Florida Senate - 2003

By Senator Saunders

37-217-03 A bill to be entitled 1 2 An act relating to the offense of leaving the scene of an accident involving a fatality; 3 4 amending s. 921.0022, F.S.; providing an enhanced penalty for that offense under the 5 offense severity ranking chart of the Criminal 6 7 Punishment Code; providing an effective date. 8 9 Be It Enacted by the Legislature of the State of Florida: 10 11 Section 1. Paragraphs (f) and (g) of subsection (3) of 12 section 921.0022, Florida Statutes, are amended to read: 921.0022 Criminal Punishment Code; offense severity 13 14 ranking chart.--15 (3) OFFENSE SEVERITY RANKING CHART 16 17 Florida Felony Statute 18 Degree Description 19 20 21 (f) LEVEL 6 22 316.027(1)(b) 2nd Accident involving death, failure 23 to stop; leaving scene. 24 316.193(2)(b) Felony DUI, 4th or subsequent 3rd 25 conviction. 775.0875(1) Taking firearm from law 26 3rd 27 enforcement officer. 775.21(10) 28 3rd Sexual predators; failure to 29 register; failure to renew driver's license or 30 identification card. 31 1

| . 1 | | | |
|-----|---------------|-----|-----------------------------------|
| 1 | 784.021(1)(a) | 3rd | Aggravated assault; deadly weapon |
| 2 | | | without intent to kill. |
| 3 | 784.021(1)(b) | 3rd | Aggravated assault; intent to |
| 4 | | | commit felony. |
| 5 | 784.041 | 3rd | Felony battery. |
| 6 | 784.048(3) | 3rd | Aggravated stalking; credible |
| 7 | | | threat. |
| 8 | 784.048(5) | 3rd | Aggravated stalking of person |
| 9 | | | under 16. |
| 10 | 784.07(2)(c) | 2nd | Aggravated assault on law |
| 11 | | | enforcement officer. |
| 12 | 784.074(1)(b) | 2nd | Aggravated assault on sexually |
| 13 | | | violent predators facility staff. |
| 14 | 784.08(2)(b) | 2nd | Aggravated assault on a person 65 |
| 15 | | | years of age or older. |
| 16 | 784.081(2) | 2nd | Aggravated assault on specified |
| 17 | | | official or employee. |
| 18 | 784.082(2) | 2nd | Aggravated assault by detained |
| 19 | | | person on visitor or other |
| 20 | | | detainee. |
| 21 | 784.083(2) | 2nd | Aggravated assault on code |
| 22 | | | inspector. |
| 23 | 787.02(2) | 3rd | False imprisonment; restraining |
| 24 | | | with purpose other than those in |
| 25 | | | s. 787.01. |
| 26 | 790.115(2)(d) | 2nd | Discharging firearm or weapon on |
| 27 | | | school property. |
| 28 | 790.161(2) | 2nd | Make, possess, or throw |
| 29 | | | destructive device with intent to |
| 30 | | | do bodily harm or damage |
| 31 | | | property. |
| | | | 2 |
| | | | |

| 1790.164(1)2ndFalse report of deadly explosive, weapon of mass destruction, or act of arson or violence to state property.4act of arson or violence to state property.5790.192ndShooting or throwing deadly missiles into dwellings, vessels, or vehicles.7794.011(8)(a)3rdSolicitation of minor to participate in sexual activity by custodial adult.11794.05(1)2ndUnlawful sexual activity with specified minor.13800.04(5)(d)3rdLewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years.162ndLewd or lascivious conduct; offender 18 years of age or older | | | | |
|---|----|-----------------|-----|------------------------------------|
| 3act of arson or violence to state property.5790.192ndShooting or throwing deadly missiles into dwellings, vessels, or vehicles.7794.011(8)(a)3rdSolicitation of minor to participate in sexual activity by custodial adult.102ndUnlawful sexual activity with specified minor.11794.05(1)2ndUnlawful sexual activity with specified minor.13800.04(5)(d)3rdLewd or lascivious molestation; victim 12 years of age or older less than 16 years; offender less than 18 years.17800.04(6)(b)2ndLewd or lascivious conduct; offender 18 years of age or | 1 | 790.164(1) | 2nd | False report of deadly explosive, |
| 4property.5790.192ndShooting or throwing deadly missiles into dwellings, vessels, or vehicles.7794.011(8)(a)3rdSolicitation of minor to participate in sexual activity by custodial adult.10794.05(1)2ndUnlawful sexual activity with specified minor.11794.05(1)2ndLewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender15800.04(5)(d)2ndLewd or lascivious conduct; offender 18 years of age or | 2 | | | weapon of mass destruction, or |
| 5790.192ndShooting or throwing deadly missiles into dwellings, vessels, or vehicles.7708794.011(8)(a)3rdSolicitation of minor to participate in sexual activity by custodial adult.100011794.05(1)2ndUnlawful sexual activity with specified minor.12101013800.04(5)(d)3rdLewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years.1610.04(6)(b)2ndLewd or lascivious conduct; offender 18 years of age or | 3 | | | act of arson or violence to state |
| 6 missiles into dwellings, vessels, or vehicles. 8 794.011(8)(a) 3rd Solicitation of minor to participate in sexual activity by custodial adult. 10 10 11 794.05(1) 2nd Unlawful sexual activity with specified minor. 13 800.04(5)(d) 3rd Lewd or lascivious molestation; victim 12 years of age or older 15 16 17 800.04(6)(b) 2nd Lewd or lascivious conduct; offender 18 years of age or | 4 | | | property. |
| <pre>7 or vehicles. 8 794.011(8)(a) 3rd Solicitation of minor to 9 participate in sexual activity by 10 custodial adult. 11 794.05(1) 2nd Unlawful sexual activity with 12 specified minor. 13 800.04(5)(d) 3rd Lewd or lascivious molestation; 14 victim 12 years of age or older 15 but less than 16 years; offender 16 less than 18 years. 17 800.04(6)(b) 2nd Lewd or lascivious conduct; 18 offender 18 years of age or</pre> | 5 | 790.19 | 2nd | Shooting or throwing deadly |
| 8 794.011(8)(a) 9 794.011(8)(a) 9 articipate in sexual activity by participate in sexual activity by custodial adult. 10 794.05(1) 11 794.05(1) 2nd 11 Unlawful sexual activity with specified minor. 13 800.04(5)(d) 3rd 12 Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years. 17 800.04(6)(b) 2nd 12 Lewd or lascivious conduct; offender 18 years of age or | 6 | | | missiles into dwellings, vessels, |
| 9 participate in sexual activity by custodial adult. 10 custodial adult. 11 794.05(1) 2nd Unlawful sexual activity with specified minor. 13 800.04(5)(d) 3rd Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years. 17 800.04(6)(b) 2nd Lewd or lascivious conduct; offender 18 years of age or | 7 | | | or vehicles. |
| 10custodial adult.11794.05(1)2ndUnlawful sexual activity with12specified minor.13800.04(5)(d)3rdLewd or lascivious molestation;14victim 12 years of age or older15but less than 16 years; offender16less than 18 years.17800.04(6)(b)2nd18uffender 18 years of age or | 8 | 794.011(8)(a) | 3rd | Solicitation of minor to |
| 11 794.05(1) 2nd Unlawful sexual activity with specified minor. 13 800.04(5)(d) 3rd Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years. 17 800.04(6)(b) 2nd Lewd or lascivious conduct; offender 18 years of age or | 9 | | | participate in sexual activity by |
| 12specified minor.13800.04(5)(d)3rdLewd or lascivious molestation;14victim 12 years of age or older15but less than 16 years; offender16less than 18 years.17800.04(6)(b)2nd18offender 18 years of age or | 10 | | | custodial adult. |
| 13 800.04(5)(d) 14 Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender less than 18 years. 17 800.04(6)(b) 2nd Lewd or lascivious conduct; offender 18 years of age or | 11 | 794.05(1) | 2nd | Unlawful sexual activity with |
| <pre>14 14 15 15 16 17 800.04(6)(b) 2nd Lewd or lascivious conduct; 18</pre> victim 12 years of age or older but less than 16 years; offender less than 18 years. 18 June Lewd or lascivious conduct; offender 18 years of age or | 12 | | | specified minor. |
| <pre>15 but less than 16 years; offender 16 less than 18 years. 17 800.04(6)(b) 2nd Lewd or lascivious conduct; 18 offender 18 years of age or</pre> | 13 | 800.04(5)(d) | 3rd | Lewd or lascivious molestation; |
| 16less than 18 years.17800.04(6)(b)2ndLewd or lascivious conduct;18offender 18 years of age or | 14 | | | victim 12 years of age or older |
| 17800.04(6)(b)2ndLewd or lascivious conduct;18offender 18 years of age or | 15 | | | but less than 16 years; offender |
| 18 offender 18 years of age or | 16 | | | less than 18 years. |
| | 17 | 800.04(6)(b) | 2nd | Lewd or lascivious conduct; |
| 19 older | 18 | | | offender 18 years of age or |
| UIGEI. | 19 | | | older. |
| 20 806.031(2) 2nd Arson resulting in great bodily | 20 | 806.031(2) | 2nd | Arson resulting in great bodily |
| 21 harm to firefighter or any other | 21 | | | harm to firefighter or any other |
| 22 person. | 22 | | | person. |
| 23 810.02(3)(c) 2nd Burglary of occupied structure; | 23 | 810.02(3)(c) | 2nd | Burglary of occupied structure; |
| 24 unarmed; no assault or battery. | 24 | | | unarmed; no assault or battery. |
| 25 812.014(2)(b)1. 2nd Property stolen \$20,000 or more, | 25 | 812.014(2)(b)1. | 2nd | Property stolen \$20,000 or more, |
| 26 but less than \$100,000, grand | 26 | | | but less than \$100,000, grand |
| 27 theft in 2nd degree. | 27 | | | theft in 2nd degree. |
| 28 812.014(2)(b)2. 2nd Property stolen; cargo valued at | 28 | 812.014(2)(b)2. | 2nd | Property stolen; cargo valued at |
| 29 less than \$50,000, grand theft in | 29 | | | less than \$50,000, grand theft in |
| 30 2nd degree. | 30 | | | 2nd degree. |
| 31 | 31 | | | |

| 1812.015(9)2ndRetail theft; property stolen2\$300 or more; second or subsequent conviction.4812.13(2)(c)2ndRobbery, no firearm or other weapon (strong-arm robbery).6817.034(4)(a)1.1stCommunications fraud, value greater than \$50,000.8817.4821(5)2ndPossess cloning paraphernalia with intent to create cloned cellular telephones.10825.102(1)3rdAbuse of an elderly person or disabled adult.13825.102(3)(c)3rdLewd or lascivious molestation of an elderly person or disabled adult.16adult.825.102(2)(c)17Stabled adult.825.103(2)(c)18825.103(2)(c)3rdExploiting an elderly person or disabled adult.18825.103(2)(c)3rdExploiting an elderly person or disabled adult.18825.103(2)(c)3rdMeglect of a child.1927.03(1)3rdAbuse of a child.2027.03(3)(c)3rdNeglect of a child.21382.0701(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct such performance.26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | | | | |
|--|----|-----------------|-----|-----------------------------------|
| 3subsequent conviction.4812.13(2)(c)2ndRobbery, no firearm or other weapon (strong-arm robbery).6817.034(4)(a)1.1stCommunications fraud, value greater than \$50,000.8817.4821(5)2ndPossess cloning paraphernalia with intent to create cloned cellular telephones.10825.102(1)3rdAbuse of an elderly person or disabled adult.13825.102(3)(c)3rdNeglect of an elderly person or disabled adult.14an elderly person or disabled adult.15825.103(2)(c)3rdExploiting an elderly person or disabled adult.18825.103(2)(c)3rdExploiting an elderly person or disabled adult.18825.103(2)(c)3rdMouse of a child.20valued at less than \$20,000.2121827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance.24csuch performance.25such performance.26836.052nd27836.102nd | 1 | 812.015(9) | 2nd | Retail theft; property stolen |
| 4812.13(2)(c)2ndRobbery, no firearm or other weapon (strong-arm robbery).6817.034(4)(a)1.1stCommunications fraud, value greater than \$50,000.8817.4821(5)2ndPossess cloning paraphernalia with intent to create cloned cellular telephones.10 | 2 | | | \$300 or more; second or |
| 5weapon (strong-arm robbery).6817.034(4)(a)1.1stCommunications fraud, value greater than \$50,000.8817.4821(5)2ndPossess cloning paraphernalia with intent to create cloned cellular telephones.10 | 3 | | | subsequent conviction. |
| 6817.034(4)(a)1.1stCommunications fraud, value greater than \$50,000.8817.4821(5)2ndPossess cloning paraphernalia with intent to create cloned cellular telephones.102ndAbuse of an elderly person or disabled adult.13825.102(1)3rdAbuse of an elderly person or disabled adult.1425.102(3)(c)3rdNeglect of an elderly person or disabled adult.15825.1025(3)3rdLewd or lascivious molestation of an elderly person or disabled adult.18825.103(2)(c)3rdExploiting an elderly person or disabled adult adult.18825.103(2)(c)3rdAbuse of a child.202424242123.03(3)(c)3rdNeglect of a child.22827.03(1)3rdAbuse of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance.24242424252ndThreats; extortion.27836.102ndWritten threats to kill or do | 4 | 812.13(2)(c) | 2nd | Robbery, no firearm or other |
| 7greater than \$50,000.8817.4821(5)2ndPossess cloning paraphernalia9with intent to create cloned10cellular telephones.11825.102(1)3rdAbuse of an elderly person or12adult.3825.102(3)(c)13825.102(3)(c)3rdNeglect of an elderly person or14adult.3825.102(3)15825.1025(3)3rdLewd or lascivious molestation of16an elderly person or disabled17adult.18825.103(2)(c)3rdExploiting an elderly person or19adult.20valued at less than \$20,000.21827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual24performance, or promote or direct25such performance.26836.052nd27836.102nd | 5 | | | weapon (strong-arm robbery). |
| 8817.4821(5)2ndPossess cloning paraphernalia with intent to create cloned cellular telephones.10 | 6 | 817.034(4)(a)1. | 1st | Communications fraud, value |
| 9with intent to create cloned cellular telephones.10cellular telephones.11825.102(1)3rdAbuse of an elderly person or disabled adult.13825.102(3)(c)3rdNeglect of an elderly person or disabled adult.14adult.825.1025(3)3rdLewd or lascivious molestation of an elderly person or disabled adult.16an elderly person or disabled adult.17S25.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.20s27.03(1)3rdAbuse of a child.21827.03(1)3rdNeglect of a child.22s27.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance. or promote or direct such performance.26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | 7 | | | greater than \$50,000. |
| 10cellular telephones.11825.102(1)3rdAbuse of an elderly person or disabled adult.13825.102(3)(c)3rdNeglect of an elderly person or disabled adult.1410101015825.1025(3)3rdLewd or lascivious molestation of an elderly person or disabled adult.16101017825.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.18827.03(1)3rdAbuse of a child.19827.03(3)(c)3rdNeglect of a child.10827.03(3)(c)3rdNeglect of a child.12827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct such performance.1652ndThreats; extortion.17836.102ndWritten threats to kill or do | 8 | 817.4821(5) | 2nd | Possess cloning paraphernalia |
| 11825.102(1)3rdAbuse of an elderly person or disabled adult.12825.102(3)(c)3rdNeglect of an elderly person or disabled adult.1411115825.1025(3)3rdLewd or lascivious molestation of an elderly person or disabled adult.1611171118825.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.1913rdAbuse of a child.2021121827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct such performance.26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | 9 | | | with intent to create cloned |
| 12disabled adult.13825.102(3)(c)3rdNeglect of an elderly person or disabled adult.1415825.1025(3)3rdLewd or lascivious molestation of an elderly person or disabled adult.161010101710101018825.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.19103rdAbuse of a child.20103rdNeglect of a child.21827.03(1)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct such performance.26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | 10 | | | cellular telephones. |
| 13 825.102(3)(c) 3rd Neglect of an elderly person or disabled adult. 15 825.1025(3) 3rd Lewd or lascivious molestation of an elderly person or disabled adult. 16 authors an elderly person or disabled adult. 18 825.103(2)(c) 3rd Exploiting an elderly person or disabled adult. 18 825.103(2)(c) 3rd Exploiting an elderly person or disabled adult and property is valued at less than \$20,000. 21 827.03(1) 3rd Abuse of a child. 22 827.03(3)(c) 3rd Neglect of a child. 23 827.071(2)&(3) 2nd Use or induce a child in a sexual performance, or promote or direct such performance. 26 836.05 2nd Threats; extortion. 27 836.10 2nd Written threats to kill or do | 11 | 825.102(1) | 3rd | Abuse of an elderly person or |
| 14disabled adult.15825.1025(3)3rdLewd or lascivious molestation of an elderly person or disabled adult.16aadult.17825.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.21827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct such performance.26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | 12 | | | disabled adult. |
| 15 825.1025(3) 3rd Lewd or lascivious molestation of an elderly person or disabled adult. 18 825.103(2)(c) 3rd Exploiting an elderly person or disabled adult and property is valued at less than \$20,000. 21 827.03(1) 3rd Abuse of a child. 28 827.03(3)(c) 3rd Neglect of a child. 29 827.071(2)&(3) 2nd Use or induce a child in a sexual performance, or promote or direct such performance. 26 836.05 2nd Threats; extortion. 27 836.10 2nd Written threats to kill or do | 13 | 825.102(3)(c) | 3rd | Neglect of an elderly person or |
| 16an elderly person or disabled adult.17adult.18825.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.20827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct such performance.26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | 14 | | | disabled adult. |
| 17adult.18825.103(2)(c)3rdExploiting an elderly person or disabled adult and property is valued at less than \$20,000.20827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance. or promote or direct | 15 | 825.1025(3) | 3rd | Lewd or lascivious molestation of |
| 18 825.103(2)(c) 3rd Exploiting an elderly person or disabled adult and property is valued at less than \$20,000. 21 827.03(1) 3rd Abuse of a child. 22 827.03(3)(c) 3rd Neglect of a child. 23 827.071(2)&(3) 2nd Use or induce a child in a sexual performance, or promote or direct such performance. 26 836.05 2nd Threats; extortion. 27 836.10 2nd Written threats to kill or do | 16 | | | an elderly person or disabled |
| 19disabled adult and property is valued at less than \$20,000.21827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct24 | 17 | | | adult. |
| 20valued at less than \$20,000.21827.03(1)3rdAbuse of a child.22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual24performance, or promote or direct25such performance.26836.052nd27836.102nd | 18 | 825.103(2)(c) | 3rd | Exploiting an elderly person or |
| 21 827.03(1) 3rd Abuse of a child. 22 827.03(3)(c) 3rd Neglect of a child. 23 827.071(2)&(3) 2nd Use or induce a child in a sexual performance, or promote or direct such performance. 24 | 19 | | | disabled adult and property is |
| 22827.03(3)(c)3rdNeglect of a child.23827.071(2)&(3)2ndUse or induce a child in a sexual performance, or promote or direct24 | 20 | | | valued at less than \$20,000. |
| 23 827.071(2)&(3) 2nd Use or induce a child in a sexual performance, or promote or direct such performance. 26 836.05 2nd Threats; extortion. 27 836.10 2nd Written threats to kill or do | 21 | 827.03(1) | 3rd | Abuse of a child. |
| 24performance, or promote or direct25such performance.26836.052nd27836.102ndWritten threats to kill or do | 22 | 827.03(3)(c) | 3rd | Neglect of a child. |
| 25such performance.26836.052nd27836.102ndWritten threats to kill or do | 23 | 827.071(2)&(3) | 2nd | Use or induce a child in a sexual |
| 26836.052ndThreats; extortion.27836.102ndWritten threats to kill or do | 24 | | | performance, or promote or direct |
| 27 836.10 2nd Written threats to kill or do | 25 | | | such performance. |
| | 26 | 836.05 | 2nd | Threats; extortion. |
| 28 bodily injury | 27 | 836.10 | 2nd | Written threats to kill or do |
| boarry injury. | 28 | | | bodily injury. |
| 29843.123rdAids or assists person to escape. | 29 | 843.12 | 3rd | Aids or assists person to escape. |
| 30 | 30 | | | |
| 31 | 31 | | | |

| 1 | 847.0135(3) | 3rd | Solicitation of a child, via a |
|----|----------------------|-----|-----------------------------------|
| 2 | | | computer service, to commit an |
| 3 | | | unlawful sex act. |
| 4 | 914.23 | 2nd | Retaliation against a witness, |
| 5 | | | victim, or informant, with bodily |
| 6 | | | injury. |
| 7 | 943.0435(9) | 3rd | Sex offenders; failure to comply |
| 8 | | | with reporting requirements. |
| 9 | 944.35(3)(a)2. | 3rd | Committing malicious battery upon |
| 10 | | | or inflicting cruel or inhuman |
| 11 | | | treatment on an inmate or |
| 12 | | | offender on community |
| 13 | | | supervision, resulting in great |
| 14 | | | bodily harm. |
| 15 | 944.40 | 2nd | Escapes. |
| 16 | 944.46 | 3rd | Harboring, concealing, aiding |
| 17 | | | escaped prisoners. |
| 18 | 944.47(1)(a)5. | 2nd | Introduction of contraband |
| 19 | | | (firearm, weapon, or explosive) |
| 20 | | | into correctional facility. |
| 21 | 951.22(1) | 3rd | Intoxicating drug, firearm, or |
| 22 | | | weapon introduced into county |
| 23 | | | facility. |
| 24 | | | (g) LEVEL 7 |
| 25 | <u>316.027(1)(b)</u> | 2nd | Accident involving death, failure |
| 26 | | | to stop; leaving scene. |
| 27 | 316.193(3)(c)2. | 3rd | DUI resulting in serious bodily |
| 28 | | | injury. |
| 29 | 327.35(3)(c)2. | 3rd | Vessel BUI resulting in serious |
| 30 | | | bodily injury. |
| 31 | | | |

Florida Senate - 2003 37-217-03

| 1 | 402.319(2) | 2nd | Misrepresentation and negligence |
|----|------------|-----|----------------------------------|
| 2 | | | or intentional act resulting in |
| 3 | | | great bodily harm, permanent |
| 4 | | | disfiguration, permanent |
| 5 | | | disability, or death. |
| 6 | 409.920(2) | 3rd | Medicaid provider fraud. |
| 7 | 456.065(2) | 3rd | Practicing a health care |
| 8 | | | profession without a license. |
| 9 | 456.065(2) | 2nd | Practicing a health care |
| 10 | | | profession without a license |
| 11 | | | which results in serious bodily |
| 12 | | | injury. |
| 13 | 458.327(1) | 3rd | Practicing medicine without a |
| 14 | | | license. |
| 15 | 459.013(1) | 3rd | Practicing osteopathic medicine |
| 16 | | | without a license. |
| 17 | 460.411(1) | 3rd | Practicing chiropractic medicine |
| 18 | | | without a license. |
| 19 | 461.012(1) | 3rd | Practicing podiatric medicine |
| 20 | | | without a license. |
| 21 | 462.17 | 3rd | Practicing naturopathy without a |
| 22 | | | license. |
| 23 | 463.015(1) | 3rd | Practicing optometry without a |
| 24 | | | license. |
| 25 | 464.016(1) | 3rd | Practicing nursing without a |
| 26 | | | license. |
| 27 | 465.015(2) | 3rd | Practicing pharmacy without a |
| 28 | | | license. |
| 29 | 466.026(1) | 3rd | Practicing dentistry or dental |
| 30 | | | hygiene without a license. |
| 31 | | | |

6

| 1 | 467.201 | 3rd | Practicing midwifery without a |
|----|-----------------|-----|-----------------------------------|
| 2 | | | license. |
| 3 | 468.366 | 3rd | Delivering respiratory care |
| 4 | | | services without a license. |
| 5 | 483.828(1) | 3rd | Practicing as clinical laboratory |
| б | | | personnel without a license. |
| 7 | 483.901(9) | 3rd | Practicing medical physics |
| 8 | | | without a license. |
| 9 | 484.013(1)(c) | 3rd | Preparing or dispensing optical |
| 10 | | | devices without a prescription. |
| 11 | 484.053 | 3rd | Dispensing hearing aids without a |
| 12 | | | license. |
| 13 | 494.0018(2) | lst | Conviction of any violation of |
| 14 | | | ss. 494.001-494.0077 in which the |
| 15 | | | total money and property |
| 16 | | | unlawfully obtained exceeded |
| 17 | | | \$50,000 and there were five or |
| 18 | | | more victims. |
| 19 | 560.123(8)(b)1. | 3rd | Failure to report currency or |
| 20 | | | payment instruments exceeding |
| 21 | | | \$300 but less than \$20,000 by |
| 22 | | | money transmitter. |
| 23 | 560.125(5)(a) | 3rd | Money transmitter business by |
| 24 | | | unauthorized person, currency or |
| 25 | | | payment instruments exceeding |
| 26 | | | \$300 but less than \$20,000. |
| 27 | 655.50(10)(b)1. | 3rd | Failure to report financial |
| 28 | | | transactions exceeding \$300 but |
| 29 | | | less than \$20,000 by financial |
| 30 | | | institution. |
| 31 | | | |
| | | | |

| 1 | 782.051(3) | 2nd | Attempted felony murder of a |
|----|-----------------|-----|-----------------------------------|
| 2 | | | person by a person other than the |
| 3 | | | perpetrator or the perpetrator of |
| 4 | | | an attempted felony. |
| 5 | 782.07(1) | 2nd | Killing of a human being by the |
| б | | | act, procurement, or culpable |
| 7 | | | negligence of another |
| 8 | | | (manslaughter). |
| 9 | 782.071 | 2nd | Killing of human being or viable |
| 10 | | | fetus by the operation of a motor |
| 11 | | | vehicle in a reckless manner |
| 12 | | | (vehicular homicide). |
| 13 | 782.072 | 2nd | Killing of a human being by the |
| 14 | | | operation of a vessel in a |
| 15 | | | reckless manner (vessel |
| 16 | | | homicide). |
| 17 | 784.045(1)(a)1. | 2nd | Aggravated battery; intentionally |
| 18 | | | causing great bodily harm or |
| 19 | | | disfigurement. |
| 20 | 784.045(1)(a)2. | 2nd | Aggravated battery; using deadly |
| 21 | | | weapon. |
| 22 | 784.045(1)(b) | 2nd | Aggravated battery; perpetrator |
| 23 | | | aware victim pregnant. |
| 24 | 784.048(4) | 3rd | Aggravated stalking; violation of |
| 25 | | | injunction or court order. |
| 26 | 784.07(2)(d) | 1st | Aggravated battery on law |
| 27 | | | enforcement officer. |
| 28 | 784.074(1)(a) | 1st | Aggravated battery on sexually |
| 29 | | | violent predators facility staff. |
| 30 | 784.08(2)(a) | 1st | Aggravated battery on a person 65 |
| 31 | | | years of age or older. |
| | | | 8 |

| 1 | 784.081(1) | lst | Aggravated battery on specified |
|----|----------------|-----|-----------------------------------|
| 2 | | | official or employee. |
| 3 | 784.082(1) | lst | Aggravated battery by detained |
| 4 | | | person on visitor or other |
| 5 | | | detainee. |
| 6 | 784.083(1) | lst | Aggravated battery on code |
| 7 | | | inspector. |
| 8 | 790.07(4) | lst | Specified weapons violation |
| 9 | | | subsequent to previous conviction |
| 10 | | | of s. 790.07(1) or (2). |
| 11 | 790.16(1) | lst | Discharge of a machine gun under |
| 12 | | | specified circumstances. |
| 13 | 790.165(2) | 2nd | Manufacture, sell, possess, or |
| 14 | | | deliver hoax bomb. |
| 15 | 790.165(3) | 2nd | Possessing, displaying, or |
| 16 | | | threatening to use any hoax bomb |
| 17 | | | while committing or attempting to |
| 18 | | | commit a felony. |
| 19 | 790.166(3) | 2nd | Possessing, selling, using, or |
| 20 | | | attempting to use a hoax weapon |
| 21 | | | of mass destruction. |
| 22 | 790.166(4) | 2nd | Possessing, displaying, or |
| 23 | | | threatening to use a hoax weapon |
| 24 | | | of mass destruction while |
| 25 | | | committing or attempting to |
| 26 | | | commit a felony. |
| 27 | 796.03 | 2nd | Procuring any person under 16 |
| 28 | | | years for prostitution. |
| 29 | 800.04(5)(c)1. | 2nd | Lewd or lascivious molestation; |
| 30 | | | victim less than 12 years of age; |
| 31 | | | offender less than 18 years. |
| | | | 9 |

| i | | | |
|----|-----------------|-----|-----------------------------------|
| 1 | 800.04(5)(c)2. | 2nd | Lewd or lascivious molestation; |
| 2 | | | victim 12 years of age or older |
| 3 | | | but less than 16 years; offender |
| 4 | | | 18 years or older. |
| 5 | 806.01(2) | 2nd | Maliciously damage structure by |
| 6 | | | fire or explosive. |
| 7 | 810.02(3)(a) | 2nd | Burglary of occupied dwelling; |
| 8 | | | unarmed; no assault or battery. |
| 9 | 810.02(3)(b) | 2nd | Burglary of unoccupied dwelling; |
| 10 | | | unarmed; no assault or battery. |
| 11 | 810.02(3)(d) | 2nd | Burglary of occupied conveyance; |
| 12 | | | unarmed; no assault or battery. |
| 13 | 812.014(2)(a) | 1st | Property stolen, valued at |
| 14 | | | \$100,000 or more; cargo stolen |
| 15 | | | valued at \$50,000 or more; |
| 16 | | | property stolen while causing |
| 17 | | | other property damage; 1st degree |
| 18 | | | grand theft. |
| 19 | 812.014(2)(b)3. | 2nd | Property stolen, emergency |
| 20 | | | medical equipment; 2nd degree |
| 21 | | | grand theft. |
| 22 | 812.0145(2)(a) | 1st | Theft from person 65 years of age |
| 23 | | | or older; \$50,000 or more. |
| 24 | 812.019(2) | 1st | Stolen property; initiates, |
| 25 | | | organizes, plans, etc., the theft |
| 26 | | | of property and traffics in |
| 27 | | | stolen property. |
| 28 | 812.131(2)(a) | 2nd | Robbery by sudden snatching. |
| 29 | 812.133(2)(b) | lst | Carjacking; no firearm, deadly |
| 30 | | | weapon, or other weapon. |
| 31 | | | |

| 1 | 1 | | |
|----|----------------|-----|-----------------------------------|
| 1 | 817.234(11)(c) | lst | Insurance fraud; property value |
| 2 | | | \$100,000 or more. |
| 3 | 825.102(3)(b) | 2nd | Neglecting an elderly person or |
| 4 | | | disabled adult causing great |
| 5 | | | bodily harm, disability, or |
| 6 | | | disfigurement. |
| 7 | 825.103(2)(b) | 2nd | Exploiting an elderly person or |
| 8 | | | disabled adult and property is |
| 9 | | | valued at \$20,000 or more, but |
| 10 | | | less than \$100,000. |
| 11 | 827.03(3)(b) | 2nd | Neglect of a child causing great |
| 12 | | | bodily harm, disability, or |
| 13 | | | disfigurement. |
| 14 | 827.04(3) | 3rd | Impregnation of a child under 16 |
| 15 | | | years of age by person 21 years |
| 16 | | | of age or older. |
| 17 | 837.05(2) | 3rd | Giving false information about |
| 18 | | | alleged capital felony to a law |
| 19 | | | enforcement officer. |
| 20 | 872.06 | 2nd | Abuse of a dead human body. |
| 21 | 893.13(1)(c)1. | 1st | Sell, manufacture, or deliver |
| 22 | | | cocaine (or other drug prohibited |
| 23 | | | under s. 893.03(1)(a), (1)(b), |
| 24 | | | (1)(d), $(2)(a)$, $(2)(b)$, or |
| 25 | | | (2)(c)4.) within 1,000 feet of a |
| 26 | | | child care facility or school. |
| 27 | | | |
| 28 | | | |
| 29 | | | |
| 30 | | | |
| 31 | | | |
| | - | | 11 |
| | | | |

| 1 | 893.13(1)(e)1. | 1st | Sell, manufacture, or deliver |
|----|-----------------|-----|-----------------------------------|
| 2 | | | cocaine or other drug prohibited |
| 3 | | | under s. 893.03(1)(a), (1)(b), |
| 4 | | | (1)(d), (2)(a), (2)(b), or |
| 5 | | | (2)(c)4., within 1,000 feet of |
| 6 | | | property used for religious |
| 7 | | | services or a specified business |
| 8 | | | site. |
| 9 | 893.13(4)(a) | 1st | Deliver to minor cocaine (or |
| 10 | | | other s. 893.03(1)(a), (1)(b), |
| 11 | | | (1)(d), (2)(a), (2)(b), or |
| 12 | | | (2)(c)4. drugs). |
| 13 | 893.135(1)(a)1. | 1st | Trafficking in cannabis, more |
| 14 | | | than 25 lbs., less than 2,000 |
| 15 | | | lbs. |
| 16 | 893.135 | | |
| 17 | (1)(b)1.a. | 1st | Trafficking in cocaine, more than |
| 18 | | | 28 grams, less than 200 grams. |
| 19 | 893.135 | | |
| 20 | (1)(c)1.a. | 1st | Trafficking in illegal drugs, |
| 21 | | | more than 4 grams, less than 14 |
| 22 | | | grams. |
| 23 | 893.135 | | |
| 24 | (1)(d)1. | 1st | Trafficking in phencyclidine, |
| 25 | | | more than 28 grams, less than 200 |
| 26 | | | grams. |
| 27 | 893.135(1)(e)1. | lst | Trafficking in methaqualone, more |
| 28 | | | than 200 grams, less than 5 |
| 29 | | | kilograms. |
| 30 | | | |
| 31 | | | |

```
Florida Senate - 2003
                                                               SB 246
    37-217-03
    893.135(1)(f)1.
 1
                        1st
                                 Trafficking in amphetamine, more
                                 than 14 grams, less than 28
 2
 3
                                 grams.
    893.135
 4
 5
                        1st
                                 Trafficking in flunitrazepam, 4
     (1)(g)1.a.
 б
                                 grams or more, less than 14
 7
                                 grams.
    893.135
 8
9
     (1)(h)1.a.
                        1st
                                 Trafficking in
10
                                 gamma-hydroxybutyric acid (GHB),
11
                                 1 kilogram or more, less than 5
12
                                 kilograms.
13
    893.135
                                 Trafficking in 1,4-Butanediol, 1
14
     (1)(j)1.a.
                        1st
                                 kilogram or more, less than 5
15
16
                                 kilograms.
17
    893.135
                                 Trafficking in Phenethylamines,
18
     (1)(k)2.a.
                        1st
19
                                 10 grams or more, less than 200
20
                                 grams.
21
    896.101(5)(a)
                        3rd
                                 Money laundering, financial
22
                                 transactions exceeding $300 but
23
                                 less than $20,000.
24
    896.104(4)(a)1.
                        3rd
                                 Structuring transactions to evade
25
                                 reporting or registration
26
                                 requirements, financial
27
                                 transactions exceeding $300 but
28
                                 less than $20,000.
29
           Section 2. This act shall take effect July 1, 2003.
30
31
```

| 1 | * |
|----|--|
| 2 | SENATE SUMMARY |
| 3 | Ranks the offense of leaving the scene of an accident |
| 4 | Ranks the offense of leaving the scene of an accident that involves a fatality as a level 7 offense rather than a level 6 offense under the offense severity ranking chart of the Criminal Punishment Code. |
| 5 | chart of the Criminal Punishment Code. |
| 6 | |
| 7 | |
| 8 | |
| 9 | |
| 10 | |
| 11 | |
| 12 | |
| 13 | |
| 14 | |
| 15 | |
| 16 | |
| 17 | |
| 18 | |
| 19 | |
| 20 | |
| 21 | |
| 22 | |
| 23 | |
| 24 | |
| 25 | |
| 26 | |
| 27 | |
| 28 | |
| 29 | |
| 30 | |
| 31 | |
| | 14 |