. Such notice must contain appropriate instructions for making the addition of information request in person, by mail, by facsimile, or by electronic transmission. The notice must state, in substantially similar form, that any person has a right to request that a county recorder or clerk of the court add information to the searchable database on the county recorder's or clerk of the court's official website if that information involves the identity of a respondent against whom a final judgment for an injunction for the protection of a minor under s. 741.30, s. 784.046, or s. 784.0485 is entered, unless the respondent is a minor. The notice must also state that the information related to the identity of each respondent against whom a final judgment for an injunction for the protection of a

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minor under s. 741.30, s. 784.046, or s. 784.0485 is entered is available for search by the general public. The notice must include step-by-step instructions detailing how a user can access the searchable database and search for such information. Such request must be made in writing and delivered by mail, facsimile, or electronic transmission or in person to the county recorder or clerk of the court. The request must specify the case number assigned to the final judgment for an injunction for the protection of a minor under s. 741.30, s. 784.046, or s. 784.0485. A fee may not be charged for the addition of a document pursuant to such request.

Section 12. For the purpose of incorporating the amendment made by this act to section 784.046, Florida Statutes, in a reference thereto, paragraph (i) of subsection (2) of section 28.35, Florida Statutes, is reenacted to read:

28.35 Florida Clerks of Court Operations Corporation.—

(2) The duties of the corporation shall include the following:

(i) Annually preparing a budget request which, notwithstanding the provisions of chapter 216 and in accordance with s. 216.351, provides the anticipated amount necessary for reimbursement pursuant to ss. 40.29(6), 741.30(2)(a), 784.046(3)(b), 784.0485(2)(a), and 825.1035(4)(i). The request for the anticipated reimbursement amount must be submitted in the form and manner prescribed by the Justice Administrative Commission. Such request is not subject to change by the Justice Administrative Commission, except for technical changes necessary to conform to the legislative budget instructions, and must be submitted to the Governor for transmittal to the

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987 Legislature.

988 Section 13. For the purpose of incorporating the amendment
 989 made by this act to section 784.046, Florida Statutes, in a
 990 reference thereto, subsection (8) of section 57.105, Florida
 991 Statutes, is reenacted to read:

992 57.105 Attorney's fee; sanctions for raising unsupported
 993 claims or defenses; exceptions; service of motions; damages for
 994 delay of litigation.—

995 (8) Attorney fees may not be awarded under this section in
 996 proceedings for an injunction for protection pursuant to s.
 997 741.30, s. 784.046, or s. 784.0485, unless the court finds by
 998 clear and convincing evidence that the petitioner knowingly made
 999 a false statement or allegation in the petition or that the
 1000 respondent knowingly made a false statement or allegation in an
 1001 asserted defense, with regard to a material matter as defined in
 1002 s. 837.011(3).

1003 Section 14. For the purpose of incorporating the amendment
 1004 made by this act to section 784.046, Florida Statutes, in a
 1005 reference thereto, subsection (1) of section 61.1827, Florida
 1006 Statutes, is reenacted to read:

1007 61.1827 Identifying information concerning applicants for
 1008 and recipients of child support services.—

1009 (1) Any information that reveals the identity of applicants
 1010 for or recipients of child support services, including the name,
 1011 address, and telephone number of such persons, held by a non-
 1012 Title IV-D county child support enforcement agency is
 1013 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
 1014 of the State Constitution. The use or disclosure of such
 1015 information by the non-Title IV-D county child support

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1016 enforcement agency is limited to the purposes directly connected
 1017 with:

1018 (a) Any investigation, prosecution, or criminal or civil
 1019 proceeding connected with the administration of any non-Title
 1020 IV-D county child support enforcement program;

1021 (b) Mandatory disclosure of identifying and location
 1022 information as provided in s. 61.13(7) by the non-Title IV-D
 1023 county child support enforcement agency when providing non-Title
 1024 IV-D services;

1025 (c) Mandatory disclosure of information as required by ss.
 1026 409.2577, 61.181, 61.1825, and 61.1826 and Title IV-D of the
 1027 Social Security Act; or

1028 (d) Disclosure to an authorized person, as defined in 45
 1029 C.F.R. s. 303.15, for purposes of enforcing any state or federal
 1030 law with respect to the unlawful taking or restraint of a child
 1031 or making or enforcing a parenting plan. As used in this
 1032 paragraph, the term "authorized person" includes a parent with
 1033 whom the child does not currently reside, unless a court has
 1034 entered an order under s. 741.30, s. 741.31, or s. 784.046.

1035 Section 15. For the purpose of incorporating the amendment
 1036 made by this act to section 784.046, Florida Statutes, in a
 1037 reference thereto, subsection (2) of section 741.311, Florida
 1038 Statutes, is reenacted to read:

1039 741.311 Hope Card Program for persons issued orders of
 1040 protection.—

1041 (2) Beginning October 1, 2024, a person who has been issued
 1042 a final judgment on injunction for protection under s. 741.30,
 1043 s. 784.046, s. 784.0485, or s. 825.1035 may request a Hope Card
 1044 from the clerk of the court of the circuit in which the order

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for an injunction for protection was entered. A person may request a Hope Card at the time the final judgment on injunction for protection is issued or at any other time before the expiration of the order for protection.

Section 16. For the purpose of incorporating the amendment made by this act to section 784.046, Florida Statutes, in a reference thereto, subsection (2) of section 741.315, Florida Statutes, is reenacted to read:

741.315 Recognition of foreign protection orders.—

(2) Pursuant to 18 U.S.C. s. 2265, an injunction for protection against domestic violence issued by a court of a foreign state must be accorded full faith and credit by the courts of this state and enforced by a law enforcement agency as if it were the order of a Florida court issued under s. 741.30, s. 741.31, s. 784.046, s. 784.047, s. 784.0485, or s. 784.0487, and provided that the court had jurisdiction over the parties and the matter and that reasonable notice and opportunity to be heard was given to the person against whom the order is sought sufficient to protect that person's right to due process. Ex parte foreign injunctions for protection are not eligible for enforcement under this section unless notice and opportunity to be heard have been provided within the time required by the foreign state or tribal law, and in any event within a reasonable time after the order is issued, sufficient to protect the respondent's due process rights.

Section 17. For the purpose of incorporating the amendment made by this act to section 784.046, Florida Statutes, in references thereto, paragraph (e) of subsection (2) and paragraph (c) of subsection (3) of section 790.401, Florida

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Statutes, are reenacted to read:

790.401 Risk protection orders.—

(2) PETITION FOR A RISK PROTECTION ORDER.—There is created an action known as a petition for a risk protection order.

(e) A petition must:

1. Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition, and must be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

2. Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody, or control; and

3. Identify whether there is a known existing protection order governing the respondent under s. 741.30, s. 784.046, or s. 784.0485 or under any other applicable statute.

(3) RISK PROTECTION ORDER HEARINGS AND ISSUANCE.—

(c) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence, including, but not limited to, any of the following:

1. A recent act or threat of violence by the respondent against himself or herself or others, whether or not such violence or threat of violence involves a firearm.

2. An act or threat of violence by the respondent within the past 12 months, including, but not limited to, acts or

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1103 threats of violence by the respondent against himself or herself
1104 or others.

1105 3. Evidence of the respondent being seriously mentally ill
1106 or having recurring mental health issues.

1107 4. A violation by the respondent of a risk protection order
1108 or a no contact order issued under s. 741.30, s. 784.046, or s.
1109 784.0485.

1110 5. A previous or existing risk protection order issued
1111 against the respondent.

1112 6. A violation of a previous or existing risk protection
1113 order issued against the respondent.

1114 7. Whether the respondent, in this state or any other
1115 state, has been convicted of, had adjudication withheld on, or
1116 pled nolo contendere to a crime that constitutes domestic
1117 violence as defined in s. 741.28.

1118 8. Whether the respondent has used, or has threatened to
1119 use, against himself or herself or others any weapons.

1120 9. The unlawful or reckless use, display, or brandishing of
1121 a firearm by the respondent.

1122 10. The recurring use of, or threat to use, physical force
1123 by the respondent against another person or the respondent
1124 stalking another person.

1125 11. Whether the respondent, in this state or any other
1126 state, has been arrested for, convicted of, had adjudication
1127 withheld on, or pled nolo contendere to a crime involving
1128 violence or a threat of violence.

1129 12. Corroborated evidence of the abuse of controlled
1130 substances or alcohol by the respondent.

1131 13. Evidence of recent acquisition of firearms or

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1132 ammunition by the respondent.

1133 14. Any relevant information from family and household
1134 members concerning the respondent.

1135 15. Witness testimony, taken while the witness is under
1136 oath, relating to the matter before the court.

1137 Section 18. For the purpose of incorporating the amendment
1138 made by this act to section 784.046, Florida Statutes, in a
1139 reference thereto, subsection (6) of section 901.15, Florida
1140 Statutes, is reenacted to read:

1141 901.15 When arrest by officer without warrant is lawful.—A
1142 law enforcement officer may arrest a person without a warrant
1143 when:

1144 (6) There is probable cause to believe that the person has
1145 committed a criminal act according to s. 790.233 or according to
1146 s. 741.31, s. 784.047, or s. 825.1036 which violates an
1147 injunction for protection entered pursuant to s. 741.30, s.
1148 784.046, or s. 825.1035 or a foreign protection order accorded
1149 full faith and credit pursuant to s. 741.315, over the objection
1150 of the petitioner, if necessary.

1151 Section 19. For the purpose of incorporating the amendment
1152 made by this act to section 784.046, Florida Statutes, in a
1153 reference thereto, subsection (5) of section 901.41, Florida
1154 Statutes, is reenacted to read:

1155 901.41 Prearrest diversion programs.—

1156 (5) ELIGIBILITY.—A violent misdemeanor, a misdemeanor crime
1157 of domestic violence, as defined in s. 741.28, or a misdemeanor
1158 under s. 741.29, s. 741.31, s. 784.046, s. 784.047, s. 784.048,
1159 s. 784.0487, or s. 784.049 does not qualify for a civil citation
1160 or prearrest diversion program.

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1161 Section 20. For the purpose of incorporating the amendment
 1162 made by this act to section 784.046, Florida Statutes, in a
 1163 reference thereto, paragraph (p) of subsection (6) of section
 1164 921.141, Florida Statutes, is reenacted to read:

1165 921.141 Sentence of death or life imprisonment for capital
 1166 felonies; further proceedings to determine sentence.—

1167 (6) AGGRAVATING FACTORS.—Aggravating factors shall be
 1168 limited to the following:

1169 (p) The capital felony was committed by a person subject to
 1170 an injunction issued pursuant to s. 741.30 or s. 784.046, or a
 1171 foreign protection order accorded full faith and credit pursuant
 1172 to s. 741.315, and was committed against the petitioner who
 1173 obtained the injunction or protection order or any spouse,
 1174 child, sibling, or parent of the petitioner.

1175 Section 21. For the purpose of incorporating the amendment
 1176 made by this act to section 784.046, Florida Statutes, in a
 1177 reference thereto, paragraph (j) of subsection (7) of section
 1178 921.1425, Florida Statutes, is reenacted to read:

1179 921.1425 Sentence of death or life imprisonment for capital
 1180 sexual battery; further proceedings to determine sentence.—

1181 (7) AGGRAVATING FACTORS.—Aggravating factors shall be
 1182 limited to the following:

1183 (j) The capital felony was committed by a person subject to
 1184 an injunction issued pursuant to s. 741.30 or s. 784.046, or a
 1185 foreign protection order accorded full faith and credit pursuant
 1186 to s. 741.315, and was committed against the petitioner who
 1187 obtained the injunction or protection order or any spouse,
 1188 child, sibling, or parent of the petitioner.

1189 Section 22. For the purpose of incorporating the amendment

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1190 made by this act to section 784.046, Florida Statutes, in a
 1191 reference thereto, paragraph (i) of subsection (7) of section
 1192 921.1427, Florida Statutes, is reenacted to read:

1193 921.1427 Sentence of death or life imprisonment for capital
 1194 human trafficking of vulnerable persons for sexual exploitation;
 1195 further proceedings to determine sentence.—

1196 (7) AGGRAVATING FACTORS.—Aggravating factors shall be
 1197 limited to the following:

1198 (i) The capital felony was committed by a person subject to
 1199 an injunction issued pursuant to s. 741.30 or s. 784.046, or a
 1200 foreign protection order accorded full faith and credit pursuant
 1201 to s. 741.315, and was committed against the petitioner who
 1202 obtained the injunction or protection order or any spouse,
 1203 child, sibling, or parent of the petitioner.

1204 Section 23. For the purpose of incorporating the amendment
 1205 made by this act to section 784.046, Florida Statutes, in a
 1206 reference thereto, subsection (3) of section 934.425, Florida
 1207 Statutes, is reenacted to read:

1208 934.425 Installation or use of tracking devices or tracking
 1209 applications; exceptions; penalties.—

1210 (3) For purposes of this section, a person's consent is
 1211 presumed to be revoked if:

1212 (a) The consenting person and the person to whom consent
 1213 was given are lawfully married and one person files a petition
 1214 for dissolution of marriage from the other; or

1215 (b) The consenting person or the person to whom consent was
 1216 given files an injunction for protection against the other
 1217 person pursuant to s. 741.30, s. 741.315, s. 784.046, or s.
 1218 784.0485.

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1219

Section 24. This act shall take effect July 1, 2026.

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 1
Sponsor: S

Subject: Injunctions for Protection

Final Action: Favorable

S-010 (10/10/09)
Page 1 of 2

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 1
Meeting Date: Wednesday, January 21, 2026 **Sponsor:** Sharief
Time: 1:30—3:30 p.m. **Subject:** Injunctions for Protection
Place: 37 Senate Building
Bill #: CS/SB 32
Final Action: Favorable

CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting



The Florida Senate

Committee Agenda Request

To: Senator Ileana Garcia, Chair
Appropriations Committee on Criminal and Civil Justice

Subject: Committee Agenda Request

Date: November 18, 2025

I respectfully request that **Senate Bill # CS/SB 32**, relating to Injunctions for Protection in Cases of Repeat or Serious Violence, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in black ink, appearing to read "B. Sharief", is written over a horizontal line.

Senator Barbara Sharief
Florida Senate, District 35

January 21, 2026

Meeting Date

Criminal & Civil Approps

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

32

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Barney Bishop** Phone **8505109922**

Address **1454 Vieux Carre Drive** Email **Barney@BarneyBishop.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Smart Justice Alliance

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

S.B. 37

Bill Number or Topic

Meeting Date

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Amendment Barcode (if applicable)

1-21-2026
Criminal + Civil Justice Approps
Committee

Name

Richard Pinsky

Phone

Address

356 Valley Forge Rd

Email

Street

West Palm Beach, FL

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information**OR**

Waive Speaking:



In Support



Against

PLEASE CHECK ONE OF THE FOLLOWING:I am appearing without
compensation or sponsorship.I am a registered lobbyist,
representing:I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

Dominic Maron Ferrell Foundation

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
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JAN 21, 2020

Meeting Date

ACJ

Committee

CS/SB 32

Bill Number or Topic

Amendment Barcode (if applicable)

Name Florida ASSOCIATION for
WOMEN LAWYERS

Phone _____

Address _____
Street

Email admin@fawll.org

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☒ I am appearing without
compensation or sponsorship.

☐ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: CS/SB 32

INTRODUCER: Criminal Justice Committee and Senator Sharief and others

SUBJECT: Injunctions for Protection in Cases of Repeat or Serious Violence

DATE: January 20, 2026

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Wyant	Stokes	CJ	Fav/CS
2.	Kolich	Harkness	ACJ	Favorable
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 32 amends s. 784.046, F.S., to create a cause of action for a protective injunction for serious violence by a known person. A person who is the victim of serious violence by a known person, or the parent or legal guardian of a minor who is a victim, has standing to file a verified petition for an injunction for protection if such violence has been reported to law enforcement and the person is cooperating with criminal proceedings.

The bill defines “serious violence by a known person” to mean an act of violence between individuals who are known to one another, when such violence causes serious bodily injury. Additionally, the bill defines “serious bodily injury” as a physical condition that creates a substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

The bill incorporates serious violence by a known person into the Domestic, Dating, Sexual, and Repeat Violence Injunction Statewide Verification System.

The bill amends s. 44.407, F.S., to restrict a respondent from performing the duties of an eldercare coordinator. The bill amends s. 394.4597, F.S. to restrict a respondent from performing the duties of a patient representative for involuntary patients. The bill amends s. 394.4598, F.S., to restrict a respondent from performing the duties of a patient’s guardian advocate.

The bill amends s. 934.03, F.S., to allow a person protected under an active temporary or final injunction for serious violence by a known person, to intercept and record a wire, oral, or electronic communication received in violation of the injunction. The recording may only be disseminated or shared to a law enforcement agency, an attorney, or a court for the purpose of evidencing a violation of an injunction or court order.

The bill reenacts various statutes to incorporate the changes made to s. 784.046, F.S., relating to the creation of the new cause of action for an injunction for protection in cases of serious violence by a known person.

The bill has a negative indeterminate fiscal impact. See Section V., Fiscal Impact Statement.

The bill is effective on July 1, 2026.

II. Present Situation:

An injunction for protection is a court order directing a respondent to stay away from a petitioner's home, car, work, and any other place that the court feels necessary.¹ Serious violence is an ongoing issue in local communities, specifically between neighbors. Florida law does not currently have any civil injunctive protections for these types of cases.

On May 30, 2025, Ocala officers responded to a report about a neighbor spraying children with bear mace. As the children were playing with bubbles on their property, the neighbor allegedly walked over to the fence separating the properties and sprayed mace at them, which can be toxic if ingested. The neighbor had been previously arrested for a dispute with another neighbor in 2019 which resulted in criminal charges for aggravated assault with a weapon and stalking.²

On October 17, 2025, a man was arrested and charged with aggravated assault after he allegedly approached his neighbor's property with a knife and threatened her and other family members. While on his way to the Putman County Jail, he said he planned to "beat" the neighbor when he got out of jail.³

¹ FL Courts, Overview of Injunctions for Respondents, available at: <https://www.flcourts.gov/Services/Family-Courts/interpersonal-violence/Domestic-Violence/Overview-for-Respondents> (last visited January 16, 2026).

² Fox35 Orlando, *Florida Woman Sprays Bear Mace*, June 4, 2025, available at: <https://www.fox35orlando.com/news/florida-woman-sprays-bear-mace-neighbor-her-children-deputies> (last visited January 16, 2026).

³ People, *Florida Man, 61, Arrested...*, available at: https://uk.news.yahoo.com/florida-man-61-arrested-allegedly-135812994.html?guccounter=1&guce_referrer=aHR0cHM6Ly93d3cuZ29vZ2xlLmNvbS8&guce_referrer_sig=AQAAIVImUfAeq1HA2Vj6BYrWsnvzt1e3Si-4wWEiACWNAC5x7BFC-JY05jF8i2slGz04GQmJk0rSipEFzp5lAh_iKvKRBS9FNZ0CRDL0wdoew3pzFHguIIYBTThGfAJCasOielQ104cwv1folub0HuZbIHMG06e7HMGn1Ye6qzVX59 (last visited January 16, 2026).

Causes of Action for Protective Injunctions

Under s. 784.046, F.S., there are three protective injunctions a person may petition for: an injunction for protection in cases of repeat violence,⁴ an injunction for protection in cases of dating violence,⁵ and an injunction for protection in cases of sexual violence.^{6,7} However, this section is limited dependent on the nature of the relationship or the act of repeated or sexual violence. “Violence” is defined as any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, or false imprisonment, or any criminal offense resulting in physical injury or death, by a person against any other person.⁸ There is not a separate protective cause of action for a protective injunction for serious violence by a known person.

Dating Violence

A person may file a petition in circuit court for an injunction for protection against dating violence if he or she:

- Is the victim of dating violence and has reasonable cause to believe he or she is in imminent danger of becoming a victim of another act of dating violence;
- Has reasonable cause to believe he or she is in imminent danger of becoming the victim of an act of dating violence; or
- Is the parent or legal guardian of any minor child in the home and who seeks an injunction for protection against dating violence on behalf of the minor.⁹

Dating violence is determined by the existence of a relationship based on consideration of the following factors:

- A dating relationship must have existed within the past six months;
- The nature of the relationship must have been characterized by the expectation of affection or sexual involvement between the parties; and
- The frequency and type of interaction between the persons involved in the relationship must have included that the persons have been involved over time and on a continuous basis during the course of the relationship.¹⁰

Dating violence does not include violence in a casual acquaintanceship or violence between individuals who only have engaged in ordinary fraternization in a business or social context.

⁴ “Repeat violence” means two incidents of violence or stalking committed by the respondent, one of which must have been within 6 months of the filing of the petition, which are directed against the petitioner or the petitioner’s immediate family member. Section 784.046(1)(b), F.S.

⁵ “Dating violence” means violence between individuals who have or have had a continuing and significant relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on the consideration of certain factors. Section 784.046(1)(d), F.S.

⁶ “Sexual violence” means any one incident of: sexual battery, lewd or lascivious act committed upon or in the presence of a person younger than 16 years of age, luring or enticing a child, sexual performance by a child, or any other forcible felony wherein a sexual act is committed or attempted. Section 784.046(1)(c), F.S.

⁷ Section 784.046(2), F.S.

⁸ Section 784.046, F.S.

⁹ Section 784.046(2)(b), F.S.

¹⁰ Section 784.046(1)(d)1-3., F.S.

Sexual Violence

A person may file a petition in circuit court for an injunction against sexual violence if they are the victim of sexual violence or the parent or legal guardian of a minor child who is living at home who is the victim of sexual violence. They may file the petition on his or her own behalf or on behalf of the minor child if:

- The person has reported the sexual violence to a law enforcement agency and is cooperating in any criminal proceedings against the respondent.
- The respondent who committed the sexual violence against the victim or minor child was sentenced to a term of imprisonment in state prison for the sexual violence and the respondent's term of imprisonment has expired or is due to expire within 90 days following the date the petition was filed.¹¹

Repeat Violence

Any person who is the victim of repeat violence, or the parent or legal guardian of a child who seeks an injunction for protection against repeat violence on behalf of the child, has standing to file a verified petition for an injunction for protection against repeat violence.¹² For an injunction for protection against repeat violence, there must be two incidents of violence or stalking committed by the respondent.¹³

Procedure for Filing Injunctions

A cause of action does not require that the petitioner be represented by an attorney.¹⁴ The clerk of the court must provide a copy of s. 784.046, F.S.,¹⁵ simplified forms, and clerical assistance for the preparation and filing of such a petition by any person who is not represented by counsel.¹⁶ The clerk of the court may not assess a fee for filing a petition against repeat violence, sexual violence, or dating violence¹⁷ and no bond will be required by the court for entry of an injunction.¹⁸ The clerk of the court must provide the petitioner with a certified copy of any injunction for protection against repeat violence, sexual violence, or dating violence entered by the court.¹⁹

Additionally, a cause of action for an injunction may be sought whether or not any other petition, complaint, or cause of action is currently available or pending between the parties.²⁰

¹¹ Section 784.046(2)(c), F.S.

¹² Section 784.046(2)(a), F.S.

¹³ Section 784.046(1)(b), F.S.

¹⁴ Section 784.046(2)(e), F.S.

¹⁵ Section 784.046, F.S., Action by victim of repeat violence, sexual violence, or dating violence for protective injunction; dating violence investigations, notice to victims, and reporting; pretrial release violations; public records exemption.

¹⁶ Section 784.046(3)(a), F.S.

¹⁷ Section 784.046(3)(b), F.S.

¹⁸ Section 784.046(3)(c), F.S.

¹⁹ Section 784.046(3)(d), F.S.

²⁰ Section 784.046(2)(d), F.S.

Petitions for Injunctions

The verified petition must allege the incidents of repeat violence, sexual violence, or dating violence and must include the specific facts and circumstances that form the basis upon which relief is sought.

The parent or legal guardian of a minor child seeking the protective injunction on behalf of the minor child must:

- Have been eyewitness to, or have direct physical evidence or affidavits from eyewitnesses of, the specific facts and circumstances that form the basis upon which relief is sought, if the respondent is also a parent, stepparent, or legal guardian of the minor child; or
- Have reasonable cause to believe that the minor child is a victim of repeat violence, sexual violence, or dating violence to form the basis upon which relief is sought, if the respondent is a person other than a parent, stepparent, or legal guardian of the minor child.²¹

Upon the filing of the petition, the court must set a hearing to be held at the earliest possible time and notify the respondent prior to the hearing. When it appears to the court that an immediate and present danger exists, the court may grant a temporary injunction which may be granted in an ex parte hearing and may enjoin the respondent from committing any acts of violence.²² Any ex parte temporary injunction may not exceed 15 days.²³

Upon notice and hearing, the court may grant relief as the court deems proper, including an injunction:

- Enjoining the respondent from committing any acts of violence.²⁴
- Ordering such other relief as the court deems necessary for the protection of the petitioner, including injunctions or directives to law enforcement agencies.²⁵

Domestic, Dating, Sexual, and Repeat Violence Injunction Statewide Verification System

A Domestic, Dating, Sexual, and Repeat Violence Injunction Statewide Verification System exists under the Department of Law Enforcement's purview. The system is required to be capable of electronically transmitting information to and between criminal justice agencies relating to domestic violence injunctions, dating violence injunctions, sexual violence injunctions, and repeat violence injunctions issued by the courts throughout the state.²⁶

III. Effect of Proposed Changes:

Section 1 amends s. 784.046, F.S., to create a cause of action for a protective injunction for serious violence by a known person. A person who is the victim of serious violence by a known person, or the parent or legal guardian of a minor who is a victim, has standing to file a verified petition for an injunction for protection if such violence has been reported to law enforcement and the person is cooperating with criminal proceedings. The bill defines "serious violence by a

²¹ Section 784.046(4)(a), F.S.

²² Section 784.046(6)(a), F.S.

²³ Section 784.046(6)(c), F.S.

²⁴ Section 784.046(7)(a), F.S.

²⁵ Section 784.046(7)(b), F.S.

²⁶ Section 784.046(8)(b), F.S.

known person” to mean an act of violence between individuals who are known to one another, when such violence causes serious bodily injury. Additionally, the bill defines “serious bodily injury” as a physical condition that creates a substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

The bill incorporates serious violence by a known person into the Domestic, Dating, Sexual, and Repeat Violence Injunction Statewide Verification System.

Sections 2, 5, and 6 amend ss. 44.407, 394.4597, and 394.4598, F.S., to restrict a respondent in a final order granting an injunction for protection against serious violence by a known person from performing the duties of an eldercare coordinator, a patient representative for involuntary patients, or a patient’s guardian advocate, respectively.

Sections 3 and 4 amend ss. 61.13 and 61.1825, F.S., respectively, to conform provisions to changes made by the act.

Section 7 amends s. 741.313, F.S., to require an employer to permit an employee to request and take up to 3 working days of leave from work in any 12-month period if the employee or a family or household member of an employee is the victim of domestic violence or sexual violence and the employee uses the leave from work to seek an injunction for protection in cases of serious violence by a known person.

Section 8 amends s. 784.047 F.S., to provide that a person who willfully violates an injunction for protection against serious violence by a known person commits a first degree misdemeanor.²⁷

Section 9 amends s. 784.048, F.S., to provide that a person who after an injunction for protection against serious violence by a known person, knowingly, willfully, maliciously, and repeatedly follows, harasses, or cyberstalks another person commits the offense of aggravated stalking, a felony of the third degree.²⁸

Section 10 amends s. 934.03, F.S., to allow a person protected under an active temporary or final injunction for serious violence by a known person, to intercept and record a wire, oral, or electronic communication received in violation of the injunction. The recording may only be disseminated or shared to a law enforcement agency, an attorney, or a court for the purpose of evidencing a violation of an injunction or court order.

Sections 11 through 23 reenact the following sections to incorporate the amendment made by the bill to s. 784.046, F.S., relating to the creation of a new cause of action for an injunction for protection in cases of serious violence by a known person:

- Section 28.2221 (8)(a), (c), and (d), F.S., relating to electronic access to official records.
- Section 28.35(2)(i), F.S., relating to the Florida Clerks of Court Operations Corporation.
- Section 57.105(8), F.S., relating to attorney’s fee.

²⁷ A first degree misdemeanor is punishable by a term of imprisonment not exceeding 1 year and a fine of up to \$1,000. Sections 775.082 and 775.083, F.S.

²⁸ A third degree felony is punishable by a term of imprisonment not exceeding 5 years and a fine of up to \$5,000. Sections 775.082(3)(e) and 775.083(1)(c), F.S. See section 934.03(4), F.S., for exceptions to such punishment.

- Section 61.1827(1), F.S., relating to identifying information concerning applicants for and recipients of child support services.
- Section 741.311(2), F.S., relating to the Hope Card Program for persons issued order for protection.
- Section 741.315(2), F.S., relating to recognition of foreign protection orders.
- Section 790.401(2)(e) and (3)(c), F.S., relating to risk protection orders.
- Section 901.15(6), F.S., relating to when arrest by an officer without warrant is lawful.
- Section 901.41(5), F.S., relating to prearrest diversion programs.
- Section 921.141(6)(p), F.S., relating to sentence of death or life imprisonment for capital felonies.
- Section 921.1425(7)(j), F.S., relating to sentence of death or life imprisonment for capital sexual battery.
- Section 921.1427(7)(i), F.S. relating to sentence of death or life imprisonment for capital human trafficking of vulnerable persons for sexual exploitation.
- Section 934.425(3), F.S., relating to installation or use of tracking devices or tracking applications.

Section 24 provides that the bill is effective on July 1, 2026.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not appear to require the cities and counties to expend funds or limit their authority to raise revenue or receive state-shared revenues as specified by Art. VII, s. 18 of the State Constitution.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

There is likely a negative indeterminate fiscal impact associated with the creation of a new cause for a protective injunction due to an increase in petitions being filed. The clerk of the court may not assess a fee for filing a petition for injunction against repeat violence, sexual violence, or dating violence. However, subject to legislative appropriation, the clerk of court may, each quarter, submit to the Justice Administrative Commission a certified request for reimbursement for petitions for protection issued by the court at the rate of \$40 per petition.²⁹ Additionally, the bill incorporates injunctions for serious violence by a known person as an aggravating factor in various sentences to include the sentence of death or life imprisonment, leading to an increase in death penalty sentences.

The bill also provides that a person who willfully violates an injunction for protection against serious violence by a known person commits a first degree misdemeanor or third degree felony depending on the circumstances. This may lead to an increase in arrests and subsequent court fees and fines.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 784.046, 44.407, 61.13, 61.1825, 394.4597, 394.4598, 741.313, 784.047, 784.048, and 934.03.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Criminal Justice on November 18, 2025:

The committee substitute:

- Creates a separate cause of action for a protective injunction for serious violence by a known person.
- Defines “serious violence by a known person” as an act of violence between individuals who are known to one another, when such violence causes serious bodily injury. The term “serious bodily injury” means a physical condition that creates a

²⁹ Section 784.046(3)(a), F.S.

substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Sharief

35-00469-26

2026210__

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 119.0714, F.S.; providing an exemption from public
 4 records requirements for petitions, and the contents
 5 thereof, for injunctions for protection against
 6 serious violence by a known person; providing an
 7 exemption from public records requirements for
 8 information that can be used to identify a petitioner
 9 or respondent in such a petition for an injunction;
 10 providing a statement of public necessity; providing a
 11 contingent effective date.
 12
 13 Be It Enacted by the Legislature of the State of Florida:
 14
 15 Section 1. Paragraph (k) of subsection (1) of section
 16 119.0714, Florida Statutes, is amended to read:
 17 119.0714 Court files; court records; official records.—
 18 (1) COURT FILES.—Nothing in this chapter shall be construed
 19 to exempt from s. 119.07(1) a public record that was made a part
 20 of a court file and that is not specifically closed by order of
 21 court, except:
 22 (k)1. A petition, and the contents thereof, for an
 23 injunction for protection against domestic violence, repeat
 24 violence, dating violence, sexual violence, serious violence by
 25 a known person, stalking, or cyberstalking ~~which that~~ is
 26 dismissed without a hearing, dismissed at an ex parte hearing
 27 due to failure to state a claim or lack of jurisdiction, or
 28 dismissed for any reason having to do with the sufficiency of
 29 the petition itself without an injunction being issued on or

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35-00469-26

2026210__

30 after July 1, 2017, is exempt from s. 119.07(1) and s. 24(a),
 31 Art. I of the State Constitution.
 32 2. A petition, and the contents thereof, for an injunction
 33 for protection against domestic violence, repeat violence,
 34 dating violence, sexual violence, stalking, or cyberstalking
 35 ~~which that~~ is dismissed without a hearing, dismissed at an ex
 36 parte hearing due to failure to state a claim or lack of
 37 jurisdiction, or dismissed for any reason having to do with the
 38 sufficiency of the petition itself without an injunction being
 39 issued before July 1, 2017, is exempt from s. 119.07(1) and s.
 40 24(a), Art. I of the State Constitution only upon request by an
 41 individual named in the petition as a respondent. The request
 42 must be in the form of a signed, legibly written request
 43 specifying the case name, case number, document heading, and
 44 page number. The request must be delivered by mail, facsimile,
 45 or electronic transmission or in person to the clerk of the
 46 court. A fee may not be charged for such request.
 47 3. Any information that can be used to identify a
 48 petitioner or respondent in a petition for an injunction against
 49 domestic violence, repeat violence, dating violence, sexual
 50 violence, serious violence by a known person, stalking, or
 51 cyberstalking, and any affidavits, notice of hearing, and
 52 temporary injunction, is confidential and exempt from s.
 53 119.07(1) and s. 24(a), Art. I of the State Constitution until
 54 the respondent has been personally served with a copy of the
 55 petition for injunction, affidavits, notice of hearing, and
 56 temporary injunction.
 57 Section 2. (1) The Legislature finds that it is a public
 58 necessity that a petition, and the contents thereof, for an

Page 2 of 4

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2026210__

injunction for protection against serious violence by a known person which is dismissed without a hearing, dismissed at an ex parte hearing due to failure to state a claim or lack of jurisdiction, or dismissed for any reason having to do with the sufficiency of the petition itself without an injunction being issued be made exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. The Legislature finds that the existence of, and the unverified allegations contained in, such a petition may be defamatory to an individual named in it and cause unwarranted damage to the reputation of such individual. The Legislature further finds that removing such a record from public disclosure is the sole means of protecting the reputation of such an individual.

(2) Additionally, the Legislature finds that it is a public necessity that any information that can be used to identify a petitioner or respondent in a petition for an injunction against serious violence by a known person, and any affidavits, notice of hearing, and temporary injunction, be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. The release of such information before the respondent has been personally served with a copy of the petition, affidavits, notice of hearing, or temporary injunction could significantly threaten the physical safety and security of persons seeking protection through injunctive proceedings and their families, and of law enforcement tasked with serving the petition for injunction, affidavits, notice of hearing, or temporary injunction on the respondent. The harm that may result from the release of the information outweighs any public benefit that might result from

35-00469-26

2026210__

public disclosure of the information.

Section 3. This act shall take effect on the same date that SB 32 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 2
Sponsor: S

Subject: Public Records/Petitions for Injunctions for Protection
Against Serious Violence by a Known Person

Final Action: Favorable

S-010 (10/10/09)
Page 1 of 2

The Florida Senate
COMMITTEE VOTE RECORD

<p>Committee: Appropriations Committee on Criminal and Civil Justice</p> <p>Meeting Date: Wednesday, January 21, 2026</p> <p>Time: 1:30—3:30 p.m.</p> <p>Place: 37 Senate Building</p> <p>Bill #: SB 210</p> <p>Final Action: Favorable</p>	<p>Tab #: 2</p> <p>Sponsor: Sharief</p> <p>Subject: Public Records/Petitions for Injunctions for Protection Against Serious Violence by a Known Person</p>
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CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting



The Florida Senate

Committee Agenda Request

To: Senator Ileana Garcia, Chair
Appropriations Committee on Criminal and Civil Justice

Subject: Committee Agenda Request

Date: November 18, 2025

I respectfully request that **Senate Bill # 210**, relating to Public Records/Petitions for Injunctions for Protection Against Serious Violence by a Known Person, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in black ink, appearing to read "B. Sharief", is written over a horizontal line.

Senator Barbara Sharief
Florida Senate, District 35

January 21, 2026

The Florida Senate

DUPLICATE

APPEARANCE RECORD

210

Meeting Date

Criminal & Civil Approps

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name **Barney Bishop**

Phone **8505109922**

Address **1454 Vieux Carre Drive**

Email **Barney@BarneyBishop.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Smart Justice Alliance

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: SB 210

INTRODUCER: Senator Sharief and others

SUBJECT: Public Records/Petitions for Injunctions for Protection Against Serious Violence by a Known Person

DATE: January 20, 2026

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Wyant	Stokes	CJ	Favorable
2.	Kolich	Harkness	ACJ	Favorable
3.			FP	

I. Summary:

SB 210 amends s. 119.0714, F.S., to create a public records exemption for petitions, and the contents thereof, for injunctions for protection against serious violence by a known person if the petition is dismissed without a hearing, dismissed at an ex parte hearing due to failure to state a claim or lack of jurisdiction, or dismissed for any reason having to do with the sufficiency of the petition itself without an injunction being issued.

Additionally, the exemption applies to any information that can be used to identify a petitioner or respondent in a petition for an injunction against serious violence by a known person until the respondent has been personally served with a copy of the petition for injunction, affidavits, notice of hearing, and temporary injunction.

The bill provides a statement of public necessity as required by the State Constitution, and because it creates a new public records exemption it requires a two-thirds vote of the members present and voting in each house of the Legislature for final passage.

The bill takes effect on the same day as SB 32 or any similar legislation. As filed, SB 32 takes effect on July 1, 2026.

II. Present Situation:

Access to Public Records - Generally

The Florida Constitution provides that the public has the right to inspect or copy records made or received in connection with official governmental business.¹ The right to inspect or copy applies

¹ FLA. CONST. art. I, s. 24(a).

to the official business of any public body, officer, or employee of the state, including all three branches of state government, local governmental entities, and any person acting on behalf of the government.²

Additional requirements and exemptions related to public records are found in various statutes and rules, depending on the branch of government involved. For instance, s. 11.0431, F.S., provides public access requirements for legislative records. Relevant exemptions are codified in s. 11.0431(2)-(3), F.S., and adopted in the rules of each house of the Legislature.³ Florida Rule of Judicial Administration 2.420 governs public access to judicial branch records.⁴ Lastly, ch. 119, F.S., known as the Public Records Act, provides requirements for public records held by executive branch and local government agencies.

Open Government Sunset Review Act – Exceptions for the Judicial Branch

The “Open Government Sunset Review Act” contained in s. 119.15, F.S., provides for the review and repeal or reenactment of an exemption in the 5th year after the enactment of a new exemption or substantial amendment of an existing exemption. However, these requirements do not apply to an exemption that is required by federal law or that applies solely to the Legislature *or the State Court System*.⁵ As such, public records exemptions enacted by the Legislature which apply solely to the State Court System are not subject to the 5 year review.

Injunctions for Protection

Though there are several causes of action for injunctions under Florida law, for example, an injunction for protection against stalking⁶ and an injunction for protection against exploitation of a vulnerable adult,⁷ there does not appear to be a protective injunction for all acts of violence.

Under s. 784.046, F.S., there are three protective injunctions a person may petition for certain types of violence:⁸ an injunction for protection in cases of repeat violence,⁹ an injunction for protection in cases of dating violence,¹⁰ and an injunction for protection in cases of sexual

² *Id.*

³ See Rule 1.48, *Rules and Manual of the Florida Senate*, (2024-2026) and Rules 14.1 and 14.2, *The Rules of the Florida House of Representatives*, Edition 1 (2024-2026).

⁴ Florida Bar, *Florida Rules of Court Procedure*, Rule 2.420, Public Access to and Protection of Judicial Branch Records, pg. 102 available at https://www-media.floridabar.org/uploads/2026/01/2026_07-JAN-Florida-Rules-of-General-Practice-and-Judicial-Administration-1-1-2026-2.pdf (last visited Jan. 19, 2026).

⁵ Section 119.15(2)(b), F.S.

⁶ Section 784.0485, F.S.

⁷ Section 825.1035, F.S.

⁸ “Violence” means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, or false imprisonment, or any criminal offense resulting in physical injury or death, by a person against any other person. Section 784.046(1)(a), F.S.

⁹ “Repeat violence” means two incidents of violence or stalking committed by the respondent, one of which must have been within 6 months of the filing of the petition, which are directed against the petitioner or the petitioner’s immediate family member. Section 784.046(1)(b), F.S.

¹⁰ “Dating violence” means violence between individuals who have or have had a continuing and significant relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on the consideration of certain factors. Section 784.046(1)(d), F.S.

violence.^{11,12} However, this section is limited dependent on the nature of the relationship or the act of repeated or sexual violence.

III. Effect of Proposed Changes:

The bill amends s. 119.0714, F.S., to create a public records exemption for petitions, and the contents thereof, for the cause of action for a protective injunction for serious violence by a known person (created in SB 32), if the petition is dismissed without a hearing, dismissed at an ex parte hearing due to failure to state a claim or lack of jurisdiction, or dismissed for any reason having to do with the sufficiency of the petition itself without an injunction being issued.

Additionally, the exemption applies to any information that can be used to identify a petitioner or respondent in a petition for an injunction against serious violence by a known person, is confidential and exempt until the respondent has been personally served with a copy of the petition for injunction, affidavits, notice of hearing, and temporary injunction.

The bill provides a statement of public necessity as required by the State Constitution, and because it creates a new public records exemption it requires a two-thirds vote of the members present and voting in each house of the Legislature for final passage.

The bill takes effect the same day SB 32 or any similar legislation does, if it is adopted in the same legislative session or an extension thereof. As filed, SB 32 takes effect July 1, 2026.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not appear to require the cities and counties to expend funds or limit their authority to raise revenue or receive state-shared revenues as specified by Art. VII, s. 18 of the State Constitution.

B. Public Records/Open Meetings Issues:

Vote Requirement

Article I, s. 24(c) of the State Constitution requires a two-thirds vote of the members present and voting for final passage of a bill creating or expanding an exemption to the public records requirements. This bill enacts a new exemption for records pertaining to an injunction for protection against serious violence by a known person; therefore, the bill requires a two-thirds vote of each chamber for enactment.

Public Necessity Statement

¹¹ “Sexual violence” means any one incident of: sexual battery, lewd or lascivious act committed upon or in the presence of a person younger than 16 years of age, luring or enticing a child, sexual performance by a child, or any other forcible felony wherein a sexual act is committed or attempted. Section 784.046(1)(c), F.S.

¹² Section 784.046(2), F.S.

Article I, s. 24(c) of the State Constitution requires a bill creating or expanding an exemption to the public records requirements to state with specificity the public necessity justifying the exemption. Section 2 of the bill contains a statement of public necessity for the exemption.

Breadth of Exemption

Article I, s. 24(c) of the State Constitution requires an exemption to the public records requirements to be no broader than necessary to accomplish the stated purpose of the law. The purpose of the law is to protect victims of serious violence by a known person, and the bill exempts only records pertaining to a petition, and the contents thereof, from the public records requirements. The exemption does not appear to be broader than necessary to accomplish the purpose of the law.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 119.0714 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Yarborough

4-00311B-26

2026432

A bill to be entitled

An act relating to controlled substances; amending s. 893.03, F.S.; adding 7-Hydroxymitragynine as a Schedule I controlled substance; excepting from the list of Schedule I controlled substances certain xylazine animal drug products approved by the United States Food and Drug Administration and used for certain purposes; amending s. 893.13, F.S.; providing criminal penalties and requiring a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver xylazine; amending s. 893.135, F.S.; creating the offense of trafficking in xylazine; providing criminal penalties and requiring a mandatory minimum term of imprisonment and fines based on the quantity of the controlled substance involved in the offense; providing effective dates.

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

Section 1. Effective July 1, 2026, paragraphs (a) and (c) of subsection (1) of section 893.03, Florida Statutes, are amended to read:

893.03 Standards and schedules.—The substances enumerated in this section are controlled by this chapter. The controlled substances listed or to be listed in Schedules I, II, III, IV, and V are included by whatever official, common, usual, chemical, trade name, or class designated. The provisions of this section shall not be construed to include within any of the

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schedules contained in this section any excluded drugs listed within the purview of 21 C.F.R. s. 1308.22, styled "Excluded Substances"; 21 C.F.R. s. 1308.24, styled "Exempt Chemical Preparations"; 21 C.F.R. s. 1308.32, styled "Exempted Prescription Products"; or 21 C.F.R. s. 1308.34, styled "Exempt Anabolic Steroid Products."

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

- (a) Unless specifically excepted or unless listed in another schedule, any of the following substances, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation:
1. Acetyl-alpha-methylfentanyl.
 2. Acetylmethadol.
 3. Allylprodine.
 4. Alphacetylmethadol (except levo-alphacetylmethadol, also known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM).
 5. Alphamethadol.
 6. Alpha-methylfentanyl (N-[1-(alpha-methyl-betaphenyl) ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine).
 7. Alpha-methylthiofentanyl.
 8. Alphameprodine.

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59 9. Benzethidine.
 60 10. Benzylfentanyl.
 61 11. Betacetylmethadol.
 62 12. Beta-hydroxyfentanyl.
 63 13. Beta-hydroxy-3-methylfentanyl.
 64 14. Betameprodine.
 65 15. Betamethadol.
 66 16. Betaprodine.
 67 17. Clonitazene.
 68 18. Dextromoramide.
 69 19. Diampromide.
 70 20. Diethylthiambutene.
 71 21. Difenoxin.
 72 22. Dimenoxadol.
 73 23. Dimepheptanol.
 74 24. Dimethylthiambutene.
 75 25. Dioxaphetyl butyrate.
 76 26. Dipipanone.
 77 27. Ethylmethylthiambutene.
 78 28. Etonitazene.
 79 29. Etoxidine.
 80 30. Flunitrazepam.
 81 31. Furethidine.
 82 32. Hydroxypethidine.
 83 33. Ketobemidone.
 84 34. Levomoramide.
 85 35. Levophenacymorphan.
 86 36. Desmethylprodine (1-Methyl-4-Phenyl-4-
 87 Propionoxypiperidine).

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88 37. 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-
 89 piperidyl]-N-phenylpropanamide).
 90 38. 3-Methylthiofentanyl.
 91 39. Morpheridine.
 92 40. Noracymethadol.
 93 41. Norlevorphanol.
 94 42. Normethadone.
 95 43. Norpipanone.
 96 44. Para-Fluorofentanyl.
 97 45. Phenadoxone.
 98 46. Phenampromide.
 99 47. Phenomorphan.
 100 48. Phenoperidine.
 101 49. PEPAP (1-(2-Phenylethyl)-4-Phenyl-4-
 102 Acetyloxypiperidine).
 103 50. Piritramide.
 104 51. Proheptazine.
 105 52. Properidine.
 106 53. Propiram.
 107 54. Racemoramide.
 108 55. Thenylfentanyl.
 109 56. Thiofentanyl.
 110 57. Tianeptide.
 111 58. Tilidine.
 112 59. Trimeperidine.
 113 60. Acetylfentanyl.
 114 61. Butyrylfentanyl.
 115 62. Beta-Hydroxythiofentanyl.
 116 63. Fentanyl derivatives. Unless specifically excepted,

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listed in another schedule, or contained within a pharmaceutical product approved by the United States Food and Drug Administration, any material, compound, mixture, or preparation, including its salts, isomers, esters, or ethers, and salts of isomers, esters, or ethers, whenever the existence of such salts is possible within any of the following specific chemical designations containing a 4-anilidopiperidine structure:

a. With or without substitution at the carbonyl of the aniline moiety with alkyl, alkenyl, carboalkoxy, cycloalkyl, methoxyalkyl, cyanoalkyl, or aryl groups, or furanyl, dihydrofuranyl, benzyl moiety, or rings containing heteroatoms sulfur, oxygen, or nitrogen;

b. With or without substitution at the piperidine amino moiety with a phenethyl, benzyl, alkylaryl (including heteroaromatics), alkyltetrazolyl ring, or an alkyl or carbomethoxy group, whether or not further substituted in the ring or group;

c. With or without substitution or addition to the piperidine ring to any extent with one or more methyl, carbomethoxy, methoxy, methoxymethyl, aryl, allyl, or ester groups;

d. With or without substitution of one or more hydrogen atoms for halogens, or methyl, alkyl, or methoxy groups, in the aromatic ring of the anilide moiety;

e. With or without substitution at the alpha or beta position of the piperidine ring with alkyl, hydroxyl, or methoxy groups;

f. With or without substitution of the benzene ring of the anilide moiety for an aromatic heterocycle; and

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g. With or without substitution of the piperidine ring for a pyrrolidine ring, perhydroazepine ring, or azepine ring;

excluding, Alfentanil, Carfentanil, Fentanyl, and Sufentanil; including, but not limited to:

(I) Acetyl-alpha-methylfentanyl.

(II) Alpha-methylfentanyl (N-[1-(alpha-methyl-betaphenyl)ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine).

(III) Alpha-methylthiofentanyl.

(IV) Benzylfentanyl.

(V) Beta-hydroxyfentanyl.

(VI) Beta-hydroxy-3-methylfentanyl.

(VII) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide).

(VIII) 3-Methylthiofentanyl.

(IX) Para-Fluorofentanyl.

(X) Thenylfentanyl or Thienyl fentanyl.

(XI) Thiofentanyl.

(XII) Acetylfentanyl.

(XIII) Butyrylfentanyl.

(XIV) Beta-Hydroxythiofentanyl.

(XV) Lofentanil.

(XVI) Ocfentanil.

(XVII) Ohmfentanyl.

(XVIII) Benzodioxolefentanyl.

(XIX) Furanyl fentanyl.

(XX) Pentanoyl fentanyl.

(XXI) Cyclopentyl fentanyl.

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175 (XXII) Isobutyryl fentanyl.
 176 (XXIII) Remifentanyl.
 177 64. Nitazene derivatives. Unless specifically excepted,
 178 listed in another schedule, or contained within a pharmaceutical
 179 product approved by the United States Food and Drug
 180 Administration, any material, compound, mixture, or preparation,
 181 including its salts, isomers, esters, or ethers, and salts of
 182 isomers, esters, or ethers, whenever the existence of such salts
 183 is possible within any of the following specific chemical
 184 designations containing a benzimidazole ring with an ethylamine
 185 substitution at the 1-position and a benzyl ring substitution at
 186 the 2-position structure:
 187 a. With or without substitution on the benzimidazole ring
 188 with alkyl, alkoxy, carboalkoxy, amino, nitro, or aryl groups,
 189 or halogens;
 190 b. With or without substitution at the ethylamine amino
 191 moiety with alkyl, dialkyl, acetyl, or benzyl groups, whether or
 192 not further substituted in the ring system;
 193 c. With or without inclusion of the ethylamine amino moiety
 194 in a cyclic structure;
 195 d. With or without substitution of the benzyl ring; or
 196 e. With or without replacement of the benzyl ring with an
 197 aromatic ring, including, but not limited to:
 198 (I) Butonitazene.
 199 (II) Clonitazene.
 200 (III) Etodesnitazene.
 201 (IV) Etonitazene.
 202 (V) Flunitazene.
 203 (VI) Isotodesnitazene.

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204 (VII) Isotonitazene.
 205 (VIII) Metodesnitazene.
 206 (IX) Metonitazene.
 207 (X) Nitazene.
 208 (XI) N-Desethyl Etonitazene.
 209 (XII) N-Desethyl Isotonitazene.
 210 (XIII) N-Piperidino Etonitazene.
 211 (XIV) N-Pyrrolidino Etonitazene.
 212 (XV) Protonitazene.
 213 65. 7-Hydroxymitragynine (methyl (E)-2-[(2S,3S,7aS,12bS)-3-
 214 ethyl-7a-hydroxy-8-methoxy-2,3,4,6,7,12b-hexahydro-1H-
 215 indolo[2,3-a]quinolizin-2-yl]-3-methoxyprop-2-enoate)
 216 concentrated at a level above 400 parts per million on a dry-
 217 weight basis.
 218 (c) Unless specifically excepted or unless listed in
 219 another schedule, any material, compound, mixture, or
 220 preparation that contains any quantity of the following
 221 hallucinogenic substances or that contains any of their salts,
 222 isomers, including optical, positional, or geometric isomers,
 223 homologues, nitrogen-heterocyclic analogs, esters, ethers, and
 224 salts of isomers, homologues, nitrogen-heterocyclic analogs,
 225 esters, or ethers, if the existence of such salts, isomers, and
 226 salts of isomers is possible within the specific chemical
 227 designation or class description:
 228 1. Alpha-Ethyltryptamine.
 229 2. 4-Methylaminorex (2-Amino-4-methyl-5-phenyl-2-
 230 oxazoline).
 231 3. Aminorex (2-Amino-5-phenyl-2-oxazoline).
 232 4. DOB (4-Bromo-2,5-dimethoxyamphetamine).

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- 233 5. 2C-B (4-Bromo-2,5-dimethoxyphenethylamine).
 234 6. Bufotenine.
 235 7. Cannabis.
 236 8. Cathinone.
 237 9. DET (Diethyltryptamine).
 238 10. 2,5-Dimethoxyamphetamine.
 239 11. DOET (4-Ethyl-2,5-Dimethoxyamphetamine).
 240 12. DMT (Dimethyltryptamine).
 241 13. PCE (N-Ethyl-1-phenylcyclohexylamine) (Ethylamine
 242 analog of phencyclidine).
 243 14. JB-318 (N-Ethyl-3-piperidyl benzilate).
 244 15. N-Ethylamphetamine.
 245 16. Fenethylamine.
 246 17. 3,4-Methylenedioxy-N-hydroxyamphetamine.
 247 18. Ibogaine.
 248 19. LSD (Lysergic acid diethylamide).
 249 20. Mescaline.
 250 21. Methcathinone.
 251 22. 5-Methoxy-3,4-methylenedioxyamphetamine.
 252 23. PMA (4-Methoxyamphetamine).
 253 24. PMMA (4-Methoxymethamphetamine).
 254 25. DOM (4-Methyl-2,5-dimethoxyamphetamine).
 255 26. MDEA (3,4-Methylenedioxy-N-ethylamphetamine).
 256 27. MDA (3,4-Methylenedioxyamphetamine).
 257 28. JB-336 (N-Methyl-3-piperidyl benzilate).
 258 29. N,N-Dimethylamphetamine.
 259 30. Parahexyl.
 260 31. Peyote.
 261 32. PCPY (N-(1-Phenylcyclohexyl)-pyrrolidine) (Pyrrolidine

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- 262 analog of phencyclidine).
 263 33. Psilocybin.
 264 34. Psilocyn.
 265 35. *Salvia divinorum*, except for any drug product approved
 266 by the United States Food and Drug Administration which contains
 267 *Salvia divinorum* or its isomers, esters, ethers, salts, and
 268 salts of isomers, esters, and ethers, if the existence of such
 269 isomers, esters, ethers, and salts is possible within the
 270 specific chemical designation.
 271 36. Salvinorin A, except for any drug product approved by
 272 the United States Food and Drug Administration which contains
 273 Salvinorin A or its isomers, esters, ethers, salts, and salts of
 274 isomers, esters, and ethers, if the existence of such isomers,
 275 esters, ethers, and salts is possible within the specific
 276 chemical designation.
 277 37. Xylazine, except for a xylazine animal drug product
 278 approved by the United States Food and Drug Administration and
 279 the use of which conforms to the approved application or is
 280 authorized under 21 U.S.C. s. 360b(a)(4). The manufacture,
 281 importation, distribution, prescribing, or sale of xylazine for
 282 human use is not subject to this exception.
 283 38. TCP (1-[1-(2-Thienyl)-cyclohexyl]-piperidine)
 284 (Thiophene analog of phencyclidine).
 285 39. 3,4,5-Trimethoxyamphetamine.
 286 40. Methylone (3,4-Methylenedioxymethcathinone).
 287 41. MDPV (3,4-Methylenedioxypyrovalerone).
 288 42. Methylmethcathinone.
 289 43. Methoxymethcathinone.
 290 44. Fluoromethcathinone.

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- 291 45. Methylethcathinone.
- 292 46. CP 47,497 (2-(3-Hydroxycyclohexyl)-5-(2-methyloctan-2-
- 293 yl)phenol) and its dimethyloctyl (C8) homologue.
- 294 47. HU-210 [(6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-
- 295 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol].
- 296 48. JWH-018 (1-Pentyl-3-(1-naphthoyl)indole).
- 297 49. JWH-073 (1-Butyl-3-(1-naphthoyl)indole).
- 298 50. JWH-200 (1-[2-(4-Morpholinyl)ethyl]-3-(1-
- 299 naphthoyl)indole).
- 300 51. BZP (Benzylpiperazine).
- 301 52. Fluorophenylpiperazine.
- 302 53. Methylphenylpiperazine.
- 303 54. Chlorophenylpiperazine.
- 304 55. Methoxyphenylpiperazine.
- 305 56. DBZP (1,4-Dibenzylpiperazine).
- 306 57. TFMPP (Trifluoromethylphenylpiperazine).
- 307 58. MBDB (Methylbenzodioxolylbutanamine) or (3,4-
- 308 Methylenedioxy-N-methylbutanamine).
- 309 59. 5-Hydroxy-AMT (5-Hydroxy-alpha-methyltryptamine).
- 310 60. 5-Hydroxy-N-methyltryptamine.
- 311 61. 5-MeO-MiPT (5-Methoxy-N-methyl-N-isopropyltryptamine).
- 312 62. 5-MeO-AMT (5-Methoxy-alpha-methyltryptamine).
- 313 63. Methyltryptamine.
- 314 64. 5-MeO-DMT (5-Methoxy-N,N-dimethyltryptamine).
- 315 65. 5-Me-DMT (5-Methyl-N,N-dimethyltryptamine).
- 316 66. Tyramine (4-Hydroxyphenethylamine).
- 317 67. 5-MeO-DiPT (5-Methoxy-N,N-Diisopropyltryptamine).
- 318 68. DiPT (N,N-Diisopropyltryptamine).
- 319 69. DPT (N,N-Dipropyltryptamine).

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- 320 70. 4-Hydroxy-DiPT (4-Hydroxy-N,N-diisopropyltryptamine).
- 321 71. 5-MeO-DALT (5-Methoxy-N,N-Diallyltryptamine).
- 322 72. DOI (4-Iodo-2,5-dimethoxyamphetamine).
- 323 73. DOC (4-Chloro-2,5-dimethoxyamphetamine).
- 324 74. 2C-E (4-Ethyl-2,5-dimethoxyphenethylamine).
- 325 75. 2C-T-4 (4-Isopropylthio-2,5-dimethoxyphenethylamine).
- 326 76. 2C-C (4-Chloro-2,5-dimethoxyphenethylamine).
- 327 77. 2C-T (4-Methylthio-2,5-dimethoxyphenethylamine).
- 328 78. 2C-T-2 (4-Ethylthio-2,5-dimethoxyphenethylamine).
- 329 79. 2C-T-7 (4-(n)-Propylthio-2,5-dimethoxyphenethylamine).
- 330 80. 2C-I (4-Iodo-2,5-dimethoxyphenethylamine).
- 331 81. Butylone (3,4-Methylenedioxy-alpha-
- 332 methylaminobutyrophenone).
- 333 82. Ethcathinone.
- 334 83. Ethylone (3,4-Methylenedioxy-N-ethylcathinone).
- 335 84. Naphyrone (Naphthylpyrovalerone).
- 336 85. Dimethylone (3,4-Methylenedioxy-N,N-dimethylcathinone).
- 337 86. 3,4-Methylenedioxy-N,N-diethylcathinone.
- 338 87. 3,4-Methylenedioxy-propiofenone.
- 339 88. 3,4-Methylenedioxy-alpha-bromopropiofenone.
- 340 89. 3,4-Methylenedioxy-propiofenone-2-oxime.
- 341 90. 3,4-Methylenedioxy-N-acetylcathinone.
- 342 91. 3,4-Methylenedioxy-N-acetylmethcathinone.
- 343 92. 3,4-Methylenedioxy-N-acetylethcathinone.
- 344 93. Bromomethcathinone.
- 345 94. Buphedrone (alpha-Methylamino-butyrophenone).
- 346 95. Eutylone (3,4-Methylenedioxy-alpha-
- 347 ethylaminobutyrophenone).
- 348 96. Dimethylcathinone.

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- 349 97. Dimethylmethcathinone.
 350 98. Pentylone (3,4-Methylenedioxy-alpha-
 351 methylaminovalerophenone).
 352 99. MDPPP (3,4-Methylenedioxy-alpha-
 353 pyrrolidinopropiophenone).
 354 100. MDPBP (3,4-Methylenedioxy-alpha-
 355 pyrrolidinobutyrophenone).
 356 101. MOPPP (Methoxy-alpha-pyrrolidinopropiophenone).
 357 102. MPHP (Methyl-alpha-pyrrolidino~~hexan~~ophenone).
 358 103. BTCP (Benzothiophenylcyclohexylpiperidine) or BCP
 359 (Benocyclidine).
 360 104. F-MABP (Fluoromethylaminobutyrophenone).
 361 105. MeO-PBP (Methoxypyrrolidinobutyrophenone).
 362 106. Et-PBP (Ethylpyrrolidinobutyrophenone).
 363 107. 3-Me-4-MeO-MCAT (3-Methyl-4-Methoxymethcathinone).
 364 108. Me-EABP (Methylethylaminobutyrophenone).
 365 109. Etizolam.
 366 110. PPP (Pyrrolidinopropiophenone).
 367 111. PBP (Pyrrolidinobutyrophenone).
 368 112. PVP (Pyrrolidinovalerophenone) or
 369 (Pyrrolidinopentiophenone).
 370 113. MPPP (Methyl-alpha-pyrrolidinopropiophenone).
 371 114. JWH-007 (1-Pentyl-2-methyl-3-(1-naphthoyl)indole).
 372 115. JWH-015 (1-Propyl-2-methyl-3-(1-naphthoyl)indole).
 373 116. JWH-019 (1-Hexyl-3-(1-naphthoyl)indole).
 374 117. JWH-020 (1-Heptyl-3-(1-naphthoyl)indole).
 375 118. JWH-072 (1-Propyl-3-(1-naphthoyl)indole).
 376 119. JWH-081 (1-Pentyl-3-(4-methoxy-1-naphthoyl)indole).
 377 120. JWH-122 (1-Pentyl-3-(4-methyl-1-naphthoyl)indole).

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- 378 121. JWH-133 ((6aR,10aR)-6,6,9-Trimethyl-3-(2-methylpentan-
 379 2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromene).
 380 122. JWH-175 (1-Pentyl-3-(1-naphthylmethyl)indole).
 381 123. JWH-201 (1-Pentyl-3-(4-methoxyphenylacetyl)indole).
 382 124. JWH-203 (1-Pentyl-3-(2-chlorophenylacetyl)indole).
 383 125. JWH-210 (1-Pentyl-3-(4-ethyl-1-naphthoyl)indole).
 384 126. JWH-250 (1-Pentyl-3-(2-methoxyphenylacetyl)indole).
 385 127. JWH-251 (1-Pentyl-3-(2-methylphenylacetyl)indole).
 386 128. JWH-302 (1-Pentyl-3-(3-methoxyphenylacetyl)indole).
 387 129. JWH-398 (1-Pentyl-3-(4-chloro-1-naphthoyl)indole).
 388 130. HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-
 389 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-
 390 ol).
 391 131. HU-308 ([(1R,2R,5R)-2-[2,6-Dimethoxy-4-(2-methyloctan-
 392 2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-enyl]
 393 methanol).
 394 132. HU-331 (3-Hydroxy-2-[(1R,6R)-3-methyl-6-(1-
 395 methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-
 396 1,4-dione).
 397 133. CB-13 (4-Pentyloxy-1-(1-naphthoyl)naphthalene).
 398 134. CB-25 (N-Cyclopropyl-11-(3-hydroxy-5-pentylphenoxy)-
 399 undecanamide).
 400 135. CB-52 (N-Cyclopropyl-11-(2-hexyl-5-hydroxyphenoxy)-
 401 undecanamide).
 402 136. CP 55,940 (2-[3-Hydroxy-6-propanol-cyclohexyl]-5-(2-
 403 methyloctan-2-yl)phenol).
 404 137. AM-694 (1-(5-Fluoropentyl)-3-(2-iodobenzoyl)indole).
 405 138. AM-2201 (1-(5-Fluoropentyl)-3-(1-naphthoyl)indole).
 406 139. RCS-4 (1-Pentyl-3-(4-methoxybenzoyl)indole).

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407 140. RCS-8 (1-(2-Cyclohexylethyl)-3-(2-
 408 methoxyphenylacetyl)indole).
 409 141. WIN55,212-2 ((R)-(+)-[2,3-Dihydro-5-methyl-3-(4-
 410 morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-
 411 naphthalenylmethanone).
 412 142. WIN55,212-3 ([(3S)-2,3-Dihydro-5-methyl-3-(4-
 413 morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-
 414 naphthalenylmethanone).
 415 143. Pentedrone (alpha-Methylaminovalerophenone).
 416 144. Fluoroamphetamine.
 417 145. Fluoromethamphetamine.
 418 146. Methoxetamine.
 419 147. Methiopropamine.
 420 148. Methylbuphedrone (Methyl-alpha-
 421 methylaminobutyrophenone).
 422 149. APB ((2-Aminopropyl)benzofuran).
 423 150. APDB ((2-Aminopropyl)-2,3-dihydrobenzofuran).
 424 151. UR-144 (1-Pentyl-3-(2,2,3,3-
 425 tetramethylcyclopropanoyl)indole).
 426 152. XLR11 (1-(5-Fluoropentyl)-3-(2,2,3,3-
 427 tetramethylcyclopropanoyl)indole).
 428 153. Chloro UR-144 (1-(Chloropentyl)-3-(2,2,3,3-
 429 tetramethylcyclopropanoyl)indole).
 430 154. AKB48 (N-Adamant-1-yl 1-pentylindazole-3-carboxamide).
 431 155. AM-2233 (1-[(N-Methyl-2-piperidinyl)methyl]-3-(2-
 432 iodobenzoyl)indole).
 433 156. STS-135 (N-Adamant-1-yl 1-(5-fluoropentyl)indole-3-
 434 carboxamide).
 435 157. URB-597 ((3'-(Aminocarbonyl)[1,1'-biphenyl]-3-yl)-

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436 cyclohexylcarbamate).
 437 158. URB-602 ([1,1'-Biphenyl]-3-yl-carbamic acid,
 438 cyclohexyl ester).
 439 159. URB-754 (6-Methyl-2-[(4-methylphenyl)amino]-1-
 440 benzoxazin-4-one).
 441 160. 2C-D (4-Methyl-2,5-dimethoxyphenethylamine).
 442 161. 2C-H (2,5-Dimethoxyphenethylamine).
 443 162. 2C-N (4-Nitro-2,5-dimethoxyphenethylamine).
 444 163. 2C-P (4-(n)-Propyl-2,5-dimethoxyphenethylamine).
 445 164. 25I-NBOMe (4-Iodo-2,5-dimethoxy-[N-(2-
 446 methoxybenzyl)]phenethylamine).
 447 165. MDMA (3,4-Methylenedioxymethamphetamine).
 448 166. PB-22 (8-Quinoliny 1-pentylindole-3-carboxylate).
 449 167. Fluoro PB-22 (8-Quinoliny 1-(fluoropentyl)indole-3-
 450 carboxylate).
 451 168. BB-22 (8-Quinoliny 1-(cyclohexylmethyl)indole-3-
 452 carboxylate).
 453 169. Fluoro AKB48 (N-Adamant-1-yl 1-(fluoropentyl)indazole-
 454 3-carboxamide).
 455 170. AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
 456 pentylindazole-3-carboxamide).
 457 171. AB-FUBINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
 458 (4-fluorobenzyl)indazole-3-carboxamide).
 459 172. ADB-PINACA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-
 460 1-pentylindazole-3-carboxamide).
 461 173. Fluoro ADBICA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-
 462 yl)-1-(fluoropentyl)indole-3-carboxamide).
 463 174. 25B-NBOMe (4-Bromo-2,5-dimethoxy-[N-(2-
 464 methoxybenzyl)]phenethylamine).

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465 175. 25C-NBOMe (4-Chloro-2,5-dimethoxy-[N-(2-
 466 methoxybenzyl)]phenethylamine).
 467 176. AB-CHMINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
 468 (cyclohexylmethyl)indazole-3-carboxamide).
 469 177. FUB-PB-22 (8-Quinoliny1 1-(4-fluorobenzyl)indole-3-
 470 carboxylate).
 471 178. Fluoro-NNEI (N-Naphthalen-1-yl 1-(fluoropentyl)indole-
 472 3-carboxamide).
 473 179. Fluoro-AMB (N-(1-Methoxy-3-methyl-1-oxobutan-2-yl)-1-
 474 (fluoropentyl)indazole-3-carboxamide).
 475 180. THJ-2201 (1-(5-Fluoropentyl)-3-(1-naphthoyl)indazole).
 476 181. AM-855 ((4aR,12bR)-8-Hexyl-2,5,5-trimethyl-
 477 1,4,4a,8,9,10,11,12b-octahydronaphtho[3,2-c]isochromen-12-ol).
 478 182. AM-905 ((6aR,9R,10aR)-3-[(E)-Hept-1-enyl]-9-
 479 (hydroxymethyl)-6,6-dimethyl-6a,7,8,9,10,10a-
 480 hexahydrobenzo[c]chromen-1-ol).
 481 183. AM-906 ((6aR,9R,10aR)-3-[(Z)-Hept-1-enyl]-9-
 482 (hydroxymethyl)-6,6-dimethyl-6a,7,8,9,10,10a-
 483 hexahydrobenzo[c]chromen-1-ol).
 484 184. AM-2389 ((6aR,9R,10aR)-3-(1-Hexyl-cyclobut-1-yl)-
 485 6a,7,8,9,10,10a-hexahydro-6,6-dimethyl-6H-dibenzo[b,d]pyran-1,9
 486 diol).
 487 185. HU-243 ((6aR,8S,9S,10aR)-9-(Hydroxymethyl)-6,6-
 488 dimethyl-3-(2-methyloctan-2-yl)-8,9-ditritio-7,8,10,10a-
 489 tetrahydro-6aH-benzo[c]chromen-1-ol).
 490 186. HU-336 ((6aR,10aR)-6,6,9-Trimethyl-3-pentyl-
 491 6a,7,10,10a-tetrahydro-1H-benzo[c]chromene-1,4(6H)-dione).
 492 187. MAPB ((2-Methylaminopropyl)benzofuran).
 493 188. 5-IT (2-(1H-Indol-5-yl)-1-methyl-ethylamine).

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494 189. 6-IT (2-(1H-Indol-6-yl)-1-methyl-ethylamine).
 495 190. Synthetic Cannabinoids.—Unless specifically excepted
 496 or unless listed in another schedule or contained within a
 497 pharmaceutical product approved by the United States Food and
 498 Drug Administration, any material, compound, mixture, or
 499 preparation that contains any quantity of a synthetic
 500 cannabinoid found to be in any of the following chemical class
 501 descriptions, or homologues, nitrogen-heterocyclic analogs,
 502 isomers (including optical, positional, or geometric), esters,
 503 ethers, salts, and salts of homologues, nitrogen-heterocyclic
 504 analogs, isomers, esters, or ethers, whenever the existence of
 505 such homologues, nitrogen-heterocyclic analogs, isomers, esters,
 506 ethers, salts, and salts of isomers, esters, or ethers is
 507 possible within the specific chemical class or designation.
 508 Since nomenclature of these synthetically produced cannabinoids
 509 is not internationally standardized and may continually evolve,
 510 these structures or the compounds of these structures shall be
 511 included under this subparagraph, regardless of their specific
 512 numerical designation of atomic positions covered, if it can be
 513 determined through a recognized method of scientific testing or
 514 analysis that the substance contains properties that fit within
 515 one or more of the following categories:
 516 a. Tetrahydrocannabinols.—Any tetrahydrocannabinols
 517 naturally contained in a plant of the genus *Cannabis*, the
 518 synthetic equivalents of the substances contained in the plant
 519 or in the resinous extracts of the genus *Cannabis*, or synthetic
 520 substances, derivatives, and their isomers with similar chemical
 521 structure and pharmacological activity, including, but not
 522 limited to, Delta 9 tetrahydrocannabinols and their optical

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523 isomers, Delta 8 tetrahydrocannabinols and their optical
 524 isomers, Delta 6a,10a tetrahydrocannabinols and their optical
 525 isomers, or any compound containing a tetrahydrobenzo[c]chromene
 526 structure with substitution at either or both the 3-position or
 527 9-position, with or without substitution at the 1-position with
 528 hydroxyl or alkoxy groups, including, but not limited to:

529 (I) Tetrahydrocannabinol.

530 (II) HU-210 ((6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-
 531 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-
 532 ol).

533 (III) HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-
 534 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-
 535 ol).

536 (IV) JWH-051 ((6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-
 537 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromene).

538 (V) JWH-133 ((6aR,10aR)-6,6,9-Trimethyl-3-(2-methylpentan-
 539 2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromene).

540 (VI) JWH-057 ((6aR,10aR)-6,6,9-Trimethyl-3-(2-methyloctan-
 541 2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromene).

542 (VII) JWH-359 ((6aR,10aR)-1-Methoxy-6,6,9-trimethyl-3-(2,3-
 543 dimethylpentan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromene).

544 (VIII) AM-087 ((6aR,10aR)-3-(2-Methyl-6-bromohex-2-yl)-
 545 6,6,9-trimethyl-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol).

546 (IX) AM-411 ((6aR,10aR)-3-(1-Adamantyl)-6,6,9-trimethyl-
 547 6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol).

548 (X) Parahexyl.

549 b. Naphthoylindoles, Naphthoylindazoles,
 550 Naphthoylcarbazoles, Naphthylmethylindoles,
 551 Naphthylmethylindazoles, and Naphthylmethylcarbazoles.-Any

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552 compound containing a naphthoylindole, naphthoylindazole,
 553 naphthoylcarbazole, naphthylmethylindole,
 554 naphthylmethylindazole, or naphthylmethylcarbazole structure,
 555 with or without substitution on the indole, indazole, or
 556 carbazole ring to any extent, whether or not substituted on the
 557 naphthyl ring to any extent, including, but not limited to:

558 (I) JWH-007 (1-Pentyl-2-methyl-3-(1-naphthoyl)indole).

559 (II) JWH-011 (1-(1-Methylhexyl)-2-methyl-3-(1-
 560 naphthoyl)indole).

561 (III) JWH-015 (1-Propyl-2-methyl-3-(1-naphthoyl)indole).

562 (IV) JWH-016 (1-Butyl-2-methyl-3-(1-naphthoyl)indole).

563 (V) JWH-018 (1-Pentyl-3-(1-naphthoyl)indole).

564 (VI) JWH-019 (1-Hexyl-3-(1-naphthoyl)indole).

565 (VII) JWH-020 (1-Heptyl-3-(1-naphthoyl)indole).

566 (VIII) JWH-022 (1-(4-Pentenyl)-3-(1-naphthoyl)indole).

567 (IX) JWH-071 (1-Ethyl-3-(1-naphthoyl)indole).

568 (X) JWH-072 (1-Propyl-3-(1-naphthoyl)indole).

569 (XI) JWH-073 (1-Butyl-3-(1-naphthoyl)indole).

570 (XII) JWH-080 (1-Butyl-3-(4-methoxy-1-naphthoyl)indole).

571 (XIII) JWH-081 (1-Pentyl-3-(4-methoxy-1-naphthoyl)indole).

572 (XIV) JWH-098 (1-Pentyl-2-methyl-3-(4-methoxy-1-
 573 naphthoyl)indole).

574 (XV) JWH-116 (1-Pentyl-2-ethyl-3-(1-naphthoyl)indole).

575 (XVI) JWH-122 (1-Pentyl-3-(4-methyl-1-naphthoyl)indole).

576 (XVII) JWH-149 (1-Pentyl-2-methyl-3-(4-methyl-1-
 577 naphthoyl)indole).

578 (XVIII) JWH-164 (1-Pentyl-3-(7-methoxy-1-naphthoyl)indole).

579 (XIX) JWH-175 (1-Pentyl-3-(1-naphthylmethyl)indole).

580 (XX) JWH-180 (1-Propyl-3-(4-propyl-1-naphthoyl)indole).

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581 (XXI) JWH-182 (1-Pentyl-3-(4-propyl-1-naphthoyl)indole).
 582 (XXII) JWH-184 (1-Pentyl-3-[(4-methyl)-1-
 583 naphthylmethyl]indole).
 584 (XXIII) JWH-193 (1-[2-(4-Morpholinyl)ethyl]-3-(4-methyl-1-
 585 naphthoyl)indole).
 586 (XXIV) JWH-198 (1-[2-(4-Morpholinyl)ethyl]-3-(4-methoxy-1-
 587 naphthoyl)indole).
 588 (XXV) JWH-200 (1-[2-(4-Morpholinyl)ethyl]-3-(1-
 589 naphthoyl)indole).
 590 (XXVI) JWH-210 (1-Pentyl-3-(4-ethyl-1-naphthoyl)indole).
 591 (XXVII) JWH-387 (1-Pentyl-3-(4-bromo-1-naphthoyl)indole).
 592 (XXVIII) JWH-398 (1-Pentyl-3-(4-chloro-1-naphthoyl)indole).
 593 (XXIX) JWH-412 (1-Pentyl-3-(4-fluoro-1-naphthoyl)indole).
 594 (XXX) JWH-424 (1-Pentyl-3-(8-bromo-1-naphthoyl)indole).
 595 (XXXI) AM-1220 (1-[(1-Methyl-2-piperidinyl)methyl]-3-(1-
 596 naphthoyl)indole).
 597 (XXXII) AM-1235 (1-(5-Fluoropentyl)-6-nitro-3-(1-
 598 naphthoyl)indole).
 599 (XXXIII) AM-2201 (1-(5-Fluoropentyl)-3-(1-
 600 naphthoyl)indole).
 601 (XXXIV) Chloro JWH-018 (1-(Chloropentyl)-3-(1-
 602 naphthoyl)indole).
 603 (XXXV) Bromo JWH-018 (1-(Bromopentyl)-3-(1-
 604 naphthoyl)indole).
 605 (XXXVI) AM-2232 (1-(4-Cyanobutyl)-3-(1-naphthoyl)indole).
 606 (XXXVII) THJ-2201 (1-(5-Fluoropentyl)-3-(1-
 607 naphthoyl)indazole).
 608 (XXXVIII) MAM-2201 (1-(5-Fluoropentyl)-3-(4-methyl-1-
 609 naphthoyl)indole).

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610 (XXXIX) EAM-2201 (1-(5-Fluoropentyl)-3-(4-ethyl-1-
 611 naphthoyl)indole).
 612 (XL) EG-018 (9-Pentyl-3-(1-naphthoyl)carbazole).
 613 (XLI) EG-2201 (9-(5-Fluoropentyl)-3-(1-
 614 naphthoyl)carbazole).
 615 c. Naphthoylpyrroles.—Any compound containing a
 616 naphthoylpyrrole structure, with or without substitution on the
 617 pyrrole ring to any extent, whether or not substituted on the
 618 naphthyl ring to any extent, including, but not limited to:
 619 (I) JWH-030 (1-Pentyl-3-(1-naphthoyl)pyrrole).
 620 (II) JWH-031 (1-Hexyl-3-(1-naphthoyl)pyrrole).
 621 (III) JWH-145 (1-Pentyl-5-phenyl-3-(1-naphthoyl)pyrrole).
 622 (IV) JWH-146 (1-Heptyl-5-phenyl-3-(1-naphthoyl)pyrrole).
 623 (V) JWH-147 (1-Hexyl-5-phenyl-3-(1-naphthoyl)pyrrole).
 624 (VI) JWH-307 (1-Pentyl-5-(2-fluorophenyl)-3-(1-
 625 naphthoyl)pyrrole).
 626 (VII) JWH-309 (1-Pentyl-5-(1-naphthalenyl)-3-(1-
 627 naphthoyl)pyrrole).
 628 (VIII) JWH-368 (1-Pentyl-5-(3-fluorophenyl)-3-(1-
 629 naphthoyl)pyrrole).
 630 (IX) JWH-369 (1-Pentyl-5-(2-chlorophenyl)-3-(1-
 631 naphthoyl)pyrrole).
 632 (X) JWH-370 (1-Pentyl-5-(2-methylphenyl)-3-(1-
 633 naphthoyl)pyrrole).
 634 d. Naphthylmethylenindenes.—Any compound containing a
 635 naphthylmethylenindene structure, with or without substitution
 636 at the 3-position of the indene ring to any extent, whether or
 637 not substituted on the naphthyl ring to any extent, including,
 638 but not limited to, JWH-176 (3-Pentyl-1-

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639 (naphthylmethylene)indene).

640 e. Phenylacetylindoles and Phenylacetylindazoles.—Any
641 compound containing a phenylacetylindole or phenylacetylindazole
642 structure, with or without substitution on the indole or
643 indazole ring to any extent, whether or not substituted on the
644 phenyl ring to any extent, including, but not limited to:

645 (I) JWH-167 (1-Pentyl-3-(phenylacetyl)indole).
646 (II) JWH-201 (1-Pentyl-3-(4-methoxyphenylacetyl)indole).
647 (III) JWH-203 (1-Pentyl-3-(2-chlorophenylacetyl)indole).
648 (IV) JWH-250 (1-Pentyl-3-(2-methoxyphenylacetyl)indole).
649 (V) JWH-251 (1-Pentyl-3-(2-methylphenylacetyl)indole).
650 (VI) JWH-302 (1-Pentyl-3-(3-methoxyphenylacetyl)indole).
651 (VII) Cannabipiperidiethanone.
652 (VIII) RCS-8 (1-(2-Cyclohexylethyl)-3-(2-
653 methoxyphenylacetyl)indole).

654 f. Cyclohexylphenols.—Any compound containing a
655 cyclohexylphenol structure, with or without substitution at the
656 5-position of the phenolic ring to any extent, whether or not
657 substituted on the cyclohexyl ring to any extent, including, but
658 not limited to:

659 (I) CP 47,497 (2-(3-Hydroxycyclohexyl)-5-(2-methyloctan-2-
660 yl)phenol).
661 (II) Cannabicyclohexanol (CP 47,497 dimethyloctyl (C8)
662 homologue).
663 (III) CP-55,940 (2-(3-Hydroxy-6-propanol-cyclohexyl)-5-(2-
664 methyloctan-2-yl)phenol).

665 g. Benzoylindoles and Benzoylindazoles.—Any compound
666 containing a benzoylindole or benzoylindazole structure, with or
667 without substitution on the indole or indazole ring to any

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668 extent, whether or not substituted on the phenyl ring to any
669 extent, including, but not limited to:

670 (I) AM-679 (1-Pentyl-3-(2-iodobenzoyl)indole).
671 (II) AM-694 (1-(5-Fluoropentyl)-3-(2-iodobenzoyl)indole).
672 (III) AM-1241 (1-[(N-Methyl-2-piperidinyl)methyl]-3-(2-
673 iodo-5-nitrobenzoyl)indole).
674 (IV) Pravadoline (1-[2-(4-Morpholinyl)ethyl]-2-methyl-3-(4-
675 methoxybenzoyl)indole).
676 (V) AM-2233 (1-[(N-Methyl-2-piperidinyl)methyl]-3-(2-
677 iodobenzoyl)indole).
678 (VI) RCS-4 (1-Pentyl-3-(4-methoxybenzoyl)indole).
679 (VII) RCS-4 C4 homologue (1-Butyl-3-(4-
680 methoxybenzoyl)indole).
681 (VIII) AM-630 (1-[2-(4-Morpholinyl)ethyl]-2-methyl-6-iodo-
682 3-(4-methoxybenzoyl)indole).

683 h. Tetramethylcyclopropanoylindoles and
684 Tetramethylcyclopropanoylindazoles.—Any compound containing a
685 tetramethylcyclopropanoylindole or
686 tetramethylcyclopropanoylindazole structure, with or without
687 substitution on the indole or indazole ring to any extent,
688 whether or not substituted on the tetramethylcyclopropyl group
689 to any extent, including, but not limited to:

690 (I) UR-144 (1-Pentyl-3-(2,2,3,3-
691 tetramethylcyclopropanoyl)indole).
692 (II) XLR11 (1-(5-Fluoropentyl)-3-(2,2,3,3-
693 tetramethylcyclopropanoyl)indole).
694 (III) Chloro UR-144 (1-(Chloropentyl)-3-(2,2,3,3-
695 tetramethylcyclopropanoyl)indole).
696 (IV) A-796,260 (1-[2-(4-Morpholinyl)ethyl]-3-(2,2,3,3-

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697 tetramethylcyclopropanoyl)indole).

698 (V) A-834,735 (1-[4-(Tetrahydropyranyl)methyl]-3-(2,2,3,3-

699 tetramethylcyclopropanoyl)indole).

700 (VI) M-144 (1-(5-Fluoropentyl)-2-methyl-3-(2,2,3,3-

701 tetramethylcyclopropanoyl)indole).

702 (VII) FUB-144 (1-(4-Fluorobenzyl)-3-(2,2,3,3-

703 tetramethylcyclopropanoyl)indole).

704 (VIII) FAB-144 (1-(5-Fluoropentyl)-3-(2,2,3,3-

705 tetramethylcyclopropanoyl)indazole).

706 (IX) XLR12 (1-(4,4,4-Trifluorobutyl)-3-(2,2,3,3-

707 tetramethylcyclopropanoyl)indole).

708 (X) AB-005 (1-[(1-Methyl-2-piperidinyl)methyl]-3-(2,2,3,3-

709 tetramethylcyclopropanoyl)indole).

710 i. Adamantoylindoles, Adamantoylindazoles, Adamantylindole

711 carboxamides, and Adamantylindazole carboxamides.—Any compound

712 containing an adamantoyl indole, adamantoyl indazole, adamantyl

713 indole carboxamide, or adamantyl indazole carboxamide structure,

714 with or without substitution on the indole or indazole ring to

715 any extent, whether or not substituted on the adamantyl ring to

716 any extent, including, but not limited to:

717 (I) AKB48 (N-Adamant-1-yl 1-pentylindazole-3-carboxamide).

718 (II) Fluoro AKB48 (N-Adamant-1-yl 1-(fluoropentyl)indazole-

719 3-carboxamide).

720 (III) STS-135 (N-Adamant-1-yl 1-(5-fluoropentyl)indole-3-

721 carboxamide).

722 (IV) AM-1248 (1-(1-Methylpiperidine)methyl-3-(1-

723 adamantoyl)indole).

724 (V) AB-001 (1-Pentyl-3-(1-adamantoyl)indole).

725 (VI) APICA (N-Adamant-1-yl 1-pentylindole-3-carboxamide).

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726 (VII) Fluoro AB-001 (1-(Fluoropentyl)-3-(1-

727 adamantoyl)indole).

728 j. Quinoliny lindolecarboxylates,

729 Quinoliny lindazolecarboxylates, Quinoliny lindolecarboxamides,

730 and Quinoliny lindazolecarboxamides.—Any compound containing a

731 quinoliny lindole carboxylate, quinoliny lindazole carboxylate,

732 isoquinoliny lindole carboxylate, isoquinoliny lindazole

733 carboxylate, quinoliny lindole carboxamide, quinoliny lindazole

734 carboxamide, isoquinoliny lindole carboxamide, or

735 isoquinoliny lindazole carboxamide structure, with or without

736 substitution on the indole or indazole ring to any extent,

737 whether or not substituted on the quinoline or isoquinoline ring

738 to any extent, including, but not limited to:

739 (I) PB-22 (8-Quinoliny 1-pentylindole-3-carboxylate).

740 (II) Fluoro PB-22 (8-Quinoliny 1-(fluoropentyl)indole-3-

741 carboxylate).

742 (III) BB-22 (8-Quinoliny 1-(cyclohexylmethyl)indole-3-

743 carboxylate).

744 (IV) FUB-PB-22 (8-Quinoliny 1-(4-fluorobenzyl)indole-3-

745 carboxylate).

746 (V) NPB-22 (8-Quinoliny 1-pentylindazole-3-carboxylate).

747 (VI) Fluoro NPB-22 (8-Quinoliny 1-(fluoropentyl)indazole-

748 3-carboxylate).

749 (VII) FUB-NPB-22 (8-Quinoliny 1-(4-fluorobenzyl)indazole-

750 3-carboxylate).

751 (VIII) THJ (8-Quinoliny 1-pentylindazole-3-carboxamide).

752 (IX) Fluoro THJ (8-Quinoliny 1-(fluoropentyl)indazole-3-

753 carboxamide).

754 k. Naphthylindolecarboxylates and

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755 Naphthylindazolecarboxylates.—Any compound containing a
 756 naphthylindole carboxylate or naphthylindazole carboxylate
 757 structure, with or without substitution on the indole or
 758 indazole ring to any extent, whether or not substituted on the
 759 naphthyl ring to any extent, including, but not limited to:

760 (I) NM-2201 (1-Naphthalenyl 1-(5-fluoropentyl)indole-3-
 761 carboxylate).

762 (II) SDB-005 (1-Naphthalenyl 1-pentylindazole-3-
 763 carboxylate).

764 (III) Fluoro SDB-005 (1-Naphthalenyl 1-
 765 (fluoropentyl)indazole-3-carboxylate).

766 (IV) FDU-PB-22 (1-Naphthalenyl 1-(4-fluorobenzyl)indole-3-
 767 carboxylate).

768 (V) 3-CAF (2-Naphthalenyl 1-(2-fluorophenyl)indazole-3-
 769 carboxylate).

770 1. Naphthylindole carboxamides and Naphthylindazole
 771 carboxamides.—Any compound containing a naphthylindole
 772 carboxamide or naphthylindazole carboxamide structure, with or
 773 without substitution on the indole or indazole ring to any
 774 extent, whether or not substituted on the naphthyl ring to any
 775 extent, including, but not limited to:

776 (I) NNEI (N-Naphthalen-1-yl 1-pentylindole-3-carboxamide).

777 (II) Fluoro-NNEI (N-Naphthalen-1-yl 1-(fluoropentyl)indole-
 778 3-carboxamide).

779 (III) Chloro-NNEI (N-Naphthalen-1-yl 1-
 780 (chloropentyl)indole-3-carboxamide).

781 (IV) MN-18 (N-Naphthalen-1-yl 1-pentylindazole-3-
 782 carboxamide).

783 (V) Fluoro MN-18 (N-Naphthalen-1-yl 1-

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784 (fluoropentyl)indazole-3-carboxamide).

785 m. Alkylcarbonyl indole carboxamides, Alkylcarbonyl
 786 indazole carboxamides, Alkylcarbonyl indole carboxylates, and
 787 Alkylcarbonyl indazole carboxylates.—Any compound containing an
 788 alkylcarbonyl group, including 1-amino-3-methyl-1-oxobutan-2-yl,
 789 1-methoxy-3-methyl-1-oxobutan-2-yl, 1-amino-1-oxo-3-
 790 phenylpropan-2-yl, 1-methoxy-1-oxo-3-phenylpropan-2-yl, with an
 791 indole carboxamide, indazole carboxamide, indole carboxylate, or
 792 indazole carboxylate, with or without substitution on the indole
 793 or indazole ring to any extent, whether or not substituted on
 794 the alkylcarbonyl group to any extent, including, but not
 795 limited to:

796 (I) ADBICA, (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-1-
 797 pentylindole-3-carboxamide).

798 (II) Fluoro ADBICA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-
 799 yl)-1-(fluoropentyl)indole-3-carboxamide).

800 (III) Fluoro ABICA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
 801 (fluoropentyl)indole-3-carboxamide).

802 (IV) AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
 803 pentylindazole-3-carboxamide).

804 (V) Fluoro AB-PINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-
 805 1-(fluoropentyl)indazole-3-carboxamide).

806 (VI) ADB-PINACA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-yl)-
 807 1-pentylindazole-3-carboxamide).

808 (VII) Fluoro ADB-PINACA (N-(1-Amino-3,3-dimethyl-1-
 809 oxobutan-2-yl)-1-(fluoropentyl)indazole-3-carboxamide).

810 (VIII) AB-FUBINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-
 811 (4-fluorobenzyl)indazole-3-carboxamide).

812 (IX) ADB-FUBINACA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-

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813 yl)-1-(4-fluorobenzyl)indazole-3-carboxamide).

814 (X) AB-CHMINACA (N-(1-Amino-3-methyl-1-oxobutan-2-yl)-1-

815 (cyclohexylmethyl)indazole-3-carboxamide).

816 (XI) MA-CHMINACA (N-(1-Methoxy-3-methyl-1-oxobutan-2-yl)-1-

817 (cyclohexylmethyl)indazole-3-carboxamide).

818 (XII) MAB-CHMINACA (N-(1-Amino-3,3-dimethyl-1-oxobutan-2-

819 yl)-1-(cyclohexylmethyl)indazole-3-carboxamide).

820 (XIII) AMB (N-(1-Methoxy-3-methyl-1-oxobutan-2-yl)-1-

821 pentyindazole-3-carboxamide).

822 (XIV) Fluoro-AMB (N-(1-Methoxy-3-methyl-1-oxobutan-2-yl)-1-

823 (fluoropentyl)indazole-3-carboxamide).

824 (XV) FUB-AMB (N-(1-Methoxy-3-methyl-1-oxobutan-2-yl)-1-(4-

825 fluorobenzyl)indazole-3-carboxamide).

826 (XVI) MDMB-CHMINACA (N-(1-Methoxy-3,3-dimethyl-1-oxobutan-

827 2-yl)-1-(cyclohexylmethyl)indazole-3-carboxamide).

828 (XVII) MDMB-FUBINACA (N-(1-Methoxy-3,3-dimethyl-1-oxobutan-

829 2-yl)-1-(4-fluorobenzyl)indazole-3-carboxamide).

830 (XVIII) MDMB-CHMICA (N-(1-Methoxy-3,3-dimethyl-1-oxobutan-

831 2-yl)-1-(cyclohexylmethyl)indole-3-carboxamide).

832 (XIX) PX-1 (N-(1-Amino-1-oxo-3-phenylpropan-2-yl)-1-(5-

833 fluoropentyl)indole-3-carboxamide).

834 (XX) PX-2 (N-(1-Amino-1-oxo-3-phenylpropan-2-yl)-1-(5-

835 fluoropentyl)indazole-3-carboxamide).

836 (XXI) PX-3 (N-(1-Amino-1-oxo-3-phenylpropan-2-yl)-1-

837 (cyclohexylmethyl)indazole-3-carboxamide).

838 (XXII) PX-4 (N-(1-Amino-1-oxo-3-phenylpropan-2-yl)-1-(4-

839 fluorobenzyl)indazole-3-carboxamide).

840 (XXIII) MO-CHMINACA (N-(1-Methoxy-3,3-dimethyl-1-oxobutan-

841 2-yl)-1-(cyclohexylmethyl)indazole-3-carboxylate).

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842 n. Cumylindolecarboxamides and Cumylindazolecarboxamides.—

843 Any compound containing a N-(2-phenylpropan-2-yl) indole

844 carboxamide or N-(2-phenylpropan-2-yl) indazole carboxamide

845 structure, with or without substitution on the indole or

846 indazole ring to any extent, whether or not substituted on the

847 phenyl ring of the cumyl group to any extent, including, but not

848 limited to:

849 (I) CUMYL-PICA (N-(2-Phenylpropan-2-yl)-1-pentylindole-3-

850 carboxamide).

851 (II) Fluoro CUMYL-PICA (N-(2-Phenylpropan-2-yl)-1-

852 (fluoropentyl)indole-3-carboxamide).

853 o. Other Synthetic Cannabinoids.—Any material, compound,

854 mixture, or preparation that contains any quantity of a

855 Synthetic Cannabinoid, as described in sub-subparagraphs a.-n.:

856 (I) With or without modification or replacement of a

857 carbonyl, carboxamide, alkylene, alkyl, or carboxylate linkage

858 between either two core rings, or linkage between a core ring

859 and group structure, with or without the addition of a carbon or

860 replacement of a carbon;

861 (II) With or without replacement of a core ring or group

862 structure, whether or not substituted on the ring or group

863 structures to any extent; and

864 (III) Is a cannabinoid receptor agonist, unless

865 specifically excepted or unless listed in another schedule or

866 contained within a pharmaceutical product approved by the United

867 States Food and Drug Administration.

868 191. Substituted Cathinones.—Unless specifically excepted,

869 listed in another schedule, or contained within a pharmaceutical

870 product approved by the United States Food and Drug

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Administration, any material, compound, mixture, or preparation, including its salts, isomers, esters, or ethers, and salts of isomers, esters, or ethers, whenever the existence of such salts is possible within any of the following specific chemical designations:

- a. Any compound containing a 2-amino-1-phenyl-1-propanone structure;
- b. Any compound containing a 2-amino-1-naphthyl-1-propanone structure; or
- c. Any compound containing a 2-amino-1-thiophenyl-1-propanone structure,

whether or not the compound is further modified:

(I) With or without substitution on the ring system to any extent with alkyl, alkylthio, thio, fused alkylenedioxy, alkoxy, haloalkyl, hydroxyl, nitro, fused furan, fused benzofuran, fused dihydrofuran, fused tetrahydropyran, fused alkyl ring, or halide substituents;

(II) With or without substitution at the 3-propanone position with an alkyl substituent or removal of the methyl group at the 3-propanone position;

(III) With or without substitution at the 2-amino nitrogen atom with alkyl, dialkyl, acetyl, or benzyl groups, whether or not further substituted in the ring system; or

(IV) With or without inclusion of the 2-amino nitrogen atom in a cyclic structure, including, but not limited to:

- (A) Methcathinone.
- (B) Ethcathinone.
- (C) Methylone (3,4-Methylenedioxymethcathinone).

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- (D) 2,3-Methylenedioxymethcathinone.
- (E) MDPV (3,4-Methylenedioxypyrovalerone).
- (F) Methymethcathinone.
- (G) Methoxymethcathinone.
- (H) Fluoromethcathinone.
- (I) Methylethcathinone.
- (J) Butylone (3,4-Methylenedioxy-alpha-methylaminobutyrophenone).
- (K) Ethylone (3,4-Methylenedioxy-N-ethylcathinone).
- (L) BMDP (3,4-Methylenedioxy-N-benzylcathinone).
- (M) Naphyrone (Naphthylpyrovalerone).
- (N) Bromomethcathinone.
- (O) Buphedrone (alpha-Methylaminobutyrophenone).
- (P) Eutylone (3,4-Methylenedioxy-alpha-ethylaminobutyrophenone).
- (Q) Dimethylcathinone.
- (R) Dimethylmethcathinone.
- (S) Pentylone (3,4-Methylenedioxy-alpha-methylaminovalerophenone).
- (T) Pentedrone (alpha-Methylaminovalerophenone).
- (U) MDPPP (3,4-Methylenedioxy-alpha-pyrrolidinopropiophenone).
- (V) MDPBP (3,4-Methylenedioxy-alpha-pyrrolidinobutyrophenone).
- (W) MPPP (Methyl-alpha-pyrrolidinopropiophenone).
- (X) PPP (Pyrrolidinopropiophenone).
- (Y) PVP (Pyrrolidinovalerophenone) or (Pyrrolidinopentiophenone).
- (Z) MOPPP (Methoxy-alpha-pyrrolidinopropiophenone).

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929 (AA) MPHP (Methyl-alpha-pyrrolidinohexanophenone).
 930 (BB) F-MABP (Fluoromethylaminobutyrophenone).
 931 (CC) Me-EABP (Methylethylaminobutyrophenone).
 932 (DD) PBP (Pyrrolidinobutyrophenone).
 933 (EE) MeO-PBP (Methoxypyrrolidinobutyrophenone).
 934 (FF) Et-PBP (Ethylpyrrolidinobutyrophenone).
 935 (GG) 3-Me-4-MeO-MCAT (3-Methyl-4-Methoxymethcathinone).
 936 (HH) Dimethylone (3,4-Methylenedioxy-N,N-
 937 dimethylcathinone).
 938 (II) 3,4-Methylenedioxy-N,N-diethylcathinone.
 939 (JJ) 3,4-Methylenedioxy-N-acetylcathinone.
 940 (KK) 3,4-Methylenedioxy-N-acetylmethcathinone.
 941 (LL) 3,4-Methylenedioxy-N-acetylmethcathinone.
 942 (MM) Methylbuphedrone (Methyl-alpha-
 943 methylaminobutyrophenone).
 944 (NN) Methyl-alpha-methylaminohexanophenone.
 945 (OO) N-Ethyl-N-methylcathinone.
 946 (PP) PHP (Pyrrolidinohexanophenone).
 947 (QQ) PV8 (Pyrrolidinoheptanophenone).
 948 (RR) Chloromethcathinone.
 949 (SS) 4-Bromo-2,5-dimethoxy-alpha-aminoacetophenone.
 950 192. Substituted Phenethylamines.—Unless specifically
 951 excepted or unless listed in another schedule, or contained
 952 within a pharmaceutical product approved by the United States
 953 Food and Drug Administration, any material, compound, mixture,
 954 or preparation, including its salts, isomers, esters, or ethers,
 955 and salts of isomers, esters, or ethers, whenever the existence
 956 of such salts is possible within any of the following specific
 957 chemical designations, any compound containing a phenethylamine

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958 structure, without a beta-keto group, and without a benzyl group
 959 attached to the amine group, whether or not the compound is
 960 further modified with or without substitution on the phenyl ring
 961 to any extent with alkyl, alkylthio, nitro, alkoxy, thio,
 962 halide, fused alkylenedioxy, fused furan, fused benzofuran,
 963 fused dihydrofuran, or fused tetrahydropyran substituents,
 964 whether or not further substituted on a ring to any extent, with
 965 or without substitution at the alpha or beta position by any
 966 alkyl substituent, with or without substitution at the nitrogen
 967 atom, and with or without inclusion of the 2-amino nitrogen atom
 968 in a cyclic structure, including, but not limited to:
 969 a. 2C-B (4-Bromo-2,5-dimethoxyphenethylamine).
 970 b. 2C-E (4-Ethyl-2,5-dimethoxyphenethylamine).
 971 c. 2C-T-4 (4-Isopropylthio-2,5-dimethoxyphenethylamine).
 972 d. 2C-C (4-Chloro-2,5-dimethoxyphenethylamine).
 973 e. 2C-T (4-Methylthio-2,5-dimethoxyphenethylamine).
 974 f. 2C-T-2 (4-Ethylthio-2,5-dimethoxyphenethylamine).
 975 g. 2C-T-7 (4-(n)-Propylthio-2,5-dimethoxyphenethylamine).
 976 h. 2C-I (4-Iodo-2,5-dimethoxyphenethylamine).
 977 i. 2C-D (4-Methyl-2,5-dimethoxyphenethylamine).
 978 j. 2C-H (2,5-Dimethoxyphenethylamine).
 979 k. 2C-N (4-Nitro-2,5-dimethoxyphenethylamine).
 980 l. 2C-P (4-(n)-Propyl-2,5-dimethoxyphenethylamine).
 981 m. MDMA (3,4-Methylenedioxymethamphetamine).
 982 n. MBDB (Methylbenzodioxolylbutanamine) or (3,4-
 983 Methylenedioxy-N-methylbutanamine).
 984 o. MDA (3,4-Methylenedioxyamphetamine).
 985 p. 2,5-Dimethoxyamphetamine.
 986 q. Fluoroamphetamine.

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987 r. Fluoromethamphetamine.
 988 s. MDEA (3,4-Methylenedioxy-N-ethylamphetamine).
 989 t. DOB (4-Bromo-2,5-dimethoxyamphetamine).
 990 u. DOC (4-Chloro-2,5-dimethoxyamphetamine).
 991 v. DOET (4-Ethyl-2,5-dimethoxyamphetamine).
 992 w. DOI (4-Iodo-2,5-dimethoxyamphetamine).
 993 x. DOM (4-Methyl-2,5-dimethoxyamphetamine).
 994 y. PMA (4-Methoxyamphetamine).
 995 z. N-Ethylamphetamine.
 996 aa. 3,4-Methylenedioxy-N-hydroxyamphetamine.
 997 bb. 5-Methoxy-3,4-methylenedioxyamphetamine.
 998 cc. PMMA (4-Methoxymethamphetamine).
 999 dd. N,N-Dimethylamphetamine.
 1000 ee. 3,4,5-Trimethoxyamphetamine.
 1001 ff. 4-APB (4-(2-Aminopropyl)benzofuran).
 1002 gg. 5-APB (5-(2-Aminopropyl)benzofuran).
 1003 hh. 6-APB (6-(2-Aminopropyl)benzofuran).
 1004 ii. 7-APB (7-(2-Aminopropyl)benzofuran).
 1005 jj. 4-APDB (4-(2-Aminopropyl)-2,3-dihydrobenzofuran).
 1006 kk. 5-APDB (5-(2-Aminopropyl)-2,3-dihydrobenzofuran).
 1007 ll. 6-APDB (6-(2-Aminopropyl)-2,3-dihydrobenzofuran).
 1008 mm. 7-APDB (7-(2-Aminopropyl)-2,3-dihydrobenzofuran).
 1009 nn. 4-MAPB (4-(2-Methylaminopropyl)benzofuran).
 1010 oo. 5-MAPB (5-(2-Methylaminopropyl)benzofuran).
 1011 pp. 6-MAPB (6-(2-Methylaminopropyl)benzofuran).
 1012 qq. 7-MAPB (7-(2-Methylaminopropyl)benzofuran).
 1013 rr. 5-EAPB (5-(2-Ethylaminopropyl)benzofuran).
 1014 ss. 5-MAPDB (5-(2-Methylaminopropyl)-2,3-
 1015 dihydrobenzofuran),

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1016
 1017 which does not include phenethylamine, mescaline as described in
 1018 subparagraph 20., substituted cathinones as described in
 1019 subparagraph 191., N-Benzyl phenethylamine compounds as
 1020 described in subparagraph 193., or methamphetamine as described
 1021 in subparagraph (2)(c)5.
 1022 193. N-Benzyl Phenethylamine Compounds.—Unless specifically
 1023 excepted or unless listed in another schedule, or contained
 1024 within a pharmaceutical product approved by the United States
 1025 Food and Drug Administration, any material, compound, mixture,
 1026 or preparation, including its salts, isomers, esters, or ethers,
 1027 and salts of isomers, esters, or ethers, whenever the existence
 1028 of such salts is possible within any of the following specific
 1029 chemical designations, any compound containing a phenethylamine
 1030 structure without a beta-keto group, with substitution on the
 1031 nitrogen atom of the amino group with a benzyl substituent, with
 1032 or without substitution on the phenyl or benzyl ring to any
 1033 extent with alkyl, alkoxy, thio, alkylthio, halide, fused
 1034 alkylendioxy, fused furan, fused benzofuran, or fused
 1035 tetrahydropyran substituents, whether or not further substituted
 1036 on a ring to any extent, with or without substitution at the
 1037 alpha position by any alkyl substituent, including, but not
 1038 limited to:
 1039 a. 25B-NBOMe (4-Bromo-2,5-dimethoxy-[N-(2-
 1040 methoxybenzyl)]phenethylamine).
 1041 b. 25B-NBOH (4-Bromo-2,5-dimethoxy-[N-(2-
 1042 hydroxybenzyl)]phenethylamine).
 1043 c. 25B-NBF (4-Bromo-2,5-dimethoxy-[N-(2-
 1044 fluorobenzyl)]phenethylamine).

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1045 d. 25B-NBMD (4-Bromo-2,5-dimethoxy-[N-(2,3-
 1046 methylenedioxybenzyl)]phenethylamine).
 1047 e. 25I-NBOMe (4-Iodo-2,5-dimethoxy-[N-(2-
 1048 methoxybenzyl)]phenethylamine).
 1049 f. 25I-NBOH (4-Iodo-2,5-dimethoxy-[N-(2-
 1050 hydroxybenzyl)]phenethylamine).
 1051 g. 25I-NBF (4-Iodo-2,5-dimethoxy-[N-(2-
 1052 fluorobenzyl)]phenethylamine).
 1053 h. 25I-NBMD (4-Iodo-2,5-dimethoxy-[N-(2,3-
 1054 methylenedioxybenzyl)]phenethylamine).
 1055 i. 25T2-NBOMe (4-Methylthio-2,5-dimethoxy-[N-(2-
 1056 methoxybenzyl)]phenethylamine).
 1057 j. 25T4-NBOMe (4-Isopropylthio-2,5-dimethoxy-[N-(2-
 1058 methoxybenzyl)]phenethylamine).
 1059 k. 25T7-NBOMe (4-(n)-Propylthio-2,5-dimethoxy-[N-(2-
 1060 methoxybenzyl)]phenethylamine).
 1061 l. 25C-NBOMe (4-Chloro-2,5-dimethoxy-[N-(2-
 1062 methoxybenzyl)]phenethylamine).
 1063 m. 25C-NBOH (4-Chloro-2,5-dimethoxy-[N-(2-
 1064 hydroxybenzyl)]phenethylamine).
 1065 n. 25C-NBF (4-Chloro-2,5-dimethoxy-[N-(2-
 1066 fluorobenzyl)]phenethylamine).
 1067 o. 25C-NBMD (4-Chloro-2,5-dimethoxy-[N-(2,3-
 1068 methylenedioxybenzyl)]phenethylamine).
 1069 p. 25H-NBOMe (2,5-Dimethoxy-[N-(2-
 1070 methoxybenzyl)]phenethylamine).
 1071 q. 25H-NBOH (2,5-Dimethoxy-[N-(2-
 1072 hydroxybenzyl)]phenethylamine).
 1073 r. 25H-NBF (2,5-Dimethoxy-[N-(2-

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1074 fluorobenzyl)]phenethylamine).
 1075 s. 25D-NBOMe (4-Methyl-2,5-dimethoxy-[N-(2-
 1076 methoxybenzyl)]phenethylamine),
 1077
 1078 which does not include substituted cathinones as described in
 1079 subparagraph 191.
 1080 194. Substituted Tryptamines.—Unless specifically excepted
 1081 or unless listed in another schedule, or contained within a
 1082 pharmaceutical product approved by the United States Food and
 1083 Drug Administration, any material, compound, mixture, or
 1084 preparation containing a 2-(1H-indol-3-yl)ethanamine, for
 1085 example tryptamine, structure with or without mono- or di-
 1086 substitution of the amine nitrogen with alkyl or alkenyl groups,
 1087 or by inclusion of the amino nitrogen atom in a cyclic
 1088 structure, whether or not substituted at the alpha position with
 1089 an alkyl group, whether or not substituted on the indole ring to
 1090 any extent with any alkyl, alkoxy, halo, hydroxyl, or acetoxy
 1091 groups, including, but not limited to:
 1092 a. Alpha-Ethyltryptamine.
 1093 b. Bufotenine.
 1094 c. DET (Diethyltryptamine).
 1095 d. DMT (Dimethyltryptamine).
 1096 e. MET (N-Methyl-N-ethyltryptamine).
 1097 f. DALT (N,N-Diallyltryptamine).
 1098 g. EiPT (N-Ethyl-N-isopropyltryptamine).
 1099 h. MiPT (N-Methyl-N-isopropyltryptamine).
 1100 i. 5-Hydroxy-AMT (5-Hydroxy-alpha-methyltryptamine).
 1101 j. 5-Hydroxy-N-methyltryptamine.
 1102 k. 5-MeO-MiPT (5-Methoxy-N-methyl-N-isopropyltryptamine).

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- 1103 1. 5-MeO-AMT (5-Methoxy-alpha-methyltryptamine).
 1104 m. Methyltryptamine.
 1105 n. 5-MeO-DMT (5-Methoxy-N,N-dimethyltryptamine).
 1106 o. 5-Me-DMT (5-Methyl-N,N-dimethyltryptamine).
 1107 p. 5-MeO-DiPT (5-Methoxy-N,N-Diisopropyltryptamine).
 1108 q. DiPT (N,N-Diisopropyltryptamine).
 1109 r. DPT (N,N-Dipropyltryptamine).
 1110 s. 4-Hydroxy-DiPT (4-Hydroxy-N,N-diisopropyltryptamine).
 1111 t. 5-MeO-DALT (5-Methoxy-N,N-Diallyltryptamine).
 1112 u. 4-AcO-DMT (4-Acetoxy-N,N-dimethyltryptamine).
 1113 v. 4-AcO-DiPT (4-Acetoxy-N,N-diisopropyltryptamine).
 1114 w. 4-Hydroxy-DET (4-Hydroxy-N,N-diethyltryptamine).
 1115 x. 4-Hydroxy-MET (4-Hydroxy-N-methyl-N-ethyltryptamine).
 1116 y. 4-Hydroxy-MiPT (4-Hydroxy-N-methyl-N-
 1117 isopropyltryptamine).
 1118 z. Methyl-alpha-ethyltryptamine.
 1119 aa. Bromo-DALT (Bromo-N,N-diallyltryptamine),
 1120
 1121 which does not include tryptamine, psilocyn as described in
 1122 subparagraph 34., or psilocybin as described in subparagraph 33.
 1123 195. Substituted Phenylcyclohexylamines.—Unless
 1124 specifically excepted or unless listed in another schedule, or
 1125 contained within a pharmaceutical product approved by the United
 1126 States Food and Drug Administration, any material, compound,
 1127 mixture, or preparation containing a phenylcyclohexylamine
 1128 structure, with or without any substitution on the phenyl ring,
 1129 any substitution on the cyclohexyl ring, any replacement of the
 1130 phenyl ring with a thiophenyl or benzothiophenyl ring, with or
 1131 without substitution on the amine with alkyl, dialkyl, or alkoxy

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- 1132 substituents, inclusion of the nitrogen in a cyclic structure,
 1133 or any combination of the above, including, but not limited to:
 1134 a. BTCP (Benzothiophenylcyclohexylpiperidine) or BCP
 1135 (Benocyclidine).
 1136 b. PCE (N-Ethyl-1-phenylcyclohexylamine) (Ethylamine analog
 1137 of phencyclidine).
 1138 c. PCPY (N-(1-Phenylcyclohexyl)-pyrrolidine) (Pyrrolidine
 1139 analog of phencyclidine).
 1140 d. PCPr (Phenylcyclohexylpropylamine).
 1141 e. TCP (1-[1-(2-Thienyl)-cyclohexyl]-piperidine) (Thiophene
 1142 analog of phencyclidine).
 1143 f. PCEEA (Phenylcyclohexyl(ethoxyethylamine)).
 1144 g. PCMPA (Phenylcyclohexyl(methoxypropylamine)).
 1145 h. Methoxetamine.
 1146 i. 3-Methoxy-PCE ((3-Methoxyphenyl)cyclohexylethylamine).
 1147 j. Bromo-PCP ((Bromophenyl)cyclohexylpiperidine).
 1148 k. Chloro-PCP ((Chlorophenyl)cyclohexylpiperidine).
 1149 l. Fluoro-PCP ((Fluorophenyl)cyclohexylpiperidine).
 1150 m. Hydroxy-PCP ((Hydroxyphenyl)cyclohexylpiperidine).
 1151 n. Methoxy-PCP ((Methoxyphenyl)cyclohexylpiperidine).
 1152 o. Methyl-PCP ((Methylphenyl)cyclohexylpiperidine).
 1153 p. Nitro-PCP ((Nitrophenyl)cyclohexylpiperidine).
 1154 q. Oxo-PCP ((Oxophenyl)cyclohexylpiperidine).
 1155 r. Amino-PCP ((Aminophenyl)cyclohexylpiperidine).
 1156 196. W-15, 4-chloro-N-[1-(2-phenylethyl)-2-
 1157 piperidinylidene]-benzenesulfonamide.
 1158 197. W-18, 4-chloro-N-[1-[2-(4-nitrophenyl)ethyl]-2-
 1159 piperidinylidene]-benzenesulfonamide.
 1160 198. AH-7921, 3,4-dichloro-N-[[1-

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(dimethylamino)cyclohexyl)methyl]-benzamide.

199. U47700, trans-3,4-dichloro-N-[2-

(dimethylamino)cyclohexyl]-N-methyl-benzamide.

200. MT-45, 1-cyclohexyl-4-(1,2-diphenylethyl)-piperazine, dihydrochloride.

Section 2. Paragraph (i) of subsection (1) of section 893.13, Florida Statutes, is amended to read:

893.13 Prohibited acts; penalties.—

(1)

(i) Except as authorized by this chapter, a person commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, and must be sentenced to a mandatory minimum term of imprisonment of 3 years, if:

1. The person sells, manufactures, or delivers, or possesses with intent to sell, manufacture, or deliver, any of the following:

a. Alfentanil, as described in s. 893.03(2)(b)1.;

b. Carfentanil, as described in s. 893.03(2)(b)6.;

c. Fentanyl, as described in s. 893.03(2)(b)9.;

d. Sufentanil, as described in s. 893.03(2)(b)30.;

e. A fentanyl derivative, as described in s.

893.03(1)(a)63.;

f. Xylazine, as described in s. 893.03(1)(c)37.;

g. A controlled substance analog, as described in s.

893.0356, of any substance described in sub-subparagraphs a.-f.

~~a.-e.~~; or

h.-g. A mixture containing any substance described in sub-subparagraphs a.-g. ~~a.-f.~~; and

2. The substance or mixture listed in subparagraph 1. is in

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a form that resembles, or is mixed, granulated, absorbed, spray-dried, or aerosolized as or onto, coated on, in whole or in part, or solubilized with or into, a product, when such product or its packaging further has at least one of the following attributes:

a. Resembles the trade dress of a branded food product, consumer food product, or logo food product;

b. Incorporates an actual or fake registered copyright, service mark, or trademark;

c. Resembles candy, cereal, a gummy, a vitamin, or a chewable product, such as a gum or gelatin-based product; or
d. Contains a cartoon character imprint.

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

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

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

(c)1. A person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, 4 grams or more of any morphine, opium, hydromorphone, or any salt, derivative, isomer, or salt of an isomer thereof, including heroin, as described in s. 893.03(1)(b), (2)(a), (3)(c)3., or (3)(c)4., or 4 grams or more of any mixture containing any such substance, but less than 30 kilograms of such substance or mixture, commits a felony of the first degree, which felony shall be known as "trafficking in illegal drugs," punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the

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quantity involved:

a. Is 4 grams or more, but less than 14 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 3 years and shall be ordered to pay a fine of \$50,000.

b. Is 14 grams or more, but less than 28 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 15 years and shall be ordered to pay a fine of \$100,000.

c. Is 28 grams or more, but less than 30 kilograms, such person shall be sentenced to a mandatory minimum term of imprisonment of 25 years and shall be ordered to pay a fine of \$500,000.

2. A person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, 28 grams or more of hydrocodone, as described in s. 893.03(2)(a)1.k., codeine, as described in s. 893.03(2)(a)1.g., or any salt thereof, or 28 grams or more of any mixture containing any such substance, commits a felony of the first degree, which felony shall be known as "trafficking in hydrocodone," punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the quantity involved:

a. Is 28 grams or more, but less than 50 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 3 years and shall be ordered to pay a fine of \$50,000.

b. Is 50 grams or more, but less than 100 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 7 years and shall be ordered to pay a fine of \$100,000.

c. Is 100 grams or more, but less than 300 grams, such person shall be sentenced to a mandatory minimum term of

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imprisonment of 15 years and shall be ordered to pay a fine of \$500,000.

d. Is 300 grams or more, but less than 30 kilograms, such person shall be sentenced to a mandatory minimum term of imprisonment of 25 years and shall be ordered to pay a fine of \$750,000.

3. A person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, 7 grams or more of oxycodone, as described in s. 893.03(2)(a)1.q., or any salt thereof, or 7 grams or more of any mixture containing any such substance, commits a felony of the first degree, which felony shall be known as "trafficking in oxycodone," punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the quantity involved:

a. Is 7 grams or more, but less than 14 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 3 years and shall be ordered to pay a fine of \$50,000.

b. Is 14 grams or more, but less than 25 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 7 years and shall be ordered to pay a fine of \$100,000.

c. Is 25 grams or more, but less than 100 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 15 years and shall be ordered to pay a fine of \$500,000.

d. Is 100 grams or more, but less than 30 kilograms, such person shall be sentenced to a mandatory minimum term of imprisonment of 25 years and shall be ordered to pay a fine of \$750,000.

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1277 4.a. A person who knowingly sells, purchases, manufactures,
 1278 delivers, or brings into this state, or who is knowingly in
 1279 actual or constructive possession of, 4 grams or more of:
 1280 (I) Alfentanil, as described in s. 893.03(2)(b)1.;
 1281 (II) Carfentanil, as described in s. 893.03(2)(b)6.;
 1282 (III) Fentanyl, as described in s. 893.03(2)(b)9.;
 1283 (IV) Sufentanil, as described in s. 893.03(2)(b)30.;
 1284 (V) A fentanyl derivative, as described in s.
 1285 893.03(1)(a)63.;
 1286 (VI) A controlled substance analog, as described in s.
 1287 893.0356, of any substance described in sub-sub-paragraphs
 1288 (I)-(V); or
 1289 (VII) A mixture containing any substance described in sub-
 1290 sub-paragraphs (I)-(VI),
 1291
 1292 commits a felony of the first degree, which felony shall be
 1293 known as "trafficking in dangerous fentanyl or fentanyl
 1294 analogues," punishable as provided in s. 775.082, s. 775.083, or
 1295 s. 775.084.
 1296 b. If the quantity involved under sub-subparagraph a.:
 1297 (I) Is 4 grams or more, but less than 14 grams, such person
 1298 shall be sentenced to a mandatory minimum term of imprisonment
 1299 of 7 years~~7~~ and shall be ordered to pay a fine of \$50,000.
 1300 (II) Is 14 grams or more, but less than 28 grams, such
 1301 person shall be sentenced to a mandatory minimum term of
 1302 imprisonment of 20 years~~7~~ and shall be ordered to pay a fine of
 1303 \$100,000.
 1304 (III) Is 28 grams or more, such person shall be sentenced
 1305 to a mandatory minimum term of imprisonment of 25 years~~7~~ and

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1306 shall be ordered to pay a fine of \$500,000.
 1307 c. A person 18 years of age or older who violates sub-
 1308 subparagraph a. by knowingly selling or delivering to a minor at
 1309 least 4 grams of a substance or mixture listed in sub-
 1310 subparagraph a. shall be sentenced to a mandatory minimum term
 1311 of not less than 25 years and not exceeding life imprisonment,
 1312 and shall be ordered to pay a fine of \$1 million if the
 1313 substance or mixture listed in sub-subparagraph a. is in a form
 1314 that resembles, or is mixed, granulated, absorbed, spray-dried,
 1315 or aerosolized as or onto, coated on, in whole or in part, or
 1316 solubilized with or into, a product, when such product or its
 1317 packaging further has at least one of the following attributes:
 1318 (I) Resembles the trade dress of a branded food product,
 1319 consumer food product, or logo food product;
 1320 (II) Incorporates an actual or fake registered copyright,
 1321 service mark, or trademark;
 1322 (III) Resembles candy, cereal, a gummy, a vitamin, or a
 1323 chewable product, such as a gum or gelatin-based product; or
 1324 (IV) Contains a cartoon character imprint.
 1325 5. A person who knowingly sells, purchases, manufactures,
 1326 delivers, or brings into this state, or who is knowingly in
 1327 actual or constructive possession of, 30 kilograms or more of
 1328 any morphine, opium, oxycodone, hydrocodone, codeine,
 1329 hydromorphone, or any salt, derivative, isomer, or salt of an
 1330 isomer thereof, including heroin, as described in s.
 1331 893.03(1)(b), (2)(a), (3)(c)3., or (3)(c)4., or 30 kilograms or
 1332 more of any mixture containing any such substance, commits the
 1333 first degree felony of trafficking in illegal drugs. A person
 1334 who has been convicted of the first degree felony of trafficking

Page 46 of 48

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

4-00311B-26 2026432__

in illegal drugs under this subparagraph shall be punished by life imprisonment and is ineligible for any form of discretionary early release except pardon or executive clemency or conditional medical release under s. 947.149. However, if the court determines that, in addition to committing any act specified in this paragraph:

a. The person intentionally killed an individual or counseled, commanded, induced, procured, or caused the intentional killing of an individual and such killing was the result; or

b. The person's conduct in committing that act led to a natural, though not inevitable, lethal result,

such person commits the capital felony of trafficking in illegal drugs, punishable as provided in ss. 775.082 and 921.142. A person sentenced for a capital felony under this paragraph shall also be sentenced to pay the maximum fine provided under subparagraph 1.

6. A person who knowingly brings into this state 60 kilograms or more of any morphine, opium, oxycodone, hydrocodone, codeine, hydromorphone, or any salt, derivative, isomer, or salt of an isomer thereof, including heroin, as described in s. 893.03(1)(b), (2)(a), (3)(c)3., or (3)(c)4., or 60 kilograms or more of any mixture containing any such substance, and who knows that the probable result of such importation would be the death of a person, commits capital importation of illegal drugs, a capital felony punishable as provided in ss. 775.082 and 921.142. A person sentenced for a capital felony under this paragraph shall also be sentenced to

4-00311B-26 2026432__

pay the maximum fine provided under subparagraph 1.

7. A person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, 28 grams or more of xylazine as described in s. 893.03(1)(c)37. or any salt thereof, or 28 grams or more of any mixture containing any such substance, commits a felony of the first degree, which felony shall be known as "trafficking in xylazine," punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the quantity involved:

a. Is 28 grams or more, but less than 100 grams, such person shall be sentenced to a mandatory minimum term of imprisonment of 3 years and shall be ordered to pay a fine of \$100,000.

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

c. Is 200 grams or more, such person shall be sentenced to a mandatory minimum term of imprisonment of 25 years and shall be ordered to pay a fine of \$500,000.

Section 4. Except as otherwise expressly provided in this act and except for this section, which shall take effect July 1, 2026, this act shall take effect October 1, 2026.

Final Action: Favorable

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 3
Meeting Date: Wednesday, January 21, 2026 **Sponsor:** Yarborough
Time: 1:30—3:30 p.m. **Subject:** Controlled Substances
Place: 37 Senate Building
Bill #: SB 432
Final Action: Favorable

CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting



The Florida Senate

Committee Agenda Request

To: Senator Ileana Garcia, Chair
Appropriations Committee on Criminal and Civil Justice

Subject: Committee Agenda Request

Date: January 13, 2026

I respectfully request that **Senate Bill #432**, relating to Controlled Substances, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink that reads "Clay Yarborough".

Senator Clay Yarborough
Florida Senate, District 4

January 21, 2026

Meeting Date

Criminal & Civil Approps

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

432

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Barney Bishop**

Phone **8505109922**

Address **1454 Vieux Carre Drive**

Email **Barney@BarneyBishop.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Smart Justice Alliance

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

01/21/2026

Meeting Date

Appropriations on Criminal & Civil Justice

Committee

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SB 432

Bill Number or Topic

Amendment Barcode (if applicable)

Name Lauren Jackson

Phone 931-265-8999

Address ~~200 S~~ 205 S. Adams St.

Street

Email lauren@ericksconsultants.com

Tallahassee

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing:

Seminole County Sheriff's Office

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

1/21/20

Meeting Date

Appropriations CCT

Committee

The Florida Senate

APPEARANCE RECORD

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432

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Allie McNair

Phone

877-2165

Address

2617 Mahan Dr.

Email

amcnair@flsheriffs.org

Street

Tall.

City

FL

State

32308

Zip

Speaking:

☐

For

☐

Against

☐

Information

OR

Waive Speaking:

☒

In Support

☐

Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐

I am appearing without
compensation or sponsorship.

☒

I am a registered lobbyist,
representing:

Florida Sheriffs Association

☐

I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. § 11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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S-001 (08/10/2021)

APPEARANCE RECORD1/21/24

Meeting Date

432

Bill Number or Topic

APPROPRIATIONS CRIMINAL & CIVIL
Committee JUSTICEDeliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name LIBBY GUZZOPhone 850-245-0155Address 401 S MONROE ST. PL-01
StreetEmail LIBBY.GUZZO@MYFLORIDA
LEGISLATION.COMTH
CityFL
State32399
ZipSpeaking: ☐ For ☐ Against ☐ Information**OR**Waive Speaking: ☒ In Support ☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**☐ I am appearing without
compensation or sponsorship.☒ I am a registered lobbyist,
representing:☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:ATTORNEY GENERAL'S OFFICE

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

Jan 21 2026

Meeting Date

Appropriations Committee on Criminal and Civil Justice

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

432

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Jennifer Cook Pritt**

Phone **850-219-3631**

Address **2636 Mitcham Drive**

Email **jpritt@fpca.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

**The Florida Police Chiefs
Association**

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: SB 432

INTRODUCER: Senator Yarborough

SUBJECT: Controlled Substances

DATE: January 20, 2026

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Vaughan	Stokes	CJ	Favorable
2. Atchley	Harkness	ACJ	Favorable
3. _____	_____	FP	_____

I. Summary:

SB 432 amends s. 893.03, F.S., to:

- Add 7- Hydroxymitragynine (“7-OH”), a form of kratom, to the list of Schedule I controlled substances; and
- Exempt from the list of Schedule I controlled substances, xylazine animal drug products approved by the United States Food and Drug Administration (FDA) for veterinary purposes. The term “xylazine” means the nonopioid tranquilizer methyl benzene compound frequently used in veterinary medicine as an emetic and sedative with analgesic and muscle relaxant properties.¹

The bill amends s. 893.13, F.S., to provide it is a first degree felony,² with a mandatory minimum prison term of 3 years for selling, manufacturing, delivering, or possessing with the intent to sell, manufacture, or deliver certain forms of xylazine.

Additionally, the bill amends s. 893.135, F.S., to create a first degree felony for “trafficking in xylazine.” A person may not knowingly sell, purchase, manufacture, deliver, or bring into this state, or knowingly be in actual or constructive possession of, 28 grams or more of xylazine or any salt thereof, or 28 grams or more of any mixture containing any such substance. An offender convicted of such an offense must be sentenced to a mandatory minimum term of imprisonment and fine, the length and amount of which varies depending upon the amount of xylazine involved in the offense.

The bill may have a positive indeterminate prison bed impact (unquantifiable increase in prison beds) on the Department of Corrections. See Section V., Fiscal Impact Statement.

¹ 15 U.S.C. s. 278u.

² Sections 775.082, 775.083, or 775.084, F.S

Section 1 of this bill takes effect July 1, 2026. Except as otherwise expressly provided in this act, this bill takes effect October 1, 2026.

II. Present Situation:

“7-OH” or 7-hydroxymitragynine (Kratom)

“7-OH” or 7-hydroxymitragynine, is a potent alkaloid that occurs naturally in trace amounts in kratom.³ “7-OH” has become readily available at gas stations, vape shops and online, the chemical structure of “7-OH” is dissimilar to any currently scheduled substance in Schedule I under s. 893.03, F.S.⁴ “7-OH” products are concentrated derivatives often falsely marketed as Kratom and their street names include 7-Hydroxy, 7-OHMG and ‘7.’⁵

The U.S. Poison Centers have received reports of serious health effects associated with the use of “7-OH.” From January 1-July 31, 2025 Poison Centers received 1,690 reports of exposure cases involving Kratom which passed the total from all of 2024.⁶ 7-OH can cause overdose symptoms, like respiratory depression, which is when the effects of the opioid also suppress breathing and opioid-overdose reversal drugs like naloxone should work if someone is in distress.⁷

On August 12, 2025, Florida’s Attorney General issued Emergency Rule 2ER25-1, which was later superseded because the Florida Department of Agriculture and Consumer Services will have the laboratory capabilities to test 7-OH at a level above four hundred parts per million on a dry weight basis, which represent an amount of the 7-OH found in botanical kratom.⁸

On August 19, 2025, Florida’s Attorney General issued Emergency Rule 2ER25-2 superseding Emergency Rule 2ER25-1. Immediately placing 7-Hydroxymitragynine as a Schedule I substance to curtail its abuse by minors and adults.

Emergency Rule 2ER25-2 states:

Addition of 7-Hydroxymitragynine (methyl (E)-2[(2S,3S,7aS,12bS)-3-ethyl-7a-hydroxy-8-methoxy-2,3,4,6,7,12b-hexahydro-1H-indolo[2,3-a]quinolizin-2-yl]-3-methoxyprop-2-enoate) concentrated at a level above four hundred parts per million on a dry-weight basis to Schedule I, s. 893.03(1)(a), F.S.

³ U.S. Food and Drug Administration, *Products Containing 7-OH Can Cause Serious Harm*, available at, <https://www.fda.gov/consumers/consumer-updates/products-containing-7-oh-can-cause-serious-harm> (Last visited January 5, 2026).

⁴ Department of Legal Affairs 2ER25-2, Addition of 7-Hydroxymitragynine to Schedule I, available at <https://flrules.org/gateway/ChapterHome.asp?Chapter=2er25-2> (Last visited January 5, 2026).

⁵ U.S. Food and Drug Administration, *Preventing The Next Wave of the Opioid Epidemic: What You Need to Know About 7-OH*, available at, <https://www.fda.gov/media/187900/download> (Last visited January 5, 2026).

⁶ America’s Poison Centers, *Health Advisory: Serious Illnesses Associated with 7-OH Use*, available at, <https://poisoncenters.org/news-alerts/13531044> (Last visited January 5, 2026).

⁷ USA Today Network-Florida, *13 times stronger than morphine: What is 7-OH, and why did Florida ban it?*, available at, <https://www.tallahassee.com/story/news/local/state/2025/08/21/its-13-times-stronger-than-morphine-why-florida-banned-7-oh/85678095007/> (Last visited January 5, 2026).

⁸ Department of Legal Affairs 2ER25-1, Addition of 7-Hydroxymitragynine to Schedule I, available at <https://flrules.org/gateway/RuleNo.asp?title=Emergency%20Rule%20for%20Year%202025&ID=2ER25-1> (Last visited January 5, 2026).

These circumstances presented an immediate and imminent hazard to public health, safety, and welfare which requires emergency action. In addition, the Attorney General has found that the above-mentioned compound meets the statutory criteria for placement as a controlled substance in Schedule I, s. 893.03(1)(a), F.S. The emergency rule ordered the temporary scheduling of 7-hydroxymitragynine until the completion of the 2026 legislative session.⁹

On December 10, 2025, Florida's Attorney General issued Emergency Rule 2ER25-3. Emergency Rule 2ER25-3 superseded Emergency Rule 2ER25-2 to update the findings of an imminent hazard to the public safety with respect to 7-OH.¹⁰ Emergency Rule 2ER25-3 does not change the compound or Scheduling that was issued in Emergency Rule 2ER25-2.

Emergency Rule 2ER25-3 expanded the findings to include the need “to curtail [7-OH] abuse by Florida’s children, young adults, and others.”¹¹

Under s. 893.035(7)(a), F.S., the Attorney General is granted statutory authority to issue emergency rules to temporarily classify new substances that pose a potential threat due to abuse. This delegation allows for swift administrative action to control emerging designer drugs before legislative review. However, as outlined in s. 893.035(9), F.S., any emergency rule adopted under this authority automatically expires on the following June 30 unless the Legislature enacts the rule’s provisions as a formal amendment to ch. 893, F.S. This ensures that emergency scheduling remains a temporary measure unless ratified through legislative process.

In 2023, the Legislature enacted the Florida Kratom Consumer Protection Act,¹² which made it unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, any kratom product to a person under 21 years of age. The Florida Department of Agriculture and Consumer Services (FDACS) adopted rules to implement the act.¹³

Xylazine

Currently, s. 893.03(1)(c)37., F.S., lists xylazine as a Schedule I drug. A substance in Schedule I has a high potential for abuse and has no currently accepted medical use in treatment in the United States and in its use under medical supervision does not meet accepted safety standards.¹⁴ Xylazine is also known as “tranq”¹⁵ and is a central nervous system depressant that can cause drowsiness, amnesia, slow breathing, low heart rate and blood pressure.

⁹ Department of Legal Affairs 2ER25-2, Addition of 7-Hydroxymitragynine to Schedule I, available at <https://flrules.org/gateway/ChapterHome.asp?Chapter=2er25-2> (Last visited January 5, 2026).

¹⁰ Department of Legal Affairs 2ER25-3, Addition of 7-Hydroxymitragynine to Schedule I, available at <https://flrules.org/gateway/ruleNo.asp?id=2ER25-3> (Last visited January 5, 2026).

¹¹ Department of Legal Affairs 2ER25-3, Addition of 7-Hydroxymitragynine to Schedule I, available at <https://flrules.org/gateway/ruleNo.asp?id=2ER25-3> (Last visited January 5, 2026).

¹² Section 500.92, F.S.

¹³ Florida Administrative Code R. 5K-4.030.

¹⁴ Section 893.03(1), F.S.

¹⁵ National Library of Medicine, *Increasing presence of xylazine in heroin and/or fentanyl deaths*, Philadelphia, Pennsylvania, 2010–2019, Johnson J, Pizzicato L, Johnson C, Viner K., August 2021, available at <https://pubmed.ncbi.nlm.nih.gov/33536231/> (last visited January 5, 2026).

Xylazine is FDA approved for use in animals as a sedative and pain reliever, it is not safe for use in humans and it is not known if the exposure can be reversed by naloxone.¹⁶ Naloxene is an FDA approved medicine used to quickly reverse an opioid overdose.¹⁷ Research has shown xylazine is often added to illicit opioids, including fentanyl, and people report using xylazine-containing fentanyl to lengthen its euphoric effects.¹⁸

Florida Controlled Substance Schedules

Section 893.03, F.S., classifies controlled substances into five categories or classifications, known as schedules. The schedules regulate the manufacture, distribution, preparation, and dispensing of substances listed in the schedules. The most important factors in determining which schedule may apply to a substance are the “potential for abuse”¹⁹ of the substance and whether there is a currently accepted medical use for the substance. The controlled substance schedules are described as follows:

- Schedule I substances (s. 893.03(1), F.S.) have a high potential for abuse and no currently accepted medical use in treatment in the United States. Use of these substances under medical supervision does not meet accepted safety standards.
- Schedule II substances (s. 893.03(2), F.S.) have a high potential for abuse and a currently accepted but severely restricted medical use in treatment in the United States. Abuse of these substances may lead to severe psychological or physical dependence.
- Schedule III substances (s. 893.03(3), F.S.) have a potential for abuse less than the Schedule I and Schedule II substances and a currently accepted medical use in treatment in the United States. Abuse of these substances may lead to moderate or low physical dependence or high psychological dependence.
- Schedule IV substances (s. 893.03(4), F.S.) have a low potential for abuse relative to Schedule III substances and a currently accepted medical use in treatment in the United States. Abuse of these substances may lead to limited physical or psychological dependence relative to Schedule III substances.
- Schedule V substances (s. 893.03(5), F.S.) have a low potential for abuse relative to Schedule IV substances and a currently accepted medical use in treatment in the United States. Abuse of these substances may lead to limited physical or psychological dependence relative to Schedule IV substances.

Controlled Substance Analog

A “controlled substance analog” is defined in s. 893.0356(2)(a), F.S., as a substance which, due to its chemical structure and potential for abuse, meets the following criteria:

- The substance is substantially similar to that of a controlled substance listed in Schedule I; or

¹⁶ U.S. Food and Drug Administration, *FDA alerts health care professionals of risks to patients exposed to xylazine in illicit drugs*, November 8, 2022, available at <https://www.fda.gov/drugs/drug-safety-and-availability/fda-alerts-health-care-professionals-risks-patients-exposed-xylazine-illicit-drugs> (last visited January 5, 2026).

¹⁷ Drugs.com, *Naloxene*, <https://www.drugs.com/naloxone.html> (last visited January 5, 2026)

¹⁸ National Institute on Drug Abuse, *Xylazine Research Topics*, available at <https://nida.nih.gov/research-topics/xylazine> (last visited on December 11, 2025).

¹⁹ Section 893.035(3)(a), F.S., defines “potential for abuse” as a substance that has properties as a central nervous system stimulant or depressant or a hallucinogen that create a substantial likelihood of the substance being: used in amounts that create a hazard to the user’s health or the safety of the community; diverted from legal channels and distributed through illegal channels; or taken on the user’s own initiative rather than on the basis of professional medical advice.

- Schedule II of s. 893.03, F.S.; and
- The substance has a stimulant, depressant, or hallucinogenic effect on the central nervous system or is represented or intended to have a stimulant, depressant, or hallucinogenic effect on the central nervous system substantially similar to or greater than that of a controlled substance listed in Schedule I or Schedule II of s. 893.03, F.S.

Controlled Substance Offenses Under ss. 893.13 and 893.135, F.S.

Section 893.13, F.S., in part, punishes unlawful possession, sale, purchase, manufacture, and delivery of a controlled substance.²⁰ The penalty for violating s. 893.13, F.S., generally depends on the act committed, the substance and quantity of the substance involved, and the location in which the violation occurred.

Section 893.13(1), F.S., prohibits a person from selling, manufacturing,²¹ or delivering,²² or possessing with the intent to sell, manufacture, or deliver a controlled substance. The penalty for selling a controlled substance varies depending on several factors, including the type and amount of the substance sold, and the location where the sale takes place. Generally, sale of a controlled substance is punishable as either a second degree felony²³ or third degree felony.²⁴

Drug trafficking, which is punished in s. 893.135, F.S., consists of knowingly selling, purchasing, manufacturing, delivering, or bringing into this state (importation), or knowingly being in actual or constructive possession of, certain Schedule I or Schedule II controlled substances in a statutorily-specified quantity. The statute only applies to a limited number of such controlled substances, and the controlled substances involved in the trafficking must meet a specified weight or quantity threshold.

Generally, a drug trafficking offense is punishable as a first degree felony.^{25,26} Section 893.135, F.S., outlines threshold amounts of the applicable controlled substance for each trafficking

²⁰ See e.g., s. 893.13(1)(a) and (b) and (6), F.S.

²¹ “Manufacture” means the production, preparation, propagation, compounding, cultivating, growing, conversion, or processing of a controlled substance, either directly or indirectly, by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging of the substance or labeling or relabeling of its container, except that this term does not include the preparation, compounding, packaging, or labeling of a controlled substance by:

- A practitioner or pharmacist as an incident to his or her administering or delivering of a controlled substance in the course of his or her professional practice.
- A practitioner, or his or her authorized agent under the practitioner’s supervision, for the purpose of, or as an incident to, research, teaching, or chemical analysis, and not for sale. Section 893.02(15)(a), F.S.

²² “Deliver” or “delivery” means the actual, constructive, or attempted transfer from one person to another of a controlled substance, whether or not there is an agency relationship. Section 893.02(6), F.S.

²³ A second degree felony is punishable by up to 15 years imprisonment and a \$10,000 fine. Sections 775.082 and 775.083, F.S.

²⁴ Section 893.13(1), F.S. A third degree felony is punishable by up to five years imprisonment and a \$5,000 fine. Sections 775.082 and 775.083, F.S.

²⁵ A first degree felony is punishable by up to 30 years imprisonment and a \$10,000 fine. Sections 775.082 and 775.083, F.S.

²⁶ Trafficking in certain controlled substances can be a capital offense under specified circumstances. See, e.g., s. 893.135(1)(h)2., F.S. (Any person who knowingly manufactures or brings into this state 400 grams or more of amphetamine . . . who knows that the probable result of such manufacture or importation would be the death of any person commits capital manufacture or importation of amphetamine, a capital felony).

offense. All drug trafficking offenses are subject to mandatory minimum sentences and heightened fines, which are determined by the threshold amounts.

III. Effect of Proposed Changes:

Section 1 amends s. 893.03, F.S., to add 7- Hydroxymitragynine (“7-OH”) concentrated at a level above 400 parts per million on a dry weight basis to the list of Schedule I controlled substances.

The bill also amends s. 893.03, F.S., to provide an exception for xylazine animal drug product approved by the United States Food and Drug Administration (FDA) for veterinary purposes on the list of Schedule I controlled substances. The bill clarifies that this exception does not apply to the manufacture, importation, distribution, prescribing, or sale of xylazine for human use.

Section 2 amends s. 893.13, F.S., to provide it is a first degree felony,²⁷ with a mandatory minimum prison term of 3 years for selling, manufacturing, delivering, or possessing with the intent to sell, manufacture, or deliver xylazine products that resemble candy or other food products or contains cartoon character imprints or trade or logos.

Section 3 amends s. 893.135, F.S., to create a first degree felony for “trafficking in xylazine.” A person may not knowingly sell, purchase, manufacture, deliver, or bring into this state, or knowingly be in actual or constructive possession of, 28 grams or more of xylazine or any salt thereof, or 28 grams or more of any mixture containing any such substance. An offender convicted of such an offense must be sentenced to a mandatory minimum term of imprisonment and fine, the length and amount of which varies depending upon the amount of xylazine involved in the offense. If the quantity involved is:

- Twenty-eight grams or more, but less than 100 grams, such person must be sentenced to a mandatory minimum term of imprisonment of 3 years and shall be ordered to pay a fine of \$100,000.
- One-hundred grams or more, but less than 200 grams, such person must be sentenced to a mandatory minimum term of imprisonment of 7 years and shall be ordered to pay a fine of \$100,000.
- Two-hundred grams or more, such person must be sentenced to a mandatory minimum term of imprisonment of 25 years and shall be ordered to pay a fine of \$500,000.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not appear to require cities and counties to expend funds or limit their authority to raise revenue or receive state-shared revenues as specified by Art. VII, s. 18 of the State Constitution.

B. Public Records/Open Meetings Issues:

None.

²⁷ Sections 775.082, 775.083, or 775.084, F.S.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Legislature's Office of Economic and Demographic Research (EDR) and the Criminal Justice Impact Conference, which provides the final, official estimate of the prison bed impact, if any, of legislation, has determined that the bill may have a positive indeterminate prison bed impact (unquantifiable increase in prison beds) on the Department of Corrections (DOC). The EDR provides the following additional information regarding its estimate:

- Per the DOC, in FY 24-25, there were 1,159 new commitments to prison for the possession, sale, manufacture, or delivery, or trafficking of various drugs. It is not known how many additional offenders would be incarcerated with the addition of 7-Hydroxymitragynine.
- Xylazine is currently included with various other drugs under the sale, manufacturing, delivery, and trafficking statutes. The new language for Xylazine presents language that could both increase the prison population, by adding it to the Level 7, 1st degree 3 year mandatory felony with fentanyl and its derivatives but also reduce it by not applying a mandatory minimum sentence for trafficking until it reaches 28 grams. Even though it is not known how many new commitments Xylazine represents, there were 70 new commitments for trafficking below the new threshold, and 362 new commitments for sale, manufacture, and delivery. The higher number of new commitments make it likely that more offenders involved with Xylazine will be incarcerated, and with the addition of 7-Hydroxymitragynine, the prison population is expected to be pushed in a positive direction, though the number of new inmates cannot be quantified.²⁸

²⁸ Office of Economic and Demographic Research, *SB 432- Controlled Substances*, (on file with the Senate Committee on Criminal Justice).

VI. Technical Deficiencies:

None.

VII. Related Issues:

In their agency bill analysis, the FDLE noted that:

- The FDLE is capable of identifying 7-hydroxymitragynine (7-OH) but is unable to specify between three possible isomers due to equipment limitations.
- The Department of Agriculture and Consumer Services (FDACS) developed a targeted, quantitative screen for 7-hydroxymitragynine.
- When the 7-OH group is identified at a FDLE forensic laboratory, the report will recommend that the substance is sent to the FDACS for quantitative analysis.²⁹

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 893.03, 893.13, 893.135

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

²⁹ Florida Department of Law Enforcement, *2026 Agency Analysis SB 432-Controlled Substances*, (on file with the Senate Committee on Criminal Justice).

By Senator Burgess

23-00349A-26

2026504

A bill to be entitled

An act relating to code inspector body cameras; creating s. 162.41, F.S.; defining terms; requiring a governmental entity that permits its code inspectors to wear body cameras to establish certain policies and procedures; requiring such governmental entity to ensure that certain training occurs, to retain certain data in accordance with public records laws, and to perform a periodic review of actual body camera practices; providing that certain provisions relating to the interception of wire, electronic, and oral communications do not apply to body camera recordings made by code inspectors; providing an effective date.

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

Section 1. Section 162.41, Florida Statutes, is created to read:

162.41 Code inspector body cameras; policies and procedures.—

(1) As used in this section, the term:

(a) "Body camera" means a portable electronic recording device worn on a code inspector's person which records audio and video data of the code inspector's encounters and activities.

(b) "Code inspector" has the same meaning as in s. 162.04(2).

(2) A governmental entity that permits its code inspectors to wear body cameras shall establish policies and procedures addressing the proper use, maintenance, and storage of body

Page 1 of 2

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

23-00349A-26

2026504

cameras and the data recorded by body cameras. The policies and procedures must include all of the following:

(a) General guidelines for the proper use, maintenance, and storage of body cameras.

(b) Any limitation on which code inspectors are permitted to wear body cameras.

(c) Any limitation on code enforcement-related encounters and activities in which code inspectors are permitted to wear body cameras. A code inspector must be permitted to use a body camera to record any encounter with a member of the public which occurs while the inspector is performing his or her duties.

(d) General guidelines for the proper storage, retention, and release of audio and video data recorded by body cameras.

(3) A governmental entity that permits its code inspectors to wear body cameras shall do all of the following:

(a) Ensure that all personnel who wear, use, maintain, or store body cameras are trained in the governmental entity's body camera policies and procedures.

(b) Retain audio and video data recorded by body cameras in accordance with the requirements of s. 119.021, except as otherwise provided by law.

(c) Perform a periodic review of actual body camera practices to ensure conformity with the governmental entity's body camera policies and procedures.

(4) Chapter 934 does not apply to body camera recordings made by code inspectors who elect to use body cameras.

Section 2. This act shall take effect July 1, 2026.

Page 2 of 2

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

The Florida Senate COMMITTEE VOTE RECORD

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 4
Sponsor: B

Sponsor: Burgess

Meeting Date: Wednesday, January 21, 2026

Subject: Code Inspector Body Cameras

Time: 1:30—3:30 p.m.

Place: 37 Senate Building

Bill #: SB 504

Final Action: Favorable with Committee Substitute

[illegible]

CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 4
Meeting Date: Wednesday, January 21, 2026 **Sponsor:** Burgess
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OO=Out of Order
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The Florida Senate

Committee Agenda Request

To: Senator Ileana Garcia, Chair
Appropriations Committee on Criminal and Civil Justice

Subject: Committee Agenda Request

Date: January 14, 2026

I respectfully request that **Senate Bill #504**, relating to Code Inspector Body Cameras, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink, appearing to read "Danny", is written over a horizontal line.

Senator Danny Burgess
Florida Senate, District 23

CC: Marti Harkness, Staff Director
CC: Shelia Clark, Committee Administrative Assistant

File signed original with committee office

S-020 (03/2004)

The Florida Senate

APPEARANCE RECORD

01/21/26
Meeting Date

Appo. Criminal/Civil Justice
Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 504
Bill Number or Topic

Amendment Barcode (if applicable)

Name Tonnette Graham Phone 850.922.4300

Address 100 South Monroe Street Email tgraham@flcounties.com
Street

Tallahassee, FL 32301
City State Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

FL Assoc. of Counties

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

1/21/2026

Meeting Date

Civil & Criminal Justice App.

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

504

Bill Number or Topic

Amendment Barcode (if applicable)

Name **SAm Wagoner**

Phone **850-701-3603**

Address **300 S Bronough St**

Email **swagoner@flcities.com**

Street

TLH

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida League of Cities

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

1/21/2026

APPEARANCE RECORD

504

Meeting Date

Bill Number or Topic

Civil & Criminal Justice App.

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name SAm Wagoner Phone 850-701-3603

Address 300 S Bronough St Email swagoner@flcities.com

Street

TLH

FL

32301

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida League of Cities

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1 21 2026

Meeting Date

504

Bill Number or Topic

Deliver both copies of this form to
Senate professional staff conducting the meeting

Committee

Amendment Barcode (if applicable)

Name

Andrew Koled (Kuh-ell)

Phone

Address

215 S Monroe Street

Email

a/talcl@scgwp.us

Street

Tallahassee

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

FL Association of Code Enforcement

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)



936954

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/21/2026	.	
	.	
	.	
	.	

The Appropriations Committee on Criminal and Civil Justice
(Burgess) recommended the following:

Senate Amendment

Delete lines 48 - 51
and insert:

(b) Ensure that all personnel who use, maintain, store, or
release audio or video data recorded by body cameras are trained
in the governmental entity's policies and procedures.

(c) Retain audio and video data recorded by body cameras in
accordance with the requirements of s. 119.021, except as
otherwise provided by law.



936954

11

(d) Perform a periodic review of actual body camera

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: CS/SB 504

INTRODUCER: Appropriations Committee on Criminal and Civil Justice and Senator Burgess

SUBJECT: Code Inspector Body Cameras

DATE: January 22, 2026

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Tolmich	Fleming	CA	Favorable
2. Kolich	Harkness	ACJ	Fav/CS
3. _____	_____	RC	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 504 creates s. 162.41, F.S., requiring governmental entities that permit code inspectors to wear body cameras to establish certain policies and procedures addressing the proper use, maintenance, and storage of body cameras and the data recorded by such body cameras.

The bill also requires governmental entities that permit code inspectors to wear body cameras to provide training for specified personnel regarding body camera policies and procedures; retain audio and video data recorded by body cameras under certain circumstances; perform periodic reviews of actual body camera practices to ensure conformity with the governmental entity's body camera policies and procedures; and ensure that all personnel who use, maintain, store, or release audio or video data recorded by body cameras are trained in their policies and procedures.

The bill defines "body camera" as a portable electronic recording device worn on a code inspector's person which records audio and video data of the code inspector's encounters and activities.

The bill specifies that ch. 934, F.S. (interception of communications), does not apply to body camera recordings made by code inspectors who elect to use body cameras.

The bill does not have a fiscal impact on state revenues or expenditures. See Section V., Fiscal Impact Statement.

The bill takes effect on July 1, 2026.

II. Present Situation:

County and Municipal Code Enforcement

Code enforcement is a function of local government and affects people's daily lives. Its purpose is to enhance the quality of life and economy of local government by protecting the health, safety, and welfare of the community.¹ Local governments possess a constitutional right to self-government.² Local codes and ordinances allow local governments to enforce regulations on a variety of matters ranging from zoning, tree cutting, nuisances, and excessive noise.³

Chapters 125, 162, and 166, F.S.,⁴ provide counties and municipalities with a mechanism to enforce its codes and ordinances. These statutes are offered as permissible code enforcement mechanisms, but are not binding to local governments, which may use any enforcement mechanism they choose, or combination thereof.⁵

In each statutory mechanism, a local government designates code inspectors⁶ or code enforcement officers,⁷ tasked with investigating potential code violations, providing notice of violations, and issuing citations for noncompliance. Beyond these specified duties, the statutory scheme makes clear that code inspectors lack the authority to perform the functions or duties of a law enforcement officer.⁸

The Local Government Code Enforcement Boards Act (Act), located in Part I of ch. 162, F.S., allows each county and municipality to create by ordinance one or more local government code enforcement boards. A code enforcement board is an administrative board made up of members appointed by the governing body of a county or municipality with the authority to hold hearings and impose administrative fines and other noncriminal penalties for violations of county or municipal codes or ordinances.

Part II of ch. 162, F.S., provides local governments with supplemental methods for enforcing codes and ordinances without establishing a code enforcement board. The statutes allow counties and municipalities to designate some of its employees or agents as code enforcement officers authorized to enforce county or municipal codes or ordinances. Employees or agents who may be

¹ Section 162.02, F.S.

² Art. VIII, FLA CONST.

³ Violations of the Florida Building Code, however, are enforced pursuant to ss. 553.79 and 553.80, F.S., and not within the scope of this bill or the sections of law analyzed herein. *See* s. 125.69(4)(g), F.S.

⁴ Chapter 125 Part II (county self-government), Chapter 162 Part 1 (Local Government Code Enforcement Boards Act), Chapter 162 Part II (supplemental procedures), and s. 166.0415, F.S. (municipal code enforcement).

⁵ Sections 125.69(4)(k), 162.13, 162.21(8), and 166.0415(7), F.S.

⁶ “Code inspector” means any authorized agent or employee of the county or municipality whose duty it is to assure code compliance. Section 162.04, F.S.

⁷ Section 162.21(1), F.S., defines the term “code enforcement officer” to mean “any designated employee or agent of a county or municipality whose duty it is to enforce codes and ordinances enacted by the county or municipality.”

⁸ Section 125.69(4)(h), F.S.

designated as code enforcement officers may include, but are not limited to, code inspectors, law enforcement officers, animal control officers, or firesafety inspectors.⁹

A code enforcement officer may issue a citation to a person when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of a duly enacted code or ordinance and that the county court will hear the charge.¹⁰ However, prior to issuing a citation, a code enforcement officer must provide notice to the person that the person has committed a violation of a code or ordinance and provide a reasonable time period, no more than 30 days, within which the person must correct the violation. If, upon personal investigation, a code enforcement officer finds that the person has not corrected the violation within the time period, the officer may issue a citation.¹¹

Counties and municipalities that choose to enforce codes or ordinances under the provisions of Part II must enact an ordinance establishing the code enforcement procedures. The ordinance, among other requirements, must provide procedures for the issuance of a citation by a code enforcement officer. A violation of a code or an ordinance enforced under Part II is a civil infraction and carries a maximum civil penalty of \$500.¹²

Code enforcement involves potential risks and dangers due to the sensitive nature of the work, which may include requiring individuals to alter their property or give up their possessions.¹³ In recent years, there have been several violent incidents involving code enforcement officers and the public. In March 2023, a man was arrested in Columbus, Ohio, for allegedly dragging a City of Columbus code enforcement officer while holding an ax.¹⁴ In February 2025, a man was arrested after allegedly threatening to shoot a Biscayne Park, Florida code enforcement officer over a \$25 fine.¹⁵

In response to these types of incidents, some local governments require or have contemplated adopting certain safety measures for code enforcement officers, including mandating code enforcement officers be equipped with body cameras.¹⁶ For example, Miami-Dade County has adopted a standard operating procedure that requires code enforcement officers to wear body

⁹ Section 162.21(2), F.S.

¹⁰ Section 162.21(3)(a), F.S.

¹¹ Section 162.21(3)(c), F.S.

¹² Section 162.21(5), F.S.

¹³ Building Safety Journal, *Inspectors are learning code of cautiousness*, September 28, 2020, available at: [Inspectors are learning code of cautiousness - ICC](#) (last visited January 15, 2026).

¹⁴ WSYX, *Man drags Columbus code enforcement officer while holding ax during home inspection*, March 3, 2023, available at: <https://abc6onyourside.com/news/local/man-drags-columbus-code-enforcement-officer-while-holding-ax-during-home-inspection-south-ashburton-road-anthony-margiotti-spit-on-officer-court-franklin-county-correction-center> (last visited January 15, 2026).

¹⁵ WLPB, *Man accused of threatening to shoot Biscayne Park code enforcement officer after receiving \$25 fine*, February 4, 2025, available at: <https://www.local10.com/news/local/2025/02/04/man-accused-of-threatening-to-shoot-biscayne-park-code-enforcement-officer-after-receiving-25-fine/> (last visited January 15, 2026).

¹⁶ See e.g., Tampa Bay 28, *Haines City Police Department reinstates body-worn camera program*, December 19, 2025, available at: <https://www.tampabay28.com/news/region-polk/haines-city-police-department-reinstates-body-worn-camera-program> (last visited January 15, 2026). See also Observer Local News, *Volusia could seek state law change to allow code enforcement officers to wear body cameras*, June 4, 2024, available at: <https://www.observerlocalnews.com/news/2024/jun/04/volusia-could-seek-state-law-change-to-allow-code-enforcement-officers-to-wear-body-cameras/> (last visited January 15, 2026).

cameras and outlines guidelines for the management and official use of the body camera system.¹⁷ The policy was adopted in order to achieve several objectives, including enhancing field safety, promoting accountability, and increasing public trust.¹⁸ The policy also describes training guidelines, user procedure and responsibilities, inspection and maintenance requirements, and prohibited actions and conduct.¹⁹

There is no provision in current law that specifically authorizes or prohibits local governments from permitting local governments to allow code enforcement officers to wear body cameras.

Body Cameras Utilized by Law Enforcement Officers

Current law addresses the usage of body cameras by law enforcement officers. Section 943.1718(1)(a), F.S., defines “body camera” as a portable electronic recording device that is worn on a law enforcement officer’s person that records audio and video data of the officer’s law enforcement-related encounters and activities.²⁰

Body Camera Policies and Procedures

Law enforcement agencies²¹ that permit law enforcement officers to wear body cameras are required to establish policies and procedures addressing the proper use, maintenance, and storage of body cameras and the data recorded by such body cameras.²² The policies and procedures must include:

- General guidelines for the proper use, maintenance, and storage of body cameras;²³
- Any limitations on which law enforcement officers are permitted to wear body cameras;²⁴
- Any limitations on law enforcement-related encounters and activities in which law enforcement officers are permitted to wear body cameras;²⁵
- A provision permitting a law enforcement officer using a body camera to review the recorded footage from the body camera, upon his or her own initiative or request, before writing a report or providing a statement regarding any event arising within the scope of his or her official duties;²⁶ and
- General guidelines for the proper storage, retention, and release of audio and video data recorded by body cameras.²⁷

¹⁷ Miami-Dade County, Code Compliance Division, Body-Worn Cameras Standard Operating Procedure. On file with the Committee on Community Affairs.

¹⁸ *Id.*

¹⁹ *Id.*

²⁰ See s. 943.10, F.S., for the definition of “law enforcement officer.”

²¹ “Law enforcement agency” means an agency that has a primary mission of preventing and detecting crime and enforcing the penal, criminal, traffic, and motor vehicle laws of the state and in furtherance of that primary mission employs law enforcement officers. Section 943.1718(1)(b), F.S.

²² Section 943.1718(2), F.S.

²³ Section 943.1718(2)(a), F.S.

²⁴ Section 943.1718(2)(b), F.S.

²⁵ Section 943.1718(2)(c), F.S.

²⁶ Such provision may not apply to an officer’s inherent duty to immediately disclose information necessary to secure an active crime scene or to identify suspects or witnesses. Section 943.1718(2)(d), F.S.

²⁷ Section 943.1718(2)(e), F.S.

Law enforcement agencies that permit law enforcement officers to wear body cameras must also:²⁸

- Ensure that all personnel who wear, use, maintain, or store body cameras are trained in the law enforcement agency's body camera policies and procedures;²⁹
- Ensure that all personnel who use, maintain, store, or release audio or video data recorded by body cameras are trained in the law enforcement agency's policies and procedures;³⁰
- Retain audio and video data recorded by body cameras in accordance with current law, with certain exceptions;³¹ and
- Perform a periodic review of actual agency body camera practices to ensure conformity with the agency's policies and procedures.³²

Interception of Communications

Chapter 934, F.S., governs the security of various types of communications in the state and limits the ability to intercept, monitor, and record such communications.

Section 934.03, F.S., provides that individuals who intentionally intercept, endeavor to intercept, or procure any other person to intercept or endeavor to intercept any wire, oral, or electronic communication commits a third degree felony.³³ Current law provides for certain exceptions to this section. For example, it is lawful for:

- An investigative or law enforcement officer or a person acting under the direction of such officer to intercept a wire, oral, or electronic communication when such person is a party to the communication or one of the parties to the communication has given prior consent to such interception and the purpose of such interception is to obtain evidence of a criminal act;³⁴ or
- A person to intercept a wire, oral, or electronic communication when all of the parties to the communication have given prior consent to such interception.³⁵

However, s. 943.1718, F.S., provides that ch. 934, F.S., does not apply to body camera recordings made by law enforcement agencies that elect to use body cameras. This permits law enforcement officers to wear body cameras when on duty without having to inform each individual he or she encounters that they are being recorded. Although, the exclusion only applies to body camera recordings that consist of audio and video data of the officer's law enforcement-related encounters and activities.

²⁸ Section 943.1718(3), F.S.

²⁹ Section 943.1718(3)(a), F.S.

³⁰ Section 943.1718(3)(b), F.S.

³¹ Section 943.1718(3)(c), F.S. Section 119.021 provides for the maintenance, preservation, and retention of public records.

³² Section 943.1718(3)(d), F.S.

³³ A third degree felony is punishable by a term of imprisonment not exceeding 5 years and a fine of up to \$5,000. Sections 775.082(3)(e) and 775.083(1)(c), F.S. See section 934.03(4), F.S., for exceptions to such punishment.

³⁴ Section 934.03(2)(c), F.S.

³⁵ Section 934.03(2)(d), F.S.

III. Effect of Proposed Changes:

This bill creates s. 162.41, F.S., requiring governmental entities that permit code inspectors to wear body cameras to establish policies and procedures addressing the proper use, maintenance, and storage of body cameras and the data recorded by such body cameras. The policies and procedures must include:

- General guidelines for the proper use, maintenance, and storage of body cameras;
- Any limitation on which code inspectors are permitted to wear body cameras;
- Any limitation on code enforcement-related encounters and activities in which code inspectors are permitted to wear body cameras; however, a code inspector must be permitted to use a body camera to record any encounter with a member of the public which occurs while the inspector is performing his or her duties; and
- General guidelines for the proper storage, retention, and release of audio and video data recorded by body cameras.

The bill also requires governmental entities that permit code inspectors to wear body cameras to:

- Ensure that all personnel who wear, use, maintain, or store body cameras are trained in the governmental entity's body camera policies and procedures;
- Retain audio and video data recorded by body cameras in accordance with the requirements of s. 119.021, F.S., relating to custodial requirements and maintenance, preservation, and retention of public records, except as otherwise provided by law; and
- Perform a periodic review of actual body camera practices to ensure conformity with the governmental entity's body camera policies and procedures.
- Ensure that all personnel who use, maintain, store, or release audio or video data recorded by body cameras are trained in their policies and procedures.

The bill defines "body camera" as a portable electronic recording device worn on a code inspector's person which records audio and video data of the code inspector's encounters and activities. The bill also defines "code inspector" as any authorized agent or employee of the county or municipality whose duty it is to assure code compliance.

The bill specifies that ch. 934, F.S., (interception of communications), does not apply to body camera recordings made by code inspectors who elect to use body cameras. This allows code inspectors to wear body cameras while performing their official duties without needing to inform each individual he or she encounters that they are being recorded. If the body camera recording does not contain audio and video data of the code inspector's code enforcement-related encounters and activities, the exclusion does not apply.

The bill takes effect on July 1, 2026.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The mandate provisions of Art. VII, s. 18 of the State Constitution do not apply because the requirements of the bill apply only to governmental entities that permit code inspectors to wear body cameras.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill may have a minimal workload impact on local governments that permit code inspectors to wear body cameras because the bill creates a new requirement for such entities to establish policies and procedures regarding their use.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 162.41 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Criminal Justice on January 21, 2026:

The committee substitute adds a requirement that all personnel who use, maintain, store, or release audio or video data recorded by body cameras are trained in their policies and procedures.

B. Amendments:

None.

By Senator Burgess

23-00350A-26

2026506

A bill to be entitled

An act relating to public records; amending s. 119.0713, F.S.; defining terms; providing an exemption from public records requirements for body camera recordings recorded by a code inspector under certain circumstances; providing exceptions; requiring a local government to retain body camera recordings for a specified timeframe; providing for retroactive application; providing construction; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; directing the Division of Library and Information Services of the Department of State to adopt a specified retention requirement for certain body camera recordings by a specified date; providing a contingent effective date.

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

Section 1. Subsection (6) is added to section 119.0713, Florida Statutes, to read:

119.0713 Local government agency exemptions from inspection or copying of public records.—

(6) (a) As used in this subsection, the term:

1. "Body camera" means a portable electronic recording device that is worn on a code inspector's body and that records audio and video data in the course of the performance of his or her official duties and responsibilities.

2. "Code inspector" has the same meaning as in s. 162.04(2).

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

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3. "Personal representative" means a parent, a court-appointed guardian, an attorney, or an agent of, or a person holding a power of attorney for, a person recorded by a body camera. If a person depicted in the recording is deceased, the term also means the personal representative of the estate of the deceased person; the deceased person's surviving spouse, parent, or adult child; the deceased person's attorney or agent; or the parent or guardian of a surviving minor child of the deceased. An agent must possess written authorization of the recorded person to act on his or her behalf.

(b) A body camera recording, or a portion thereof, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution if the recording:

1. Is taken within the interior of a private residence;

2. Is taken within the interior of a facility that offers health care, mental health care, or social services; or

3. Is taken in a place that a reasonable person would expect to be private.

(c) Notwithstanding paragraph (b), a body camera recording, or a portion thereof, may be disclosed by a local government:

1. In furtherance of its official duties and responsibilities; or

2. To another governmental agency in the furtherance of its official duties and responsibilities.

(d) Notwithstanding paragraph (b), a body camera recording, or a portion thereof, must be disclosed by a local government:

1. To a person recorded by the body camera; however, a local government may disclose only those portions relevant to the person's presence in the recording;

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

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2. To the personal representative of a person recorded by the body camera; however, a local government may disclose only those portions relevant to the represented person's presence in the recording;

3. To a person not depicted in the body camera recording if the recording depicts a place in which the person lawfully resided, dwelled, or lodged at the time of the recording; however, a local government may disclose only those portions that record the interior of such a place; or

4. Pursuant to a court order.

a. In addition to any other grounds the court may consider in determining whether to order that a body camera recording be disclosed, the court shall consider whether:

(I) Disclosure is necessary to advance a compelling interest;

(II) The recording contains information that is otherwise exempt or confidential and exempt under the law;

(III) The person requesting disclosure is seeking to obtain evidence to determine legal issues in a case in which the person is a party;

(IV) Disclosure would reveal information regarding a person which is of a highly sensitive personal nature;

(V) Disclosure may harm the reputation or jeopardize the safety of a person depicted in the recording;

(VI) Confidentiality is necessary to prevent a serious and imminent threat to the fair, impartial, and orderly administration of justice;

(VII) The recording could be redacted to protect privacy interests; and

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(VIII) There is good cause to disclose all or portions of the recording.

b. In any proceeding regarding the disclosure of a body camera recording, the local government that made the recording must be given reasonable notice of hearings and an opportunity to participate.

(e) A local government shall retain a body camera recording for at least 90 days.

(f) The exemption provided in paragraph (b) applies retroactively.

(g) This subsection does not supersede any other public records exemption that existed before or is created after the effective date of this exemption. Those portions of a recording which are protected from disclosure by another public records exemption continue to be exempt or confidential and exempt.

(h) This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2031, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. (1) The Legislature finds that it is a public necessity that the following types of body camera recordings recorded by a code inspector in the course of performing his or her official duties and responsibilities be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution: recordings taken within the interior of a private residence; recordings taken within the interior of a facility that offers health care, mental health care, or social services; and recordings taken in a place that a reasonable person would expect to be private.

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117 (2) The Legislature recognizes that body cameras preserve
118 information that has the potential to assist both code
119 inspectors' and the public's ability to review the accuracy of
120 code inspection work.

121 (3) However, the Legislature also finds that, in certain
122 instances, audio and video recorded by body cameras is
123 significantly likely to capture highly sensitive personal
124 information. The exemption of body camera recordings from public
125 records requirements allows code inspectors to administer their
126 duties more effectively and efficiently, which would otherwise
127 be significantly impaired. The Legislature finds that the
128 concerns regarding the impact of public records requirements for
129 body camera recordings necessitate the exemption of the
130 recordings from public records requirements and outweigh any
131 public benefit that may be derived from their disclosure.

132 Section 3. By October 1, 2026, the Division of Library and
133 Information Services of the Department of State shall by rule
134 incorporate into the appropriate general records schedule a 90-
135 day retention requirement for body camera recordings recorded by
136 code inspectors.

137 Section 4. This act shall take effect on the same date that
138 SB 504 or similar legislation takes effect, if such legislation
139 is adopted in the same legislative session or an extension
140 thereof and becomes a law.

The Florida Senate COMMITTEE VOTE RECORD

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 5
Sponsor: B

Sponsor: Burgess

Meeting Date: Wednesday, January 21, 2026

Subject: Public Records/Body Camera Recordings Recorded by a Code Inspector

Time: 1:30—3:30 p.m.

Place: 37 Senate Building

Bill #: SB 506

Final Action: Favorable

[illegible]

CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting

Committee: Appropriations Committee on Criminal and Civil Justice	Tab #: 5
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The Florida Senate

Committee Agenda Request

To: Senator Ileana Garcia, Chair
Appropriations Committee on Criminal and Civil Justice

Subject: Committee Agenda Request

Date: January 14, 2026

I respectfully request that **Senate Bill # 506**, relating to Public Records Exemption, Code Enforcement Officers, be placed on the:

- ☐ committee agenda at your earliest possible convenience.
- ☒ next committee agenda.

A handwritten signature in blue ink, appearing to read "Danny", is written over a horizontal line.

Senator Danny Burgess
Florida Senate, District 23

CC: Marti Harkness, Staff Director
CC: Shelia Clark, Committee Administrative Assistant

1/21/2026

Meeting Date

Civil & Criminal Justice App.

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

506

Bill Number or Topic

Amendment Barcode (if applicable)

Name **SAm Wagoner**

Phone **850-701-3603**

Address **300 S Bronough St**

Email **swagoner@flcities.com**

Street

TLH

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida League of Cities

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

01/21/26

Meeting Date

SB 506

Bill Number or Topic

Appro. Criminal / Civil
Justice

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Tonnelle Graham

Phone 850.922.4300

Address 100 South Monroe St.
Street

Email tgraham@flcounties.com

Tallahassee, FL
City State

32301
Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

FL Assoc. of Counties

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

1/21/2026

APPEARANCE RECORD

506

Meeting Date

Civil & Criminal Justice App.

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name **SAm Wagoner**Phone **850-701-3603**Address **300 S Bronough St**
StreetEmail **swagoner@flcities.com****TLH**

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information**OR**Waive Speaking: ☒ In Support ☐ Against**PLEASE CHECK ONE OF THE FOLLOWING:**☐ I am appearing without
compensation or sponsorship.☒ I am a registered lobbyist,
representing:**Florida League of Cities**☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

01 21 2026

Meeting Date

CCS approps

Committee

506

Bill Number or Topic

Amendment Barcode (if applicable)

Name

Andrew Kalel

Phone

akalel@scgroup.us

Address

215 S Monroe street #520

Email

akalel@scgroup.us

Street

Tallahassee

City

FL

State

32301

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☐ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without compensation or sponsorship.

☒ I am a registered lobbyist, representing:

FL Association of Code Enforcement

☐ I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: SB 506

INTRODUCER: Senator Burgess

SUBJECT: Public Records/Body Camera Recordings Recorded by a Code Inspector

DATE: January 20, 2026

REVISED: _____

ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1. Tolmich	Fleming	CA	Favorable
2. Kolich	Harkness	ACJ	Favorable
3. _____	_____	RC	_____

I. Summary:

SB 506 creates a public records exemption to provide that a code inspectors' body camera recording, or a portion thereof, is confidential and exempt from public disclosure requirements if the recording:

- Is taken within the interior of a private residence;
- Is taken within the interior of a facility that offers health care, mental health care, or social services; or
- Is taken in a place that a reasonable person would expect to be private.

In addition, the bill:

- Provides for certain circumstances under which such recordings are required to be disclosed or may be disclosed;
- Requires local governments to retain a body camera recording for at least 90 days; and
- Specifies that the exemption applies retroactively.

The bill is subject to the Open Government Sunset Review Act and stands repealed on October 2, 2031, unless reviewed and saved from repeal through reenactment by the Legislature.

The bill provides a statement of public necessity as required by the State Constitution. The bill creates a new public record exemption; therefore, it requires a two-thirds vote of the members present and voting in each house of the Legislature for final passage.

The bill does not have a fiscal impact on state revenues or expenditures. See Section V. Fiscal Impact Statement.

The bill takes effect on the same date that SB 504 or similar legislation takes effect (July 1, 2026).

II. Present Situation:

County and Municipal Code Enforcement

Code enforcement is a function of local government and affects people's daily lives. Its purpose is to enhance the quality of life and economy of local government by protecting the health, safety, and welfare of the community.¹ Local governments possess a constitutional right to self-government.² Local codes and ordinances allow local governments to enforce regulations on a variety of matters ranging from zoning, tree cutting, nuisances, and excessive noise.³

Chapters 125, 162, and 166 of the Florida Statutes⁴ provide counties and municipalities with a mechanism to enforce its codes and ordinances. These statutes are offered as permissible code enforcement mechanisms, but are not binding to local governments, which may use any enforcement mechanism they choose, or combination thereof.⁵

In each statutory mechanism, a local government designates code inspectors⁶ or code enforcement officers,⁷ tasked with investigating potential code violations, providing notice of violations, and issuing citations for noncompliance. Beyond these specified duties, the statutory scheme makes clear that code inspectors lack the authority to perform the functions or duties of a law enforcement officer.⁸

The Local Government Code Enforcement Boards Act (Act), located in Part I of ch. 162, F.S., allows each county and municipality to create by ordinance one or more local government code enforcement boards. A code enforcement board is an administrative board made up of members appointed by the governing body of a county or municipality with the authority to hold hearings and impose administrative fines and other noncriminal penalties for violations of county or municipal codes or ordinances.

Part II of ch. 162, F.S., provides local governments with supplemental methods for enforcing codes and ordinances without establishing a code enforcement board. The statutes allow counties and municipalities to designate some of its employees or agents as code enforcement officers authorized to enforce county or municipal codes or ordinances. Employees or agents who may be designated as code enforcement officers may include, but are not limited to, code inspectors, law enforcement officers, animal control officers, or firesafety inspectors.⁹

¹ Section 162.02, F.S.

² Art. VIII, FLA CONST.

³ Violations of the Florida Building Code, however, are enforced pursuant to ss. 553.79 and 553.80, F.S., and not within the scope of this bill or the sections of law analyzed herein. *See* s. 125.69(4)(g), F.S.

⁴ Chapter 125 Part II (county self-government), Chapter 162 Part 1 (Local Government Code Enforcement Boards Act), Chapter 162 Part II (supplemental procedures), and s. 166.0415, F.S. (municipal code enforcement).

⁵ Sections 125.69(4)(k), 162.13, 162.21(8), and 166.0415(7), F.S.

⁶ “Code inspector” means any authorized agent or employee of the county or municipality whose duty it is to assure code compliance. Section 162.04, F.S.

⁷ Section 162.21(1), F.S., defines the term “code enforcement officer” to mean “any designated employee or agent of a county or municipality whose duty it is to enforce codes and ordinances enacted by the county or municipality.”

⁸ Section 125.69(4)(h), F.S.

⁹ Section 162.21(2), F.S.

A code enforcement officer may issue a citation to a person when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of a duly enacted code or ordinance and that the county court will hear the charge.¹⁰ However, prior to issuing a citation, a code enforcement officer must provide notice to the person that the person has committed a violation of a code or ordinance and provide a reasonable time period, no more than 30 days, within which the person must correct the violation. If, upon personal investigation, a code enforcement officer finds that the person has not corrected the violation within the time period, the officer may issue a citation.¹¹

Counties and municipalities that choose to enforce codes or ordinances under the provisions of Part II must enact an ordinance establishing the code enforcement procedures. The ordinance, among other requirements, must provide procedures for the issuance of a citation by a code enforcement officer. A violation of a code or an ordinance enforced under Part II is a civil infraction and carries a maximum civil penalty of \$500.¹²

Code enforcement involves potential risks and dangers due to the sensitive nature of the work, which may include requiring individuals to alter their property or give up their possessions.¹³ In recent years, there have been several violent incidents involving code enforcement officers and the public. In March 2023, a man was arrested in Columbus, Ohio, for allegedly dragging a City of Columbus code enforcement officer while holding an ax.¹⁴ In February 2025, a man was arrested after allegedly threatening to shoot a Biscayne Park, Florida code enforcement officer over a \$25 fine.¹⁵

Access to Public Records – Generally

The State Constitution provides that the public has the right to inspect or copy records made or received in connection with official governmental business.¹⁶ The right to inspect or copy applies to the official business of any public body, officer, or employee of the state, including all three branches of state government, local governmental entities, and any person acting on behalf of the government.¹⁷

Additional requirements and exemptions related to public records are found in various statutes and rules, depending on the branch of government involved. For instance, section 11.0431, F.S., provides public access requirements for legislative records. Relevant exemptions are codified in

¹⁰ Section 162.21(3)(a), F.S.

¹¹ Section 162.21(3)(c), F.S.

¹² Section 162.21(5), F.S.

¹³ Building Safety Journal, Inspectors are learning code of cautiousness, September 28, 2020, available at: [Inspectors are learning code of cautiousness - ICC](#) (last visited January 15, 2026).

¹⁴ WSYX, Man drags Columbus code enforcement officer while holding ax during home inspection, March 3, 2023, available at: <https://abc6onyourside.com/news/local/man-drags-columbus-code-enforcement-officer-while-holding-ax-during-home-inspection-south-ashburton-road-anthony-margiotti-spit-on-officer-court-franklin-county-correction-center> (last visited January 15, 2026).

¹⁵ WLPB, Man accused of threatening to shoot Biscayne Park code enforcement officer after receiving \$25 fine, February 4, 2025, available at: <https://www.local10.com/news/local/2025/02/04/man-accused-of-threatening-to-shoot-biscayne-park-code-enforcement-officer-after-receiving-25-fine/> (last visited January 15, 2026).

¹⁶ Article I, s. 24(a), FLA CONST.

¹⁷ *Id.*

section 11.0431(2)-(3), F.S., and adopted in the rules of each house of the legislature.¹⁸ Florida Rule of Judicial Administration 2.420 governs public access to judicial branch records.¹⁹ Lastly, chapter 119, F.S., known as the Public Records Act, provides requirements for public records held by agencies.

Agency Records – The Public Records Act

The Public Records Act provides that all state, county, and municipal records are open for personal inspection and copying by any person, and that providing access to public records is a duty of each agency.²⁰

Section 119.011(12), F.S., defines “public records” to include:

All documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.

The Florida Supreme Court has interpreted this definition to encompass all materials made or received by an agency in connection with official business that are used to “perpetuate, communicate, or formalize knowledge of some type.”²¹

The Florida Statutes specify conditions under which public access to public records must be provided. The Public Records Act guarantees every person’s right to inspect and copy any public record at any reasonable time, under reasonable conditions, and under supervision by the custodian of the public record.²² A violation of the Public Records Act may result in civil or criminal liability.²³

The Legislature may exempt public records from public access requirements by passing a general law by a two-thirds vote of both the House and the Senate.²⁴ The exemption must state with specificity the public necessity justifying the exemption and must be no broader than necessary to accomplish the stated purpose of the exemption.²⁵

¹⁸ See Rule 1.48, *Rules and Manual of the Florida Senate*, (2024-2026) and Rules 14.1 and 14.2, *Rules of the Florida House of Representatives*, Edition 1, (2024-2026).

¹⁹ *State v. Wooten*, 260 So. 3d 1060 (Fla. 4th DCA 2018).

²⁰ Section 119.01(1), F.S. Section 119.011(2), F.S., defines “agency” as any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for purposes of this chapter, the Commission on Ethics, the Public Service Commission, and the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.

²¹ *Shevin v. Byron, Schaffer, Reid and Assoc., Inc.*, 379 So. 2d 633, 640 (Fla. 1980).

²² Section 119.07(1)(a), F.S.

²³ Section 119.10, F.S. Public record laws are found throughout the Florida Statutes, as are the penalties for violating those laws.

²⁴ Article I, s. 24(c), FLA CONST.

²⁵ *Id.*

General exemptions from public records requirements are contained in the Public Records Act.²⁶ Specific exemptions often are placed in the substantive statutes relating to a particular agency or program.²⁷

When creating a public records exemption, the Legislature may provide that a record is “exempt” or “confidential and exempt.” There is a difference between records the Legislature has determined to be exempt from the Public Records Act and those which the Legislature has determined to be exempt from the Public Records Act *and confidential*.²⁸ Records designated as “confidential and exempt” are not subject to inspection by the public and may only be released under the circumstances defined by statute.²⁹ Records designated as “exempt” may be released at the discretion of the records custodian under certain circumstances.³⁰

Public Records Exemption for Body Camera Recordings Made by a Law Enforcement Officer

Section 119.071(2)(l), F.S., provides that a law enforcement officer’s body camera³¹ recording, or a portion thereof, is confidential and exempt from public disclosure requirements, if the recording:

- Is taken within the interior of a private residence;
- Is taken within the interior of a facility that offers health care, mental health care, or social services; or
- Is taken in a place that a reasonable person would expect to be private.

Current law addresses the circumstances under which a law enforcement officer’s body camera recording may be disclosed or is required to be disclosed. A body camera recording, or a portion thereof, *may* be disclosed by a law enforcement agency in the furtherance of its official duties and responsibilities or to another governmental agency in the furtherance of its official duties and responsibilities.³² A body camera recording, or a portion thereof, *must* be disclosed by a law enforcement agency:

- To a person recorded by a body camera; however, a law enforcement agency may disclose only those portions that are relevant to the person’s presence in the recording;
- To the personal representative³³ of a person recorded by a body camera; however, a law enforcement agency may disclose only those portions that are relevant to the represented person’s presence in the recording;

²⁶ See section 119.071, F.S.

²⁷ See, e.g., section 213.053(2)(a), F.S. (exempting from public disclosure information contained in tax returns received by the Department of Revenue).

²⁸ *WFTV, Inc. v. The Sch. Bd. Of Seminole County*, 874 So. 2d 48, 53 (Fla. 5th DCA 2004).

²⁹ *Id.*

³⁰ *Williams v. City of Minneola*, 575 So. 2d 683 (Fla. 5th DCA 1991).

³¹ “Body camera” means a portable electronic device that is worn on a law enforcement officer’s body and that records audio and video data in the course of the officer performing his or her official duties and responsibilities. Section 119.071(2)(l)1.a., F.S.

³² Section 119.071(2)(l)3., F.S.

³³ “Personal representative” means a parent, court-appointed guardian, an attorney, or an agent of, or a person holding power of attorney for, a person recorded by a body camera. If a person depicted in the recording is deceased, the term also means the personal representative of the estate of the deceased person; the deceased person’s surviving spouse, parent, or adult

- To a person not depicted in a body camera recording if the recording depicts a place in which the person lawfully resided, dwelled, or lodged at the time of the recording; however, a law enforcement agency may disclose only those portions that record the interior of such a place; or
- Pursuant to a court order.³⁴

The court must consider several factors in determining whether to order disclosure of a body camera recording.³⁵ In any proceeding regarding the disclosure of a body camera recording, the law enforcement agency that made the recording must be given reasonable notice of hearings and an opportunity to participate.³⁶

Law enforcement agencies must retain a body camera recording for at least 90 days.³⁷

Local Government Agency Exemptions from Inspection or Copying of Public Records

Section 119.0713, F.S., provides for local government agency exemptions from inspection or copying of public records.

The following records are exempt or confidential and exempt from public records requirements:

- All complaints and other records in the custody of any unit of local government which relate to a complaint of discrimination relating to race, color, religion, sex, national origin, age, handicap, marital status, sale or rental of housing, the provision of brokerage services, or the finance of housing, until certain conditions are met;³⁸
- Audit workpapers and notes related to the audit report of an internal auditor and an investigative report of the inspector general prepared for or on behalf of a unit of local government,³⁹ as well as information received, produced, or derived from an investigation, until certain conditions are met;⁴⁰
- Any data, record, or document used directly or solely by a municipality owned utility to prepare and submit a bid relative to the sale, distribution, or use of any service, commodity, or tangible personal property to any customer or prospective customer, under certain circumstances;⁴¹

child; the deceased person's attorney or agent; or the parent or guardian of a surviving minor child of the deceased. Section 119.071(2)(l)1.c., F.S.

³⁴ Section 119.071(2)(l)4., F.S.

³⁵ Section 119.071(2)(l)4.d.(I), F.S.

³⁶ Section 119.071(2)(l)4.d.(II), F.S.

³⁷ Section 119.071(2)(l)5., F.S.

³⁸ Section 119.0713(1), F.S.

³⁹ "Unit of local government" means a county, municipality, special district, local agency, authority, consolidated city-county government, or any other local governmental body or public body corporate or politic authorized or created by general or special law. Section 119.0713(2)(a), F.S.

⁴⁰ Section 119.0713(2)(b), F.S.

⁴¹ Section 119.0713(3), F.S.

- Proprietary confidential business information⁴² held by an electric utility that is subject to chapter 119, F.S., in conjunction with a due diligence review of an electric project⁴³ or a project to improve the delivery, cost, or diversification of fuel or renewable energy resources;⁴⁴ and
- Specified information held by a utility owned or operated by a unit of local government.⁴⁵

Open Government Sunset Review Act

The provisions of section 119.15, F.S., known as the Open Government Sunset Review Act⁴⁶ (the Act), prescribe a legislative review process for newly created or substantially amended⁴⁷ public record or open meeting exemptions, with specified exceptions.⁴⁸ The Act requires the repeal of such exemption on October 2 of the fifth year after its creation or substantial amendment, unless the Legislature reenacts the exemption.⁴⁹

The Act provides that a public record or open meeting exemption may be created and maintained only if it serves an identifiable public purpose and is no broader than is necessary.⁵⁰ An exemption serves an identifiable purpose if the Legislature finds that the purpose of the exemption outweighs open government policy and cannot be accomplished without the exemption and it meets one of the following purposes:

- It allows the state or its political subdivisions to effectively and efficiently administer a governmental program, and administration would be significantly impaired without the exemption;⁵¹
- It protects sensitive, personal information, the release of which would be defamatory, cause unwarranted damage to the good name or reputation of the individual, or would jeopardize the individual's safety. If this public purpose is cited as the basis of an exemption, however, only personal identifying information is kept exempt;⁵² or
- It protects information of a confidential nature concerning entities, such as trade or business secrets.⁵³

⁴² "Proprietary confidential business information" means information, regardless of form or characteristics, which is held by an electric utility that is subject to chapter 119, F.S., is intended to be and is treated by the entity that provided the information to the electric utility as private in that the disclosure of the information would cause harm to the entity providing the information or its business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or a private agreement that provides the information will not be released to the public. Section 119.0713(4)(a), F.S.

⁴³ See section 163.01(3)(d), F.S., for the definition of "electric project."

⁴⁴ Section 119.0713(4)(b), F.S.

⁴⁵ Section 119.0713(5)(a), F.S.

⁴⁶ Section 119.15, F.S.

⁴⁷ An exemption is considered to be substantially amended if it is expanded to include more records or information or to include meetings as well as records. Section 119.15(4)(b), F.S.

⁴⁸ Section 119.15(2)(a) and (b), F.S., provides that exemptions required by federal law or applicable solely to the Legislature or the State Court System are not subject to the Open Government Sunset Review Act.

⁴⁹ Section 119.15(3), F.S.

⁵⁰ Section 119.15(6)(b), F.S.

⁵¹ Section 119.15(6)(b)1., F.S.

⁵² Section 119.15(6)(b)2., F.S.

⁵³ Section 119.15(6)(b)3., F.S.

The Act also requires specified questions to be considered during the review process.⁵⁴ In examining an exemption, the Act directs the Legislature to question the purpose and necessity of reenacting the exemption.

If the exemption is continued and expanded, then a public necessity statement and a two-thirds vote for passage are required.⁵⁵ If the exemption is continued without substantive changes or if the exemption is continued and narrowed, then a public necessity statement and a two-thirds vote for passage are *not* required. If the Legislature allows an exemption to expire, the previously exempt records will remain exempt unless otherwise provided by law.⁵⁶

III. Effect of Proposed Changes:

Section 1 creates a public records exemption to provide that a code inspectors' body camera recording, or a portion thereof, is confidential and exempt from public record disclosure requirements if the recording:

- Is taken within the interior of a private residence;
- Is taken within the interior of a facility that offers health care, mental health care, or social services; or
- Is taken in a place that a reasonable person would expect to be private.

The bill defines several terms as follows:

- “Body camera” to mean a portable electronic recording device that is worn on a code inspector’s body and that records audio and video data in the course of the performance of his or her official duties and responsibilities.
- “Code inspector” to mean any authorized agent or employee of the county or municipality whose duty it is to assure code compliance.
- “Personal representative” to mean a parent, a court-appointed guardian, an attorney, or an agent of, or a person holding power of attorney for, a person recorded by a body camera. If a person depicted in the recording is deceased, the term also means the personal representative of the estate of the deceased person; the deceased person’s surviving spouse, parent, or adult child; the deceased person’s attorney or agent; or the parent or guardian of a surviving minor child of the deceased. An agent must possess written authorization of the recorded person to act on his or her behalf.

The bill provides that such body camera recordings, or portions thereof, *may* be disclosed by a local government in the furtherance of its official duties and responsibilities or to another governmental agency in the furtherance of its official duties and responsibilities.

⁵⁴ Section 119.15(6)(a), F.S. The specified questions are:

- What specific records or meetings are affected by the exemption?
- Whom does the exemption uniquely affect, as opposed to the general public?
- What is the identifiable public purpose or goal of the exemption?
- Can the information contained in the records or discussed in the meeting be readily obtained by alternative means?
If so, how?
- Is the record or meeting protected by another exemption?
- Are there multiple exemptions for the same type of record or meeting that it would be appropriate to merge?

⁵⁵ See generally section 119.15, F.S.

⁵⁶ Section 119.15(7), F.S.

The bill further provides that such body camera recordings, or portions thereof, *must* be disclosed by a local government:

- To a person recorded by the body camera; however, a local government may disclose only those portions relevant to the person's presence in the recording;
- To the personal representative of a person recorded by the body camera; however, a local government may disclose only those portions relevant to the represented person's presence in the recording;
- To a person not depicted in the body camera recording if the recording depicts a place in which the person lawfully resided, dwelled, or lodged at the time of the recording; however, a local government may disclose only those portions that record the interior of such a place; or
- Pursuant to a court order.

The bill specifies that in addition to any other grounds the court may consider in determining whether to order that a body camera recording be disclosed, the court must consider whether:

- Disclosure is necessary to advance a compelling interest;
- The recording contains information that is otherwise exempt or confidential and exempt under the law;
- The person requesting disclosure is seeking to obtain evidence to determine legal issues in which the person is a party;
- Disclosure would reveal information regarding a person which is of a highly sensitive personal nature;
- Disclosure may harm the reputation or jeopardize the safety of a person depicted in the recording;
- Confidentiality is necessary to prevent a serious and imminent threat to the fair, impartial, and orderly administration of justice;
- The recording could be redacted to protect privacy interests; and
- There is good cause to disclose all or portions of the recording.

The bill also specifies that in any proceeding regarding the disclosure of a body camera recording, the local government that made the recording must be given reasonable notice of hearings and an opportunity to participate.

The bill requires local governments to retain a body camera recording for at least 90 days.

The exemption provided by the bill applies retroactively. The exemption does not supersede any other public record exemption that existed before or is created after the effective date of the exemption. Those portions of a recording which are protected from disclosure by another public record exemption continue to be exempt or confidential and exempt.

The bill is subject to the Open Government Sunset Review Act and stands repealed on October 2, 2031, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2 provides the constitutionally required public necessity statement. The public necessity statement states, in part, that in certain instances, audio and video data recorded by body cameras

is significantly likely to capture highly sensitive personal information. It further provides that the exemption of body camera recordings from public record requirements allows code inspectors to administer their duties more effectively and efficiently, which would otherwise be significantly impaired. As a result, the Legislature finds that the concerns regarding the impact of public record requirements for body camera recordings necessitate the exemption of the recordings from such requirements and outweigh any public benefit that may be derived from their disclosure.

Section 3 provides that by October 1, 2026, the Division of Library and Information Services of the Department of State must by rule incorporate into the appropriate general records schedule a 90-day retention requirement for body camera recordings recorded by code inspectors.

The bill takes effect on the same date that SB 504 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law. SB 504 takes effect July 1, 2026.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not appear to require cities and counties to expend funds or limit their authority to raise revenue or receive state-shared revenues as specified by Art. VII, s. 18 of the State Constitution.

B. Public Records/Open Meetings Issues:

Vote Requirement

Article I, s. 24(c) of the State Constitution requires a two-thirds vote of the members present and voting for final passage of a bill creating or expanding an exemption to the public records disclosure requirements. The bill enacts a new exemption for a body camera recording, or a portion thereof, recorded by a code inspector in the course of performing his or her official duties and responsibilities; thus, the bill requires a two-thirds vote to be enacted.

Public Necessity Statement

Article I, s. 24(c) of the State Constitution requires a bill creating or expanding an exemption to the public record disclosure requirements to state with specificity the public necessity justifying the exemption. Section 2 of the bill contains a statement of public necessity for the exemption which provides that in certain instances, audio and video data recorded by body cameras is significantly likely to capture highly sensitive personal information. It further provides that the exemption of body camera recordings from public record requirements allows code inspectors to administer their duties more effectively and efficiently, which would otherwise be significantly impaired.

Breadth of Exemption

Article I, s. 24(c) of the State Constitution requires an exemption from public records requirements to be no broader than necessary to accomplish the stated purpose of the law. The stated purpose of the bill is to protect highly sensitive personal information and to allow code inspectors to administer their duties more effectively and efficiently. The bill only exempts body camera recordings, or portions thereof, recorded by a code inspector in the course of performing his or her official duties and responsibilities. Such recordings are confidential and exempt only if the recording:

- Is taken within the interior of a private residence;
- Is taken within the interior of a facility that offers health care, mental health care, or social services; or
- Is taken in a place that a reasonable person would expect to be private.

Therefore, the exemption does not appear to be broader than necessary to accomplish the purpose of the law.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The private sector will be subject to the cost associated with a local government's review and redactions of exempt recordings in response to a public records request.

C. Government Sector Impact:

The bill may minimally increase training costs for local governments because staff responsible for complying with public records requests may require training related to the new public record exemption. Additionally, local governments may incur costs associated with redacting the exempt information prior to releasing a record. However, these costs most likely can be absorbed within existing resources.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 119.0713 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Simon

3-00680-26

2026524__

1 A bill to be entitled
 2 An act relating to the Department of Law Enforcement;
 3 amending s. 406.02, F.S.; specifying the circumstances
 4 under which an appointment or reappointment to the
 5 Medical Examiners Commission is considered in force;
 6 requiring the commission to approve the appointment of
 7 district medical examiners by a majority vote to fill
 8 vacancies; amending s. 406.06, F.S.; requiring the
 9 commission, rather than the Governor, to appoint
 10 district medical examiners for each medical examiner
 11 district; specifying that upon approval by the
 12 commission, rather than by the Governor, a physician
 13 member of the commission is eligible to serve as a
 14 district medical examiner; amending s. 943.11, F.S.;
 15 requiring the Criminal Justice Professionalism Program
 16 to provide staff support to the Criminal Justice
 17 Standards and Training Commission; requiring the
 18 commission to act independently of any criminal
 19 justice agency; amending s. 943.1395, F.S.; requiring
 20 commission staff to provide service by certified mail
 21 to a certain licensee's last known address of record
 22 and, if possible, by e-mail; requiring commission
 23 staff to take specified action if the person providing
 24 service does not provide commission staff with proof
 25 of service; amending ss. 943.1726, 943.17261,
 26 943.1727, and 943.17299, F.S.; requiring the
 27 commission, rather than the Department of Law
 28 Enforcement, to establish or develop specified
 29 training components or courses; providing an effective

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30 date.
 31
 32 Be It Enacted by the Legislature of the State of Florida:
 33
 34 Section 1. Subsections (2) and (4) of section 406.02,
 35 Florida Statutes, are amended to read:
 36 406.02 Medical Examiners Commission; membership; terms;
 37 duties; staff.—
 38 (2) The term of office of the physicians appointed to the
 39 commission shall be 4 years. The term of office of the state
 40 attorney, public defender, sheriff, and county commissioner each
 41 shall be 4 years unless she or he leaves that office sooner, in
 42 which case her or his appointment will terminate. The term of
 43 office of the funeral director shall be 4 years. Upon the
 44 expiration of the present terms of office, the Governor shall
 45 appoint two members for terms of 4 years, two members for terms
 46 of 3 years, two members for terms of 2 years, and one member for
 47 a term of 1 year. An appointment to fill a vacancy shall be for
 48 the unexpired portion of the term. An appointment or
 49 reappointment is considered in force until the appointee
 50 resigns, the appointee is no longer qualified for the position,
 51 or the Governor appoints a new member.
 52 (4) The Medical Examiners Commission shall:
 53 (a) Initiate cooperative policies with any agency of the
 54 state or political subdivision thereof.
 55 (b) Approve the appointment of district medical examiners
 56 by a majority vote to fill vacancies.
 57 (c) Remove or suspend district medical examiners pursuant
 58 to this act and have the authority to investigate violations of

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59 this act.

60 ~~(d)(e)~~ Oversee the distribution of state funds for the
61 medical examiner districts and may make such agreements and
62 contracts, subject to approval of the executive director of the
63 Department of Law Enforcement, as may be necessary to effect the
64 provisions of this chapter.

65 Section 2. Subsection (1) of section 406.06, Florida
66 Statutes, is amended to read:

67 406.06 District medical examiners; associates; suspension
68 of medical examiners.—

69 (1) (a) ~~A district medical examiner shall be appointed by~~
70 The Medical Examiners Commission shall appoint a district
71 medical examiner, who must be a practicing physician in
72 pathology, Governor for each medical examiner district ~~from~~
73 ~~nominees who are practicing physicians in pathology, whose~~
74 ~~nominations are submitted to the Governor by the Medical~~
75 ~~Examiners Commission.~~ The term of office of each district
76 medical examiner shall be 3 years. An appointment to fill a
77 vacancy shall be for the unexpired portion of the term.

78 (b) A physician member of the Medical Examiners Commission
79 ~~is shall be~~ eligible to serve as a district medical examiner
80 upon approval by the Medical Examiners Commission Governor.

81 Section 3. Paragraph (a) of subsection (1) of section
82 943.11, Florida Statutes, is amended to read:

83 943.11 Criminal Justice Standards and Training Commission;
84 membership; meetings; compensation.—

85 (1) (a) There is created a Criminal Justice Standards and
86 Training Commission within the Department of Law Enforcement.
87 The Criminal Justice Professionalism Program shall provide staff

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88 support to the commission as authorized in s. 943.09; however,
89 the commission must act independently of any criminal justice
90 agency. The commission shall be composed of 19 members,
91 consisting of the Secretary of Corrections or a designated
92 assistant; the Attorney General or a designee; the Director of
93 the Division of the Florida Highway Patrol; and 16 members
94 appointed by the Governor, consisting of 3 sheriffs; 3 chiefs of
95 police; 5 law enforcement officers who are of the rank of
96 sergeant or below within the employing agency; 2 correctional
97 officers, 1 of whom is an administrator of a state correctional
98 institution and 1 of whom is of the rank of sergeant or below
99 within the employing agency; 1 training center director; 1
100 person who is in charge of a county correctional institution;
101 and 1 resident of the state who falls into none of the foregoing
102 classifications. Prior to the appointment, the sheriff, chief of
103 police, law enforcement officer, and correctional officer
104 members must have had at least 4 years' experience as law
105 enforcement officers or correctional officers.

106 Section 4. Present subsection (10) of section 943.1395,
107 Florida Statutes, is redesignated as subsection (11), and a new
108 subsection (10) is added to that section, to read:

109 943.1395 Certification for employment or appointment;
110 concurrent certification; reemployment or reappointment;
111 inactive status; revocation; suspension; investigation.—

112 (10) Notwithstanding s. 120.60(5), if an administrative
113 complaint is served on a certified law enforcement officer, a
114 correctional officer, a correctional probation officer, or an
115 instructor, commission staff must provide service by certified
116 mail to the licensee's last known address of record and, if

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possible, by e-mail. If the person providing service does not provide commission staff with proof of service, commission staff must call the last known telephone number of record and cause a short, plain notice to the licensee to be posted on the front page of the commission's website.

Section 5. Section 943.1726, Florida Statutes, is amended to read:

943.1726 Continued employment training relating to diabetic emergencies.—The commission ~~department~~ shall establish an online continued employment training component relating to diabetic emergencies. The training component shall include, but need not be limited to, instruction on the recognition of symptoms of such an emergency, distinguishing such an emergency from alcohol intoxication or drug overdose, and appropriate first aid for such an emergency. Completion of the training component may count toward the 40 hours of instruction for continued employment or appointment as a law enforcement officer required under s. 943.135.

Section 6. Section 943.17261, Florida Statutes, is amended to read:

943.17261 ~~Department of Law Enforcement,~~ Training related to medical use of marijuana.—The commission ~~Department of Law Enforcement~~ shall develop a 4-hour online initial training course, and a 2-hour online continuing education course, which shall be made available for use by all law enforcement agencies in this state. Such training shall cover the legal parameters of marijuana-related activities governed by ss. 381.986 and 381.988 relating to criminal laws governing marijuana.

Section 7. Section 943.1727, Florida Statutes, is amended

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2026524

to read:

943.1727 Continued employment training relating to autism spectrum disorder.—The commission ~~department~~ shall establish a continued employment training component relating to autism spectrum disorder as defined in s. 627.6686. The training component shall include, but need not be limited to, instruction on the recognition of the symptoms and characteristics of an individual on the autism disorder spectrum and appropriate responses to an individual exhibiting such symptoms and characteristics. Completion of the training component may count toward the 40 hours of instruction for continued employment or appointment as a law enforcement officer required under s. 943.135.

Section 8. Section 943.17299, Florida Statutes, is amended to read:

943.17299 Continued employment training relating to Alzheimer's disease and related forms of dementia.—The commission ~~department~~ shall establish an online, continued employment training component relating to Alzheimer's disease and related forms of dementia. The training component must be developed in consultation with the Department of Elder Affairs and must include, but need not be limited to, instruction on interacting with persons with Alzheimer's disease or a related form of dementia, including instruction on techniques for recognizing behavioral symptoms and characteristics, effective communication, employing the use of alternatives to physical restraints, and identifying signs of abuse, neglect, or exploitation. Completion of the training component may count toward the 40 hours of instruction for continued employment or

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3-00680-26

2026524

175 appointment as a law enforcement officer, correctional officer,
176 or correctional probation officer required under s. 943.135.
177 Section 9. This act shall take effect July 1, 2026.

Final Action: Favorable

S-010 (10/10/09)
Page 1 of 2

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 6
Meeting Date: Wednesday, January 21, 2026 **Sponsor:** Simon
Time: 1:30—3:30 p.m. **Subject:** Department of Law Enforcement
Place: 37 Senate Building
Bill #: SB 524
Final Action: Favorable

CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting



The Florida Senate

Committee Agenda Request

To: Senator Ileana Garcia, Chair
Appropriations Committee on Criminal and Civil Justice

Subject: Committee Agenda Request

Date: January 12th, 2026

I respectfully request that Senate Bill # 524, relating to Department of Law Enforcement, be placed on the:

- ☐ Committee agenda at your earliest possible convenience.
- ☒ Next committee agenda.

A handwritten signature in blue ink, appearing to read "Corey Simon", is written over a horizontal line. Below the line, the text "Senator Corey Simon" and "Florida Senate, District 3" is printed.

Senator Corey Simon
Florida Senate, District 3

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

SB 524

Bill Number or Topic

Amendment Barcode (if applicable)

January 21, 2026
Meeting Date

Senate Appropriations Committee on
Committee Criminal & Civil Justice

Name Will Grissom Phone 850.410.7000

Address 2331 Phillips Road Email William.Grissom@fdle.state.fl.us
Street

Tallahassee FL 32308
City State Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:
Florida Department
of Law Enforcement

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: SB 524

INTRODUCER: Senator Simon

SUBJECT: Department of Law Enforcement

DATE: January 20, 2026

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Vaughan	Stokes	CJ	Favorable
2.	Kolich	Harkness	ACJ	Favorable
3.			FP	

I. Summary:

SB 524 amends s. 406.02, F.S., to revise appointments and reappointments to the Medical Examiners Commission. The bill specifies that individuals appointed or reappointed by the Governor remain active until resignation, disqualification or a new member is appointed by the Governor.

Additionally, the Medical Examiners Commission must approve the appointment of district medical examiners by a majority vote to fill vacancies.

The bill amends s. 406.06, F.S., to transfer the authority to appoint district medical examiners from the Governor to the Medical Examiners Commission.

The bill amends s. 943.11, F.S, to specify that Criminal Justice Standards and Training Commission (CJSTC) must act independently of any criminal justice agency. The Criminal Justice Professionalism Program is required to provide staff support for the commission.

The bill amends s. 943.1395, F.S., to revise the notification process for serving administrative complaints on a certified law enforcement, correctional, and correctional probation officer or instructor. The CJSTC staff must attempt notification via certified mail and via email, if possible. If proof of service is not provided, staff will attempt contact utilizing the last known telephone number and a notice to the licensee posted on the front page of the CJSTC's website.

The bill amends various sections of ch. 943. F.S., to provide that law enforcement officer curriculum is established by the CJSTC not the FDLE.

The bill does not have a fiscal impact on state government. See Section V., Fiscal Impact Statement.

The bill takes effect July 1, 2026.

II. Present Situation:

The FDLE provides statewide leadership, coordination, and administrative support for key public safety oversight bodies. The FDLE staffs and supports the CJSTC, which sets minimum employment and training standards for law enforcement, correctional, and correctional probation officers; administers certification and decertification processes; and oversees officer training curricula and compliance. The FDLE also staffs and supports the Medical Examiners Commission, which oversees Florida's district medical examiner system, promotes consistent medicolegal death investigation practices, and ensures statewide standards and accountability for death investigations.

Medical Examiners

Florida medical examiners are local district officers appointed by the Governor to one of 25 medical examiner districts under ch. 406, F.S.¹ The Medical Examiners Act was enacted by the 1970 Legislature in order to establish minimum and uniform standards of excellence in statewide medical examiner services.²

Medical Examiners Commission

Medical examiners are governed by the Medical Examiners Commission, which is administratively housed within the FDLE. The commission consists of nine members who serve four-year terms and are selected as follows:

- Two physicians licensed pursuant to ch. 458, F.S., or ch. 459, F.S., and who are active district medical examiners (appointed by the Governor);
- One member who is a funeral director licensed pursuant to ch. 497, F.S., (appointed by the Governor);
- One state attorney (appointed by the Governor);
- One public defender (appointed by the Governor);
- One sheriff (appointed by the Governor); and
- One county commissioner (appointed by the Governor)
- The Attorney General or her or his designated representative.
- The State Surgeon General or her or his designated representative.³

Upon the expiration of the terms of office, the Governor must appoint two members for terms of 4 years, two members for terms of 3 years, two members for terms of 2 years, and one member for a term of 1 year. An appointment to fill a vacancy must be for the unexpired portion of the term.

¹ Section 406.06, F.S.

² Florida Department of Law Enforcement, *Medical Examiners Commission*, available at <https://www.fdle.state.fl.us/MEC/MEC-Home> (last visited January 15, 2026).

³ Section 406.02, F.S.

District medical examiners

District medical examiners are appointed by the Governor for each medical examiner district from nominees who are practicing physicians in pathology, whose nominations are submitted to the Governor by the Medical Examiners Commission. The term of office of each district medical examiner is 3 years. An appointment to fill a vacancy must be for the unexpired portion of the term.⁴ Current law requires district medical examiners to determine the cause of death in certain circumstances and to make any investigations, examinations, and autopsies necessary to make that determination as he or she shall deem necessary or as requested by the state attorney.⁵

Criminal Justice Standards and Training Commission (CJSTC)

The CJSTC is established under s. 943.11, F.S. The CJSTC is an independent policy making body that ensures that Florida's criminal justice officers are ethical, qualified, and well-trained. The CJSTC is responsible for creating entry-level curricula and certification testing for criminal justice officers in Florida, establishing minimum standards for employment and certification, and revoking the certification of officers who fail to maintain these minimum standards of conduct.⁶

An individual must be at least 19 years of age to become a certified law enforcement officer or a certified correctional probation officer and must be at least 18 years of age to become a certified correctional officer. Additionally, the individual must be a citizen of the United States, may not have been convicted of a felony or received a dishonorable discharge from the military, must pass a physical exam, and have good moral character as determined by a background investigation. Certification as a law enforcement officer or correctional officer requires a high school diploma or equivalent (GED). Certification as a correctional probation officer requires a bachelor's degree.^{7,8}

Investigations of Law Enforcement Officers

The CJSTC may initiate disciplinary action against a certified officer when there is a finding that the officer has failed to maintain compliance with statutory requirements, including good moral character standards⁹ or other grounds for revocation.¹⁰ An administrative complaint can be served after the CJSTC completes its investigation and a probable cause panel determines that sufficient grounds exist to proceed. The CJSTC is authorized to impose penalties such as revocation, suspension, probation, retraining, or reprimand in accordance with disciplinary guidelines adopted by rule.

Every law enforcement agency and correctional agency must establish and put into operation a system for the receipt, investigation, and determination of complaints received from any person.

⁴ Section 406.06, F.S.

⁵ Section 406.11, F.S.

⁶ Florida Department of Law Enforcement, Criminal Justice Professionalism Division, *Overview of the Professionalism Division*, <https://www.fdle.state.fl.us/CJSTC/Overview.aspx> (last visited January 15, 2026).

⁷ Florida Department of Law Enforcement, *Criminal Justice Professionalism Services Officer Requirements How To Become a Certified Officer in Florida*, <https://www.fdle.state.fl.us/cjstc/officer-requirements/how-to-become-an-officer> (last visited January 15, 2026).

⁸ Section 943.1395, F.S.

⁹ Section 943.1395(7), F.S.

¹⁰ Section 943.13(4), F.S.

This must be the procedure for investigating a complaint against a law enforcement and correctional officer determining whether to proceed with disciplinary action or to file disciplinary charges.¹¹ When law enforcement or correctional agency personnel prepare an investigative report or summary, the person preparing the report must, at the time the report is completed verify that the contents are true and accurate based on the person's personal knowledge, information, and belief and include a specific statement.^{12, 13}

Officer Bill of Rights

Law enforcement officers' and correctional officers' rights are outlined in the Florida Statutes, these are commonly referred to as, "law enforcement officers' bill of rights."^{14,15} Whenever a law enforcement officer or correctional officer is under investigation and subject to interrogation by members of his or her agency for any reason that could lead to disciplinary action, suspension, demotion, or dismissal, the interrogation must be conducted under the following conditions:

- The interrogation must be conducted at a reasonable hour;
- The interrogation must take place either at the office of the command of the investigating officer or at the local precinct, police unit, or correctional unit in which the incident allegedly occurred;
- The officer under investigation must be informed of the rank, name, and command of the officer in charge of the investigation, the interrogating officer, and all persons present during the interrogation. All questions directed to the officer under interrogation must be asked by or through one interrogator during any one interrogation;
- The officer must be informed of the nature of the investigation before any interrogation begins, and must be informed of the names of all complainants;
- Interrogating sessions must be for reasonable periods and must be timed to allow for personal necessities and rest periods;
- The officer under interrogation may not be subjected to offensive language or be threatened with transfer, dismissal, or disciplinary action. A promise or reward may not be made as an inducement to answer questions;
- If the officer under interrogation is under arrest, or is likely to be placed under arrest, he or she must be completely informed of all his or her rights before commencing the interrogation; and
- At the request of the officer under investigation, he or she has the right to counsel, who must be present at all times during the interrogation.¹⁶

Under the bill of rights, a dismissal, demotion, transfer, reassignment, or other personnel action that might result in loss of pay or benefits or that might otherwise be considered a punitive measure may not be taken against any law enforcement officer or correctional officer unless the

¹¹ Section s. 112.533, F.S.

¹² Section 112.533, F.S.

¹³ Section 112.533(4)(a)2., F.S. "I, the undersigned, do hereby swear, under penalty of perjury, that, to the best of my personal knowledge, information, and belief, I have not knowingly or willfully deprived, or allowed another to deprive, the subject of the investigation of any of the rights contained in ss. 112.532 and 112.533, Florida Statutes."

¹⁴ Section 112.532, F.S.

¹⁵ Whenever a law enforcement officer or correctional officer is under investigation and subject to interrogation by members of his or her agency for any reason that could lead to disciplinary action, suspension, demotion, or dismissal, the interrogation must be conducted under certain conditions. Section 112.532, F.S.

¹⁶ Section 112.532(1), F.S.

law enforcement officer or correctional officer is notified of the action and the reason or reasons for the action before the effective date of the action.¹⁷ If the potential disciplinary action consists of suspension with loss of pay, demotion, or dismissal, the officer or the officer's representative must, upon request, be provided with a complete copy of the investigative file, including the final investigative report and all evidence, and with the opportunity to address the findings in the report with the employing law enforcement agency before imposing disciplinary action consisting of suspension with loss of pay, demotion, or dismissal. The contents of the complaint and investigation must remain confidential until such time as the employing law enforcement agency makes a final determination whether to issue a notice of disciplinary action consisting of suspension with loss of pay, demotion, or dismissal.¹⁸

No law enforcement officer or correctional officer may be discharged; disciplined; demoted; denied promotion, transfer, or reassignment; or otherwise discriminated against in regard to his or her employment or appointment, or be threatened with any such treatment, by reason of his or her exercise of the rights granted by this part.¹⁹

III. Effect of Proposed Changes:

Section 1 amends s. 406.02, F.S., to revise appointments and reappointments to the Medical Examiners Commission. The bill specifies that individuals appointed or reappointed by the Governor remain active until resignation, disqualification or a new member is appointed by the Governor.

Additionally, the Medical Examiners Commission must approve the appointment of medical examiners by a majority vote to fill vacancies.

Section 2 amends s. 406.06, F.S., to transfer the authority to appoint district medical examiners from the Governor to the Medical Examiners Commission. A physician member of the Medical Examiners Commission is eligible to serve as a district medical examiner upon approval of the Medical Examiners Commission rather than approval of the Governor.

Section 3 amends s. 943.11, F.S., to specify that Criminal Justice Standards and Training Commission (CJSTC) must act independently of any criminal justice agency. The Criminal Justice Professionalism Program is required to provide staff support for the commission.

Section 4 amends s. 943.1395, F.S., to revise the notification process for serving administrative complaints on a certified law enforcement, correctional, and correctional probation officer or instructor. The commission staff must provide service by certified mail and, if possible, by email. If proof of service is not provided, staff must call the last known telephone number of record and must cause a short notice to the licensee to be posted on the front page of the commission's website.

¹⁷ Section 112.532(4)(a), F.S.

¹⁸ Section 112.532(4)(b), F.S.

¹⁹ Section 112.532(5), F.S.

Sections 5 through 8 amend ss. 943.1726, 943.17261, 943.1727, and 943.17299, F.S., respectively, to provide that specified law enforcement officer training is established by the CJSTC not the FDLE.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not appear to require cities and counties to expend funds or limit their authority to raise revenue or receive state-shared revenues as specified by Article VII, s. 18, of the State Constitution.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The FDLE advised the bill will not have a fiscal impact to state government.²⁰

VI. Technical Deficiencies:

None.

²⁰ Florida Department of Law Enforcement, *2026 Agency Analysis - SB 524 Department of Law Enforcement*, (on file with the Senate Committee on Criminal Justice).

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 406.02, 406.06, 943.11, 943.1395, 943.1726, 943.17261, 943.1727, and 943.17299.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Arrington

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1 A bill to be entitled
 2 An act relating to criminal offenses; amending s.
 3 827.04, F.S.; providing criminal penalties for persons
 4 who commit any act that causes, tends to cause,
 5 encourages, or contributes to a child committing
 6 offenses of specified severities; providing criminal
 7 penalties for persons who induce or endeavor to
 8 induce, by act, threat, command, or persuasion, a
 9 child to commit offenses of specified severities;
 10 amending s. 828.12, F.S.; creating the offense of
 11 causing or enticing a minor to commit, or in the
 12 presence of a minor committing, animal cruelty;
 13 amending s. 828.122, F.S.; creating the offense of
 14 causing or enticing a minor to commit, or in the
 15 presence of a minor committing, fighting or baiting
 16 animals; amending s. 828.126, F.S.; creating the
 17 offense of causing or enticing a minor to commit, or
 18 in the presence of a minor committing, sexual
 19 activities involving animals; amending s. 921.0022,
 20 F.S.; increasing the level on the offense severity
 21 ranking chart for fighting or baiting animals; ranking
 22 offenses created by the act on the offense severity
 23 ranking chart; conforming a cross-reference; amending
 24 ss. 39.201, 90.4025, 382.356, 409.2355, and 742.107,
 25 F.S.; conforming cross-references; providing an
 26 effective date.

28 Be It Enacted by the Legislature of the State of Florida:
 29

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30 Section 1. Present subsections (2) and (3) of section
 31 827.04, Florida Statutes, are renumbered as subsections (3) and
 32 (4), respectively, a new subsection (2) is added to that
 33 section, and subsection (1) of that section is amended, to read:
 34 827.04 Contributing to the delinquency or dependency of a
 35 child; penalty.—
 36 (1) Except as provided in subsection (2), a ~~any~~ person who:
 37 (a) Commits any act which causes, tends to cause,
 38 encourages, or contributes to a child becoming a delinquent or
 39 dependent child or a child in need of services; or
 40 (b) Induces or endeavors to induce, by act, threat,
 41 command, or persuasion, a child to commit or perform any act,
 42 follow any course of conduct, or live in a manner that causes or
 43 tends to cause such child to become or to remain a dependent or
 44 delinquent child or a child in need of services,
 45 commits a misdemeanor of the first degree, punishable as
 46 provided in s. 775.082 or s. 775.083.
 47 (2) (a) A person who commits any act that causes, tends to
 48 cause, encourages, or contributes to a child committing an
 49 offense that is:
 50 1. A felony of the third degree, commits a misdemeanor of
 51 the first degree, punishable as provided in s. 775.082 or s.
 52 775.083.
 53 2. A felony of the second degree, commits a felony of the
 54 third degree, punishable as provided in s. 775.082, s. 775.083,
 55 or s. 775.084.
 56 3. A felony of the first degree, commits a felony of the
 57 second degree, punishable as provided in s. 775.082, s. 775.083,
 58

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59 or s. 775.084.

60 4. A capital felony, commits a felony of the first degree,
 61 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

62 (b) A person who induces or endeavors to induce, by act,
 63 threat, command, or persuasion, a child to commit an offense
 64 that is:

65 1. A felony of the third degree, commits a misdemeanor of
 66 the first degree, punishable as provided in s. 775.082 or s.
 67 775.083.

68 2. A felony of the second degree, commits a felony of the
 69 third degree, punishable as provided in s. 775.082, s. 775.083,
 70 or s. 775.084.

71 3. A felony of the first degree, commits a felony of the
 72 second degree, punishable as provided in s. 775.082, s. 775.083,
 73 or s. 775.084.

74 4. A capital felony, commits a felony of the first degree,
 75 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

76 Section 2. Present subsections (4) through (7) of section
 77 828.12, Florida Statutes, are renumbered as subsections (5)
 78 through (8), respectively, a new subsection (4) is added to that
 79 section, and subsection (2) of that section is republished, to
 80 read:

81 828.12 Cruelty to animals.—

82 (2) A person who intentionally commits an act to any
 83 animal, or a person who owns or has the custody or control of
 84 any animal and fails to act, which results in the cruel death,
 85 or excessive or repeated infliction of unnecessary pain or
 86 suffering, or causes the same to be done, commits aggravated
 87 animal cruelty, a felony of the third degree, punishable as

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88 provided in s. 775.082 or by a fine of not more than \$10,000, or
 89 both.

90 (a) A person convicted of a violation of this subsection,
 91 where the finder of fact determines that the violation includes
 92 the knowing and intentional torture or torment of an animal that
 93 injures, mutilates, or kills the animal, shall be ordered to pay
 94 a minimum mandatory fine of \$2,500 and undergo psychological
 95 counseling or complete an anger management treatment program.

96 (b) A person convicted of a second or subsequent violation
 97 of this subsection shall be required to pay a minimum mandatory
 98 fine of \$5,000 and serve a minimum mandatory period of
 99 incarceration of 6 months. In addition, the person shall be
 100 released only upon expiration of sentence, is not eligible for
 101 parole, control release, or any form of early release, and must
 102 serve 100 percent of the court-imposed sentence. Any plea of
 103 nolo contendere shall be considered a conviction for purposes of
 104 this subsection.

105 (4) A person 18 years of age or older commits a felony of
 106 the third degree, punishable as provided in s. 775.082, s.
 107 775.083, or s. 775.084, if he or she causes or entices a minor
 108 to commit, or in the presence of a minor commits, a violation of
 109 subsection (2).

110 Section 3. Present subsections (4) through (10) of section
 111 828.122, Florida Statutes, are renumbered as subsections (5)
 112 through (11), respectively, a new subsection (4) is added to
 113 that section, and subsection (3) of that section is amended, to
 114 read:

115 828.122 Fighting or baiting animals; offenses; penalties.—

116 (3) A ~~Any~~ person who knowingly commits any of the following

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

(a) Baiting, breeding, training, transporting, selling, owning, possessing, or using any wild or domestic animal for the purpose of animal fighting or baiting;

(b) Owning, possessing, or selling equipment for use in any activity described in paragraph (a);

(c) Owning, leasing, managing, operating, or having control of any property kept or used for any activity described in paragraph (a) or paragraph (b);

(d) Promoting, staging, advertising, or charging any admission fee to a fight or baiting between two or more animals;

(e) Performing any service or act to facilitate animal fighting or baiting, including, but not limited to, providing security, refereeing, or handling or transporting animals or being a stakeholder of any money wagered on animal fighting or baiting;

(f) Removing or facilitating the removal of any animal impounded under this section from an agency where the animal is impounded or from a location designated by the court under subsection (5) ~~(4)~~, subsection (6) ~~(5)~~, or subsection (8) ~~(7)~~, without the prior authorization of the court;

(g) Betting or wagering any money or other valuable consideration on the fighting or baiting of animals; or

(h) Attending the fighting or baiting of animals.

Notwithstanding any provision of this subsection to the contrary, possession of the animal alone does not constitute a violation of this section.

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(4) A person 18 years of age or older commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she causes or entices a minor to commit, or in the presence of a minor commits a violation of subsection (3).

Section 4. Subsection (6) is added to section 828.126, Florida Statutes, and subsection (2) of that section is republished, to read:

828.126 Sexual activities involving animals.—

(2) A person may not:

(a) Knowingly engage in any sexual contact with an animal;

(b) Knowingly cause, aid, or abet another person to engage in any sexual contact with an animal;

(c) Knowingly permit any sexual contact with an animal to be conducted on any premises under his or her charge or control;

(d) Knowingly organize, promote, conduct, aid, abet, participate in as an observer, or advertise, offer, solicit, or accept an offer of an animal for the purpose of sexual contact with such animal, or perform any service in the furtherance of an act involving any sexual contact with an animal; or

(e) Knowingly film, distribute, or possess any pornographic image or video of a person and an animal engaged in any of the activities prohibited by this section.

(6) A person 18 years of age or older commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she causes or entices a minor to commit, or in the presence of a minor commits a violation of subsection (2).

Section 5. Paragraphs (a), (e), (f), and (g) of subsection

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(3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(a) LEVEL 1

Florida Statute	Felony Degree	Description
24.118(3) (a)	3rd	Counterfeit or altered state lottery ticket.
104.0616(2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
212.054(2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
212.15(2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
316.1935(1)	3rd	Fleeing or attempting to elude law enforcement officer.

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319.30(5) 3rd Sell, exchange, give away certificate of title or identification number plate.

319.35(1) (a) 3rd Tamper, adjust, change, etc., an odometer.

320.26(1) (a) 3rd Counterfeit, manufacture, or sell registration license plates or validation stickers.

322.212 (1) (a) - (c) 3rd Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.

322.212(4) 3rd Supply or aid in supplying unauthorized driver license or identification card.

322.212(5) (a) 3rd False application for driver license or identification card.

414.39(3) (a) 3rd Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.

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194	443.071(1)	3rd	False statement or representation to obtain or increase reemployment assistance benefits.
195	509.151(1)	3rd	Defraud an innkeeper, food or lodging value \$1,000 or more.
196	517.302(1)	3rd	Violation of the Florida Securities and Investor Protection Act.
197	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.
198	812.014(3)(c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
199	815.04(4)(a)	3rd	Offense against intellectual property (i.e., computer programs, data).
200	817.52(2)	3rd	Hiring with intent to defraud, motor vehicle services.
	817.569(2)	3rd	Use of public record or public records information or

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			providing false information to facilitate commission of a felony.
201	826.01	3rd	Bigamy.
202	828.122(3)	3rd	Fighting or baiting animals.
203	831.04(1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
204	831.31(1)(a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
205	832.041(1)	3rd	Stopping payment with intent to defraud \$150 or more.
206	832.05(2)(b) & (4)(c)	3rd	Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more.
207	838.15(2)	3rd	Commercial bribe receiving.
208			

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209	838.16	3rd	Commercial bribery.
210	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
211	847.011(1)(a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
	849.09(1)(a)-(d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
212	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
213	849.25(2)	3rd	Engaging in bookmaking.
214	860.08	3rd	Interfere with a railroad signal.
215	860.13(1)(a)	3rd	Operate aircraft while under the influence.
216	893.13(2)(a)2.	3rd	Purchase of cannabis.
217			

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218	893.13(6)(a)	3rd	Possession of cannabis (more than 20 grams).
	934.03(1)(a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
219	(e) LEVEL 5		
220			
221	Florida Statute	Felony Degree	Description
222	316.027(2)(a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
223	316.1935(3)(a)	2nd	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.
224	316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
225	322.34(6)	3rd	Careless operation of motor vehicle with suspended license,

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resulting in death or serious
bodily injury.

226

327.30(5)(a)2.

3rd

Vessel accidents involving
personal injuries other than
serious bodily injury; leaving
scene.

227

365.172

2nd

(14)(b)2.

Misuse of emergency
communications system resulting
in death.

228

379.365(2)(c)1.

3rd

Violation of rules relating to:
willful molestation of stone
crab traps, lines, or buoys;
illegal bartering, trading, or
sale, conspiring or aiding in
such barter, trade, or sale, or
supplying, agreeing to supply,
aiding in supplying, or giving
away stone crab trap tags or
certificates; making, altering,
forging, counterfeiting, or
reproducing stone crab trap
tags; possession of forged,
counterfeit, or imitation stone
crab trap tags; and engaging in
the commercial harvest of stone
crabs while license is

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suspended or revoked.

229

379.367(4)

3rd

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

230

379.407(5)(b)3.

3rd

Possession of 100 or more
undersized spiny lobsters.

231

381.0041(11)(b)

3rd

Donate blood, plasma, or organs
knowing HIV positive.

232

440.10(1)(g)

2nd

Failure to obtain workers'
compensation coverage.

233

440.105(5)

2nd

Unlawful solicitation for the
purpose of making workers'
compensation claims.

234

440.381(2)

3rd

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

235

624.401(4)(b)2.

2nd

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

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236 626.902(1)(c) 2nd Representing an unauthorized
insurer; repeat offender.

237 790.01(3) 3rd Unlawful carrying of a
concealed firearm.

238 790.162 2nd Threat to throw or discharge
destructive device.

239 790.163(1) 2nd False report of bomb,
explosive, weapon of mass
destruction, or use of firearms
in violent manner.

240 790.221(1) 2nd Possession of short-barreled
shotgun or machine gun.

241 790.23 2nd Felons in possession of
firearms, ammunition, or
electronic weapons or devices.

242 796.05(1) 2nd Live on earnings of a
prostitute; 1st offense.

243 800.04(6)(c) 3rd Lewd or lascivious conduct;
offender less than 18 years of
age.

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

245 806.111(1) 3rd Possess, manufacture, or
dispense fire bomb with intent
to damage any structure or
property.

246 810.145(4) 3rd Commercial digital voyeurism
dissemination.

247 810.145(7)(a) 2nd Digital voyeurism; 2nd or
subsequent offense.

248 810.145(8)(a) 2nd Digital voyeurism; certain
minor victims.

249 812.014(2)(d)3. 2nd Grand theft, 2nd degree; theft
from 20 or more dwellings or
their unenclosed curtilage, or
any combination.

250 812.0145(2)(b) 2nd Theft from person 65 years of
age or older; \$10,000 or more
but less than \$50,000.

251 812.015 3rd Retail theft; property stolen
is valued at \$750 or more and
(8)(a) & (c) -

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252 (e) one or more specified acts.

812.015(8) (f) 3rd Retail theft; multiple thefts
within specified period.

253 812.015(8) (g) 3rd Retail theft; committed with
specified number of other
persons.

254 812.019(1) 2nd Stolen property; dealing in or
trafficking in.

255 812.081(3) 2nd Trafficking in trade secrets.

256 812.131(2) (b) 3rd Robbery by sudden snatching.

257 812.16(2) 3rd Owning, operating, or
conducting a chop shop.

258 817.034(4) (a) 2. 2nd Communications fraud, value
\$20,000 to \$50,000.

259 817.234(11) (b) 2nd Insurance fraud; property value
\$20,000 or more but less than
\$100,000.

260 817.2341(1), 3rd Filing false financial
(2) (a) & statements, making false
(3) (a) entries of material fact or

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261 false statements regarding
property values relating to the
solvency of an insuring entity.

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.

262 817.611(2) (a) 2nd Traffic in or possess 5 to 14
counterfeit credit cards or
related documents.

263 817.625(2) (b) 2nd Second or subsequent fraudulent
use of scanning device,
skimming device, or reencoder.

264 825.1025(4) 3rd Lewd or lascivious exhibition
in the presence of an elderly
person or disabled adult.

265 828.12(2) 3rd Tortures any animal with intent
to inflict intense pain,
serious physical injury, or

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death.

266

828.122(3)

3rd

Fighting or baiting animals.

267

836.14(4)

2nd

Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.

268

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.

269

843.01(1)

3rd

Resist officer with violence to person; resist arrest with violence.

270

847.0135(5)(b)

2nd

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

271

847.0137
(2) & (3)

3rd

Transmission of pornography by electronic device or equipment.

272

847.0138
(2) & (3)

3rd

Transmission of material harmful to minors to a minor by

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electronic device or equipment.

273

874.05(1)(b)

2nd

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

274

874.05(2)(a)

2nd

Encouraging or recruiting person under 13 years of age to join a criminal gang.

275

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)5. drugs).

276

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)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (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.

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277

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)5. drugs) within 1,000 feet of university.

278

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)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.

279

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)5. drugs) within 1,000 feet of public housing facility.

280

893.13(4)(b) 2nd Use or hire of minor; deliver to minor other controlled substance.

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281

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

282

283

284

(f) LEVEL 6

Florida Statute	Felony Degree	Description
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285

316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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286

316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
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287

316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
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288

327.30(5)(a)3.	2nd	Vessel accidents involving serious bodily injury; leaving scene.
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289

400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
----------------	-----	--

290

499.0051(2)	2nd	Knowing forgery of transaction history, transaction
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information, or transaction
statement.

291

499.0051 (3) 2nd Knowing purchase or receipt of
prescription drug from
unauthorized person.

292

499.0051 (4) 2nd Knowing sale or transfer of
prescription drug to
unauthorized person.

293

775.0875 (1) 3rd Taking firearm from law
enforcement officer.

294

784.021 (1) (a) 3rd Aggravated assault; deadly
weapon without intent to kill.

295

784.021 (1) (b) 3rd Aggravated assault; intent to
commit felony.

296

784.041 3rd Felony battery; domestic
battery by strangulation.

297

784.048 (3) 3rd Aggravated stalking; credible
threat.

298

784.048 (5) 3rd Aggravated stalking of person
under 16.

299

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784.07 (2) (c) 2nd Aggravated assault on law
enforcement officer.

300

784.074 (1) (b) 2nd Aggravated assault on sexually
violent predators facility
staff.

301

784.08 (2) (b) 2nd Aggravated assault on a person
65 years of age or older.

302

784.081 (2) 2nd Aggravated assault on specified
official or employee.

303

784.082 (2) 2nd Aggravated assault by detained
person on visitor or other
detainee.

304

784.083 (2) 2nd Aggravated assault on code
inspector.

305

787.02 (2) 3rd False imprisonment; restraining
with purpose other than those
in s. 787.01.

306

787.025 (2) (a) 3rd Luring or enticing a child.

307

790.115 (2) (d) 2nd Discharging firearm or weapon
on school property.

308

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309	790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	
	790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	
310	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	
311	794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	
312	794.05(1)	2nd	Unlawful sexual activity with specified minor.	
313	800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	
314	800.04(6)(b)	2nd	Lewd or lascivious conduct;	

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			offender 18 years of age or older.	
315	806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	
316	810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	
317	810.145(8)(b)	2nd	Digital voyeurism; certain minor victims; 2nd or subsequent offense.	
318	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	
319	812.014(2)(c)5.	3rd	Grand theft; third degree; firearm.	
320	812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	
321	812.015(9)(a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.	
322				

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812.015(9)(b) 2nd Retail theft; aggregated property stolen within 120 days is \$3,000 or more; coordination of others.

812.015(9)(d) 2nd Retail theft; multiple thefts within specified period.

812.015(9)(e) 2nd Retail theft; committed with specified number of other persons and use of social media platform.

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

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

817.49(2)(b)2. 2nd Willful making of a false report of a crime resulting in death.

817.505(4)(b) 2nd Patient brokering; 10 or more patients.

817.5695(3)(b) 2nd Exploitation of person 65 years of age or older, value \$10,000

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or more, but less than \$50,000.

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

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

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

825.103(3)(c) 3rd Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.

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

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

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

828.12(4) 3rd Causing or enticing a minor to commit, or committing in the presence of a minor, animal

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cruelty.

338

828.122(4)

3rd

Causing or enticing a minor to
commit, or committing in the
presence of a minor, fighting
or baiting animals.

339

828.126(3)

3rd

Sexual activities involving
 animals.

340

836.05

2nd

Threats; extortion.

341

836.10

2nd

Written or electronic threats
 to kill, do bodily injury, or
 conduct a mass shooting or an
 act of terrorism.

342

843.12

3rd

Aids or assists person to
 escape.

343

847.011

3rd

Distributing, offering to
 distribute, or possessing with
 intent to distribute obscene
 materials depicting minors.

344

847.012

3rd

Knowingly using a minor in the
 production of materials harmful
 to minors.

345

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847.0135(2)

3rd

Facilitates sexual conduct of
 or with a minor or the visual
 depiction of such conduct.

346

893.131

2nd

Distribution of controlled
 substances resulting in
 overdose or serious bodily
 injury.

347

914.23

2nd

Retaliation against a witness,
 victim, or informant, with
 bodily injury.

348

918.13(2)(b)

2nd

Tampering with or fabricating
 physical evidence relating to a
 capital felony.

349

944.35(3)(a)2.

3rd

Committing malicious battery
 upon or inflicting cruel or
 inhuman treatment on an inmate
 or offender on community
 supervision, resulting in great
 bodily harm.

350

944.40

2nd

Escapes.

351

944.46

3rd

Harboring, concealing, aiding
 escaped prisoners.

352

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944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	
951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.	
(g) LEVEL 7			
Florida Statute	Felony Degree	Description	
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.	
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.	
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.	
327.35(3)(a)3.b.	3rd	Vessel BUI resulting in serious bodily injury.	

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402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.	
409.920 (2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.	
409.920 (2)(b)1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.	
456.065(2)	3rd	Practicing a health care profession without a license.	
456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.	
458.327(1)	3rd	Practicing medicine without a license.	
459.013(1)	3rd	Practicing osteopathic medicine without a license.	
460.411(1)	3rd	Practicing chiropractic	

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medicine without a license.

369

461.012(1) 3rd Practicing podiatric medicine
without a license.

370

462.17 3rd Practicing naturopathy without
a license.

371

463.015(1) 3rd Practicing optometry without a
license.

372

464.016(1) 3rd Practicing nursing without a
license.

373

465.015(2) 3rd Practicing pharmacy without a
license.

374

466.026(1) 3rd Practicing dentistry or dental
hygiene without a license.

375

467.201 3rd Practicing midwifery without a
license.

376

468.366 3rd Delivering respiratory care
services without a license.

377

483.828(1) 3rd Practicing as clinical
laboratory personnel without a
license.

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378

483.901(7) 3rd Practicing medical physics
without a license.

379

484.013(1)(c) 3rd Preparing or dispensing optical
devices without a prescription.

380

484.053 3rd Dispensing hearing aids without
a license.

381

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.

382

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.

383

560.125(5)(a) 3rd Money services business by
unauthorized person, currency
or payment instruments
exceeding \$300 but less than
\$20,000.

384

655.50(10)(b)1. 3rd Failure to report financial

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transactions exceeding \$300 but
less than \$20,000 by financial
institution.

775.21(10)(a) 3rd Sexual predator; failure to
register; failure to renew
driver license or
identification card; other
registration violations.

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

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

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

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

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782.071 2nd Killing of a human being or
unborn child by the operation
of a motor vehicle in a
reckless manner (vehicular
homicide).

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

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

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

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

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

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

784.07(2)(d) 1st Aggravated battery on law
enforcement officer.

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398

784.074 (1) (a) 1st Aggravated battery on sexually
violent predators facility
staff.

399

784.08 (2) (a) 1st Aggravated battery on a person
65 years of age or older.

400

784.081 (1) 1st Aggravated battery on specified
official or employee.

401

784.082 (1) 1st Aggravated battery by detained
person on visitor or other
detainee.

402

784.083 (1) 1st Aggravated battery on code
inspector.

403

787.025 (2) (b) 2nd Luring or enticing a child;
second or subsequent offense.

404

787.025 (2) (c) 2nd Luring or enticing a child with
a specified prior conviction.

405

787.06 (3) (a) 2. 1st Human trafficking using
coercion for labor and services
of an adult.

406

787.06 (3) (e) 2. 1st Human trafficking using

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407

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

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

408

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

409

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

410

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

411

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

412

790.166 (4) 2nd Possessing, displaying, or
threatening to use a hoax
weapon of mass destruction
while committing or attempting

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to commit a felony.

413

790.23

1st, PBL

Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.

414

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.

415

796.05(1)

1st

Live on earnings of a prostitute; 2nd offense.

416

796.05(1)

1st

Live on earnings of a prostitute; 3rd and subsequent offense.

417

800.04(5)(c)1.

2nd

Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.

418

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

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or older.

419

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.

420

806.01(2)

2nd

Maliciously damage structure by fire or explosive.

421

810.02(3)(a)

2nd

Burglary of occupied dwelling; unarmed; no assault or battery.

422

810.02(3)(b)

2nd

Burglary of unoccupied dwelling; unarmed; no assault or battery.

423

810.02(3)(d)

2nd

Burglary of occupied conveyance; unarmed; no assault or battery.

424

810.02(3)(e)

2nd

Burglary of authorized emergency vehicle.

425

812.014(2)(a)1.

1st

Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law

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enforcement officer; property
stolen while causing other
property damage; 1st degree
grand theft.

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

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

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

812.014(2)(g) 2nd Grand theft; second degree;
firearm with previous
conviction of s.
812.014(2)(c)5.

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

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

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812.131(2)(a) 2nd Robbery by sudden snatching.

812.133(2)(b) 1st Carjacking; no firearm, deadly
weapon, or other weapon.

817.034(4)(a)1. 1st Communications fraud, value
greater than \$50,000.

817.234(8)(a) 2nd Solicitation of motor vehicle
accident victims with intent to
defraud.

817.234(9) 2nd Organizing, planning, or
participating in an intentional
motor vehicle collision.

817.234(11)(c) 1st Insurance fraud; property value
\$100,000 or more.

817.2341 1st Making false entries of
(2)(b) & material fact or false
(3)(b) statements regarding property
values relating to the solvency
of an insuring entity which are
a significant cause of the
insolvency of that entity.

817.418(2)(a) 3rd Offering for sale or

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advertising personal protective
equipment with intent to
defraud.

440

817.504 (1) (a) 3rd Offering or advertising a
vaccine with intent to defraud.

441

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

442

817.611 (2) (b) 2nd Traffic in or possess 15 to 49
counterfeit credit cards or
related documents.

443

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

444

825.103 (3) (b) 2nd Exploiting an elderly person or
disabled adult and property is
valued at \$10,000 or more, but
less than \$50,000.

445

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

446

827.04 (4) 3rd Impregnation of a child under

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~~827.04 (3)~~

16 years of age by person 21
years of age or older.

447

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

448

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

449

828.126 (6) 3rd Causing or enticing a minor to
commit, or committing in the
presence of a minor, sexual
activities involving animals.

450

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

451

838.015 2nd Bribery.

452

838.016 2nd Unlawful compensation or reward
for official behavior.

453

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

454

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838.22 2nd Bid tampering.

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

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

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

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 unlawful sex act.

872.06 2nd Abuse of a dead human body.

874.05(2)(b) 1st Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

874.10 1st,PBL Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

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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)5.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

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)5., within 1,000 feet of property used for religious services or a specified business site.

893.13(4)(a) 1st Use or hire of minor; deliver to minor other controlled substance.

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

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467

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

468

893.135 1st Trafficking in illegal drugs,
(1) (c) 1.a. more than 4 grams, less than 14
grams.

469

893.135 1st Trafficking in hydrocodone, 28
(1) (c) 2.a. grams or more, less than 50
grams.

470

893.135 1st Trafficking in hydrocodone, 50
(1) (c) 2.b. grams or more, less than 100
grams.

471

893.135 1st Trafficking in oxycodone, 7
(1) (c) 3.a. grams or more, less than 14
grams.

472

893.135 1st Trafficking in oxycodone, 14
(1) (c) 3.b. grams or more, less than 25
grams.

473

893.135 1st Trafficking in fentanyl, 4
(1) (c) 4.b. (I) grams or more, less than 14
grams.

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475

893.135 1st Trafficking in phencyclidine,
(1) (d) 1.a. 28 grams or more, less than 200
grams.

476

893.135 (1) (e) 1. 1st Trafficking in methaqualone,
200 grams or more, less than 5
kilograms.

477

893.135 (1) (f) 1. 1st Trafficking in amphetamine, 14
grams or more, less than 28
grams.

478

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

479

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

480

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

481

893.135 1st Trafficking in Phenethylamines,
(1) (k) 2.a. 10 grams or more, less than 200
grams.

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893.135 1st Trafficking in synthetic
(1) (m) 2.a. cannabinoids, 280 grams or
more, less than 500 grams.

893.135 1st Trafficking in synthetic
(1) (m) 2.b. cannabinoids, 500 grams or
more, less than 1,000 grams.

893.135 1st Trafficking in n-benzyl
(1) (n) 2.a. phenethylamines, 14 grams or
more, less than 100 grams.

893.1351(2) 2nd Possession of place for
trafficking in or manufacturing
of controlled substance.

896.101(5) (a) 3rd Money laundering, financial
transactions exceeding \$300 but
less than \$20,000.

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

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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
sexual offender; harbor or
conceal a sexual offender.

943.0435(14) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

944.607(9) 3rd Sexual offender; failure to
comply with reporting
requirements.

944.607(10) (a) 3rd Sexual offender; failure to
submit to the taking of a
digitized photograph.

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494

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

495

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

496

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

497

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

498

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

499

500

501

Section 6. Paragraph (c) of subsection (3) of section 39.201, Florida Statutes, is amended to read:

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502

39.201 Required reports of child abuse, abandonment, or neglect, sexual abuse of a child, and juvenile sexual abuse; required reports of death; reports involving a child who has exhibited inappropriate sexual behavior.—

506

(3) ADDITIONAL CIRCUMSTANCES RELATED TO REPORTS.—

507

(c) *Abuse involving impregnation of a child.*—A report must be immediately electronically transferred to the appropriate county sheriff's office or other appropriate law enforcement agency by the central abuse hotline if the report is of an instance of known or suspected child abuse involving impregnation of a child 15 years of age or younger by a person 21 years of age or older under s. 827.04(4) ~~s. 827.04(3)~~. If the report is of known or suspected child abuse under s. 827.04(4) ~~s. 827.04(3)~~, subsection (1) does not apply to health care professionals or other professionals who provide medical or counseling services to pregnant children when such reporting would interfere with the provision of such medical or counseling services.

520

Section 7. Section 90.4025, Florida Statutes, is amended to read:

522

90.4025 Admissibility of paternity determination in certain criminal prosecutions.—If a person less than 18 years of age gives birth to a child and the paternity of that child is established under chapter 742, such evidence of paternity is admissible in a criminal prosecution under ss. 794.011, 794.05, 800.04, and 827.04(4) ~~827.04(3)~~.

528

Section 8. Section 382.356, Florida Statutes, is amended to read:

529

530

382.356 Protocol for sharing certain birth certificate

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531 information.—In order to facilitate the prosecution of offenses
 532 under s. 794.011, s. 794.05, s. 800.04, or s. 827.04(4) ~~s.~~
 533 ~~827.04(3)~~, the Department of Health, the Department of Revenue,
 534 and the Florida Prosecuting Attorneys Association shall develop
 535 a protocol for sharing birth certificate information for all
 536 children born to unmarried mothers who are less than 17 years of
 537 age at the time of the child's birth.

538 Section 9. Section 409.2355, Florida Statutes, is amended
 539 to read:

540 409.2355 Programs for prosecution of males over age 21 who
 541 commit certain offenses involving girls under age 16.—Subject to
 542 specific appropriated funds, the Department of Children and
 543 Families is directed to establish a program by which local
 544 communities, through the state attorney's office of each
 545 judicial circuit, may apply for grants to fund innovative
 546 programs for the prosecution of males over the age of 21 who
 547 victimize girls under the age of 16 in violation of s. 794.011,
 548 s. 794.05, s. 800.04, s. 827.04(4) ~~s. 827.04(3)~~, or s.
 549 847.0135(5).

550 Section 10. Subsection (4) of section 742.107, Florida
 551 Statutes, is amended to read:

552 742.107 Determining paternity of child with mother under 16
 553 years of age when impregnated.—

554 (4) When the information provided by the applicant or
 555 recipient who was impregnated while under age 16 indicates that
 556 such person is the victim of child abuse as provided in s.
 557 827.04(4) ~~s. 827.04(3)~~, the Department of Revenue or the
 558 Department of Children and Families shall notify the county
 559 sheriff's office or other appropriate agency or official and

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560 provide information needed to protect the child's health or
 561 welfare.

562 Section 11. This act shall take effect October 1, 2026.

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The Florida Senate COMMITTEE VOTE RECORD

Committee: Appropriations Committee on Criminal and Civil Justice **Tab #:** 7
Sponsor: A

Sponsor: Arrington
Subject: Criminal Offenses

Meeting Date: Wednesday, January 21, 2026

Time: 1:30—3:30 p.m.

Place: 37 Senate Building

Bill #: SB 676

Final Action: Favorable

[illegible]

CODES: FAV=Favorable
UNF=Unfavorable
-R=Reconsidered

RCS=Replaced by Committee Substitute
RE=Replaced by Engrossed Amendment
RS=Replaced by Substitute Amendment

TP=Temporarily Postponed
VA=Vote After Roll Call
VC=Vote Change After Roll Call

WD=Withdrawn
OO=Out of Order
AV=Abstain from Voting

Committee: Appropriations Committee on Criminal and Civil Justice	Tab #: 7
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Florida Senate

Kristen Arrington

Senator, District 25

District Office:

3 Courthouse Square
Room 219
Kissimmee, FL, 34741
(407) 846-5187

Tallahassee Office:

210 Senate Building
404 S. Monroe St.
Tallahassee, FL 32399-
1300
(850) 487-5025

Staff:

Zoe Karabenick
Senior Legislative Aide

Monica Smith
Legislative Aide

Ana Villalobos
District Legislative
Aide

Francis Briones
District Legislative
Aide

Committees:

Commerce & Tourism
Vice Chair

Agriculture,
Environment, and
General Government
Appropriations

Transportation,
Tourism, and Economic
Development
Appropriations

Environment and
Natural Resources

Fiscal Policy

Governmental
Oversight and
Accountability

Transportation

January 14, 2026

The Honorable Ileana Garcia, Chair

314 Senate Building
404 South Monroe Street
Tallahassee, FL 32399-1100

Dear Chair Garcia,

I am respectfully requesting that you place SB 676, Criminal Offenses, on the agenda for the next Appropriations Committee on Criminal and Civil Justice meeting at your earliest opportunity.

SB 676 would create criminal penalties for adults that commit acts of animal cruelty in the presence of a minor or coerce a minor to participate. This bill specifies animal cruelty as fighting, baiting, or sexual activities. SB 676 also increases the level on the offense severity ranking chart for fighting or baiting animals.

Studies show that children that witness or participate in acts of animal cruelty have a greater increase in mental health issues, along with an increased likelihood of engaging in violence themselves. By addressing the cycle of abuse early on, children can be shielded from additional trauma caused by witnessing violence.

SB 676 passed its first committee stop unanimously and is part of the Governor's proposal to protect puppies in Florida.

If you have any questions, please do not hesitate to reach me at (407) 973-4070. Thank you for your consideration in placing SB 676 on the next committee agenda.

Respectfully,

Senator Kristen Arrington

CC: The Honorable Jonathan Martin, Vice Chair
Marti Harkness, Staff Director

The Florida Senate

APPEARANCE RECORD

SB 676

1/21/26

Meeting Date

Bill Number or Topic

Approps on Criminal/Civil

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Kate Macfall

Phone 850 508-1001

Address 1206 Walton Dr.

Street

Email KMacfall@hsus.org

Tallahassee FL

City

State

32312

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Humane World

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

Jan 21 2026

Meeting Date

Appropriations Committee on Criminal and Civil Justice

Committee

Name **Jennifer Cook Pritt**

Phone **850-219-3631**

Address **2636 Mitcham Drive**
Street

Email **jpritt@fpca.com**

Tallahassee

City

FL

State

32308

Zip

The Florida Senate
APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

676

Bill Number or Topic

Amendment Barcode (if applicable)

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

**The Florida Police Chiefs
Association**

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

January 21, 2026

APPEARANCE RECORD

676

Meeting Date

Crimnal & Civil Approps

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Senate professional staff conducting the meeting

Bill Number or Topic

Committee

Amendment Barcode (if applicable)

Name **Barney Bishop** Phone **8505109922**

Address **1454 Vieux Carre Drive** Email **Barney@BarneyBishop.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information **OR** Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Smart Justice Alliance

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1/21/20

Meeting Date

676

Bill Number or Topic

Approps. on COT

Committee

Deliver both copies of this form to
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Allie McNair

Phone 877-2165

Address 2617 Mahan Dr.

Email amcnair@flsheriff.org

Street

TLH FL 32368

City

State

Zip

Speaking: ☐ For ☐ Against ☐ Information

OR

Waive Speaking: ☒ In Support ☐ Against

PLEASE CHECK ONE OF THE FOLLOWING:

☐ I am appearing without
compensation or sponsorship.

☒ I am a registered lobbyist,
representing:

Florida Sheriff's Association

☐ I am not a lobbyist, but received
something of value for my appearance
(travel, meals, lodging, etc.),
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Committee on Criminal and Civil Justice

BILL: SB 676

INTRODUCER: Senator Arrington

SUBJECT: Criminal Offenses

DATE: January 20, 2026

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Cellon	Stokes	CJ	Favorable
2.	Atchley	Harkness	ACJ	Favorable
3.			FP	

I. Summary:

SB 676 amends s. 827.04, F.S., relating to contributing to the delinquency of a minor, to create a graduated penalty structure for the offender based on the delinquent act or criminal offense the child committed.

The bill amends ss. 828.12, 828.122 and 828.126, F.S., to create a third degree felony offense for a person eighteen years of age or older who causes or entices a minor to commit, or in the presence of a minor, commits a violation of the following sections of law:

- Aggravated animal cruelty pursuant to s. 828.12(2), F.S.
- Fighting or baiting animals pursuant to s. 828.122, F.S.
- Sexual activities involving animals pursuant to s. 828.126, F.S.

The bill amends the Offense Severity Ranking Chart to rank new offenses created by the bill and increase the ranking for the offense of fighting or baiting animals.

The bill may have a positive indeterminate prison bed impact on the Department of Corrections. See Section V., Fiscal Impact Statement.

The bill takes effect on October 1, 2026.

II. Present Situation:

Contributing to the Delinquency or Dependency of a Minor

A person commits a first degree¹ misdemeanor if he or she:

¹ A first degree misdemeanor is punishable by up to a year in the county jail and a \$1,000 fine; ss. 775.082 and 775.083, F.S.

- Commits any act which causes, tends to cause, encourages, or contributes to a child becoming a delinquent or dependent child or a child in need of services; or
- Induces or endeavors to induce, by act, threat, command, or persuasion, a child to commit or perform any act, follow any course of conduct, or live in a manner that causes or tends to cause such child to become or to remain a dependent or delinquent child or a child in need of services.

The offense is a first degree misdemeanor regardless of the offense child commits.²

It is not necessary for any court exercising juvenile jurisdiction to make an adjudication that any child is delinquent or dependent or a child in need of services in order to prosecute a violation of contributing to the delinquency or dependency of a minor. An adjudication that a child is delinquent or dependent or a child in need of services does not preclude a subsequent prosecution of contributing to the delinquency or dependency of a minor.

Crimes Victimizing Animals

Aggravated Animal Cruelty

A person who intentionally commits an act to any animal, or a person who owns or has the custody or control of any animal and fails to act, which results in the cruel death, or excessive or repeated infliction of unnecessary pain or suffering, or causes the same to be done, commits aggravated animal cruelty. This offense is a third degree felony.^{3,4}

Fighting or Baiting Animals

A person who knowingly commits any of the following acts commits a third degree felony:

- Baiting,⁵ breeding, training, transporting, selling, owning, possessing, or using any wild or domestic animal for the purpose of animal fighting⁶ or baiting;
- Owning, possessing, or selling equipment for use in any such activity;
- Owning, leasing, managing, operating, or having control of any property kept or used for such activities;

² Section 827.04(1), F.S.

³ A third degree felony is generally punishable by not more than 5 years in prison and a fine not exceeding \$5,000; ss. 775.082 and 775.083, F. S. As part of the sentence for the offense of aggravated animal cruelty the court may impose a fine of *not more than* \$10,000.

⁴ A person convicted of a violation of s. 828.12(2), F.S., where the finder of fact determines that the violation includes the knowing and intentional torture or torment of an animal that injures, mutilates, or kills the animal, must be ordered to pay a minimum mandatory fine of \$2,500 and undergo psychological counseling or complete an anger management treatment program. A person convicted of a second or subsequent violation of s. 828.12(2), F.S., must be required to pay a minimum mandatory fine of \$5,000 and serve a minimum mandatory period of incarceration of 6 months. In addition, the person shall be released only upon expiration of sentence, is not eligible for parole, control release, or any form of early release, and must serve 100 percent of the court-imposed sentence. Any plea of nolo contendere shall be considered a conviction for purposes of s. 828.12(2), F.S.

⁵ “Baiting” means to attack with violence, to provoke, or to harass an animal with one or more animals for the purpose of training an animal for, or to cause an animal to engage in, fights with or among other animals. In addition, “baiting” means the use of live animals in the training of racing greyhounds. Section 828.122(2)(b), F.S.

⁶ “Animal fighting” means fighting between roosters or other birds or between dogs, bears, or other animals. Section 828.122(2)(a), F.S.

- Promoting, staging, advertising, or charging any admission fee to a fight or baiting between two or more animals;
- Performing any service or act to facilitate animal fighting or baiting, including but not limited to, providing security, refereeing, or handling or transporting animals or being a stakeholder of any money wagered on animal fighting or baiting;
- Removing or facilitating the removal of any animal impounded under s. 828.122, F.S., from an agency where the animal is impounded or from a location designated by the court, without prior authorization from the court.
- Betting or wagering any money or other valuable consideration on the fighting or baiting of animals; or
- Attending the fighting or baiting of animals.⁷

Sexual Activities Involving Animals

“Sexual contact with an animal” means any act committed between a person and an animal for the purpose of sexual gratification, abuse, or financial gain which involves:

- Contact between the sex organ or anus of one and the mouth, sex organ, or anus of the other;
- The fondling of the sex organ or anus of an animal; or
- The insertion, however slight, of any part of the body of a person or any object into the vaginal or anal opening of an animal, or the insertion of any part of the body of an animal into the vaginal or anal opening of a person.⁸

A person commits a third degree felony⁹ if he or she knowingly:

- Engages in any sexual contact with an animal;
- Causes, aids, or abets another person to engage in any sexual contact with an animal;
- Permits any sexual contact with an animal to be conducted on any premises under his or her charge or control;
- Organizes, promotes, conducts, aids, abets, participates in as an observer, or advertises, offers, or accepts an offer of an animal for the purpose of sexual contact with such animal, or performs any service in the furtherance of an act involving any sexual contact with an animal; or
- Films, distributes, or possesses any pornographic image or video of a person and an animal engaged in any of the prohibited activities.^{10,11}

⁷ Section 828.122(3)(a)-(h), F.S., is a third degree felony which is punishable by up to 5 years in prison and a fine not to exceed \$5,000; ss. 775.082 and 775.083, F.S.

⁸ Section 828.126(1)(a)-(c), F.S.

⁹ A third degree felony is punishable by up to five years in prison and a \$5,000 fine; ss. 775.082 and 775.083, F.S.

¹⁰ Section 828.126, F.S.

¹¹ A study of incidents from 1975 to 2015 found that 31.6 percent of animal sex offenders also sexually offended adults and children. Additionally, 52.9 percent of animal sex offenders had a prior or subsequent criminal record involving human sexual abuse, animal abuse, interpersonal violence, substances or property offenses. The Journal of the American Academy of Psychiatry and the Law, *Arrest and Prosecution of Animal Sex Abuse (Bestiality) Offenders in the United States, 1975 – 2015*, May 2019, available at <http://jaapl.org/content/early/2019/05/16/JAAPL.003836-19> (last visited January 6, 2026).

It should be noted that the crimes of Lewd or Lascivious Battery and Lewd or Lascivious Exhibition, second degree felony offenses,¹² contain elements that are similar to the third degree felony crime of Sexual Contact with an Animal. A person commits:

- Lewd or Lascivious Battery if he or she commits the acts of encouraging, forcing, or enticing any person less than 16 years of age to engage in sadomasochistic abuse, *sexual bestiality*, prostitution, or any other act involving sexual activity.
- Lewd or Lascivious Exhibition if he or she intentionally commits a sexual act that does not involve actual physical or sexual contact with the victim, including but not limited to, sadomasochistic abuse, *sexual bestiality*, or the simulation of any act involving sexual activity in the presence of a victim who is less than 16 years of age.¹³

Although the term “sexual bestiality” is not defined in the Lewd or Lascivious Battery offenses, it is defined elsewhere in the Florida Statutes. For example, the definition in s. 775.0847(1)(g), F.S., is “sexual bestiality means any sexual act, actual or simulated, between a person and an animal involving the sex organ of the one and the mouth, anus, or female genitals of the other.”

Criminal Punishment Code

The Criminal Punishment Code¹⁴ (Code) is Florida’s primary sentencing policy. Noncapital felonies sentenced under the Code receive an offense severity level ranking (Levels 1-10).¹⁵ The maximum sentence that can be imposed for a criminal offense is generally based on the degree of the misdemeanor or felony:

- Sixty days in a county jail for a second degree misdemeanor;
- One year in a county jail for a first degree misdemeanor;
- Five years in state prison for a third degree felony;
- Fifteen years in state prison for a second degree felony;
- Generally, 30 years to life in state prison for a first degree felony; and
- The death penalty, or life imprisonment without the possibility of parole for a capital felony.¹⁶

Severity Ranking Chart

Section 921.0022(1) and (2), F.S., provides the offense severity ranking chart that must be used with the Criminal Punishment Code worksheet to compute a sentence score for each felony offender whose offense was committed on or after October 1, 1998. The chart has 10 offense levels, ranked from least severe to most severe.

¹² A second degree felony is punishable by up to fifteen years imprisonment and a \$10,000 fine; ss. 775.082 and 775.083, F.S.

¹³ *Id.* Sections 800.04(4) and 800.04(7), F.S.

¹⁴ Sections 921.002-921.0027, F.S.; *See* chs. 97-194 and 98-204, L.O.F. The Code is effective for offenses committed on or after October 1, 1998.

¹⁵ Offenses are either ranked in the offense severity level ranking chart in s. 921.0022, F.S., or are ranked by default based on a ranking assigned to the felony degree of the offense as provided in s. 921.0023, F.S.

¹⁶ Section 775.082, F.S. Fines may also be imposed, and those fines escalate based on the degree of the offense. Section 775.083, F.S., provides the following maximum fines; \$500 for a second degree misdemeanor; \$1,000 for a first degree misdemeanor; \$5,000 for a third degree felony; and \$10,000 for a second degree felony and a first degree felony.

Section 921.0023, F.S., provides that until the Legislature specifically assigns an offense to a severity level in the offense severity ranking chart, the severity level is within the following parameters:

- A third degree felony is within offense level 1;
- A second degree felony is within offense level 4;
- A first degree felony is within offense level 7;
- A first degree punishable by life felony is within offense level 9; and
- A life felony is within offense level 10.

Points are assigned and accrue based upon the offense severity level ranking assigned to the primary offense, additional offenses, and prior offenses. Sentence points escalate as the severity level escalates. Points may also be added or multiplied for other factors such as victim injury or the commission of certain offenses. The lowest permissible sentence is any non-state prison sanction in which total sentence points equal or are less than 44 points, unless the court determines that a prison sentence is appropriate. If total sentence points exceed 44 points, the lowest permissible sentence in prison months is calculated by subtracting 28 points from the total sentence points and decreasing the remaining total by 25 percent.¹⁷ Absent mitigation,¹⁸ the permissible sentencing range under the Code is generally the lowest permissible sentence scored up to and including the maximum penalty provided under s. 775.082, F.S.¹⁹

III. Effect of Proposed Changes:

Section 1 amends s. 827.04, F.S., to provide that a person who *commits any act that causes, tends to cause, encourages, or contributes to a child committing an offense that is:*

- A third degree felony, commits a first degree misdemeanor.
- A second degree felony, commits a third degree felony.
- A first degree felony, commits a felony of the second degree.
- A capital felony, commits a first degree felony.

The bill also provides that for a person who *induces or endeavors to induce, by act, threat, command, or persuasion, a child to commit an offense that is:*

- A third degree felony, commits a first degree misdemeanor.
- A second degree felony, commits a third degree felony.
- A first degree felony, commits a second degree felony.
- A capital felony, commits a first degree felony.

Sections 2-4 amend ss. 828.12, 828.122, and 828.126, F.S., respectively, to provide that it is a third degree felony offense for a person eighteen years of age or older to *cause or entice a minor to commit, or in the presence of a minor to commit an offense* under the following sections of law:

¹⁷ Section 921.0024, F.S. Unless otherwise noted, information on the Code is from this source.

¹⁸ The court may “mitigate” or “depart downward” from the scored lowest permissible sentence, if the court finds a mitigating circumstance. Section 921.0026, F.S., provides a list of mitigating circumstances.

¹⁹ If the scored lowest permissible sentence exceeds the maximum penalty in s. 775.082, F.S., the sentence required by the Code must be imposed. If total sentence points are greater than or equal to 363 points, the court may sentence the offender to life imprisonment. Section 921.0024(2), F.S.

- Aggravated animal cruelty, pursuant to s. 828.12(2), F.S.
- Fighting or baiting animals, pursuant to s. 828.122, F.S.
- Sexual activities involving animals, pursuant to s. 828.126, F.S.

Section 5 amends s. 921.0022, F.S., the Offense Severity Ranking Chart, to:

- Elevate the crime of fighting or baiting an animal from a Level 1 to a Level 5;
- Rank the offense for causing or enticing a minor to commit, or committing in the presence of a minor animal cruelty as a Level 6;
- Rank the offense for causing or enticing a minor to commit, or committing in the presence of a minor fighting or baiting animals as a Level 6; and
- Rank the offense for causing or enticing a minor to commit, or committing in the presence of a minor, sexual activities involving animals as a Level 7.

The bill takes effect October 1, 2026.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The bill does not appear to require cities or counties to expend funds or limit their authority to raise revenue or receive state-shared revenues as specified by Article VII, s. 18, of the State Constitution.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Office of Economic and Demographic Research estimated the bill will have a positive indeterminate prison bed impact.²⁰

Per the FDLE, in FY 24-25, there were 719 arrests, with 254 guilty/convicted charges and 125 adjudicated withheld charges for contributing to the delinquency of a minor, which is currently a 1st degree misdemeanor. It is not known how many of these instances would now be under the new elevated felony structure.

This bill amends s. 828.12, F.S., adding a Level 6, 3rd degree felony for when “a person 18 years of age or older...causes or entices a minor to commit, or in the presence of a minor commits” the following Level 5, 3rd degree felony: “a person who intentionally commits an act to any animal, or a person who owns or has the custody or control of any animal and fails to act, which results in the cruel death, or excessive or repeated infliction of unnecessary pain or suffering, or causes the same to be done, commits aggravated animal cruelty...” Per DOC, in FY 24-25, there were 20 new commitments for the Level 5, 3rd degree felony. It is not known how many of these involved a minor, nor is it known how many additional commitments would be added with a minor involved.

Additionally, the bill amends s. 828.122, F.S., adding a Level 6, 3rd degree felony for when “a person 18 years of age or older...causes or entices a minor to commit, or in the presence of a minor commits...” the current Level 1, 3rd degree felony for a list of acts related to animal fighting or baiting. It then raises this felony to a Level 5, 3rd degree felony. Per DOC, in FY 24-25, there were no new commitments for this Level 1, 3rd degree felony.

Finally, the bill amends s. 828.126, F.S., adding a Level 7, 3rd degree felony for when “a person 18 years of age or older...causes or entices a minor to commit, or in the presence of a minor commits...” a Level 6, 3rd degree felony for a list of acts related to sexual activities involving animals. Per DOC, in FY 24-25, there were 5 new commitments for this Level 6, 3rd degree felony. It is not known how many of these involved a minor, nor is it known how many additional commitments would be added with a minor involved. However, there are penalties under Chapter 827, where “sexual conduct” is defined with the inclusion of sexual bestiality, with felonies against similarly defined acts under s. 827.071, F.S. (sexual performance by a child). Per DOC, in FY 24-25, there was one new commitment involving such an act, though sexual conduct is broadly defined. Lastly, sexual conduct is also used for the 1st degree misdemeanor under s. 827.11, F.S. (expose children to an adult live performance). There were no arrests or convictions/adjudications withheld for this 1st degree misdemeanor in FY 24-25.

VI. Technical Deficiencies:

None.

²⁰ Office of Economic and Demographic Research, *SB 676 – Criminal Offenses*, (on file with the Senate Committee on Criminal Justice).

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 827.04, 828.12, 828.122, 828.126, 921.0022, 39.201, 90.4025, 382.356, 409.2355, and 742.107.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

CourtSmart Tag Report

Room: SB 37

Case No.:

Type:

Caption: Senate Appropriations Committee on Criminal and Civil Justice

Judge:

Started: 1/21/2026 1:32:07 PM

Ends: 1/21/2026 1:55:34 PM

Length: 00:23:28

1:32:19 PM	Sen. Garcia (Chair)
1:32:56 PM	S 504
1:33:16 PM	Sen. Burgess
1:33:33 PM	Am. 936954
1:33:49 PM	Sen. Garcia
1:34:06 PM	Sen. Smith
1:35:05 PM	Sen. Burgess
1:36:32 PM	Sen. Osgood
1:36:42 PM	Sen. Burgess
1:36:56 PM	Sen. Garcia
1:36:59 PM	Sam Wagoner, Lobbyist, Florida League of Cities (waives in support)
1:37:07 PM	Tonnette Graham, Lobbyist, FL Assoc. of Counties (waives in support)
1:37:13 PM	Andrew Kolel, Lobbyist, FL Assoc. of Code Enforcement (waives in support)
1:37:27 PM	Sen. Burgess
1:37:32 PM	Sen. Garcia
1:38:16 PM	S 506
1:38:21 PM	Sen. Burgess
1:38:35 PM	Sen. Garcia
1:38:39 PM	Sam Wagoner, Lobbyist, Florida League of Cities (waives in support)
1:38:45 PM	Tonnette Graham, Lobbyist, FL Assoc. of Counties (waives in support)
1:38:50 PM	Andrew Kolel, Lobbyist, FL Assoc. of Code Enforcement (waives in support)
1:39:01 PM	Sen. Burgess
1:39:04 PM	Sen. Garcia
1:39:37 PM	S 32
1:40:02 PM	Sen. Sharief
1:41:47 PM	Sen. Garcia
1:41:53 PM	Barney Bishop, Lobbyist, Florida Justice Alliance (waives in support)
1:41:59 PM	Florida Assoc. for Women Lawyers (waives in support)
1:42:03 PM	Richard Pinsky, Lobbyist, Dominic Maron Ferrell Foundation (waives in support)
1:42:16 PM	Sen. Sharief
1:42:23 PM	Sen. Garcia
1:42:42 PM	S 210
1:42:51 PM	Sen. Sharief
1:43:30 PM	Sen. Garcia
1:43:37 PM	Barney Bishop, Lobbyist, Florida Smart Justice Alliance (waives in support)
1:43:49 PM	Sen. Sharief
1:43:54 PM	Sen. Garcia
1:44:17 PM	S 676
1:44:22 PM	Sen. Arrington
1:46:05 PM	Sen. Garcia
1:46:25 PM	Barney Bishop, Lobbyist, Florida Smart Justice Alliance (waives in support)
1:46:30 PM	Kate Mcfall, Lobbyist, Humane World (waives in support)
1:46:35 PM	Allie McNair, Lobbyist, Florida Sheriffs Assoc. (waives in support)
1:46:40 PM	Jennifer Cook Pritt, Lobbyist, Florida Police Chiefs Assoc. (waives in support)
1:46:51 PM	Sen. Arrington
1:47:06 PM	Sen. Garcia
1:47:31 PM	S 432
1:47:46 PM	Sen. Yarborough
1:48:45 PM	Sen. Garcia
1:48:49 PM	Barney Bishop, Lobbyist, Florida Smart Justice Alliance (waives in support)
1:48:54 PM	Lauren Jackson, Lobbyist, Seminole County Sheriffs Office (waives in support)
1:48:58 PM	Libby Guzzo, Lobbyist, Attorney General's Office (waives in support)

1:49:06 PM Allie McNair, Lobbyist, Florida Sheriffs Assoc. (waives in support)
1:49:10 PM Jennifer Cook Pritt, Lobbyist, The Florida Police Chiefs Assoc. (waives in support)
1:49:20 PM Sen. Osgood
1:52:30 PM Sen. Yarborough
1:52:53 PM Sen. Garcia
1:53:19 PM S 524
1:53:25 PM Sen. Simon
1:54:31 PM Sen. Garcia
1:54:39 PM Will Grissom, Lobbyist, Florida Dept. of Law Enforcement (waives in support)
1:54:47 PM Sen. Simon
1:54:53 PM Sen. Garcia