

By the Committee on Criminal Justice; and Senator Evers

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1 A bill to be entitled
2 An act relating to controlled substances; amending s.
3 893.03, F.S.; adding to the list of Schedule I
4 controlled substances certain specified materials,
5 compounds, mixtures, or preparations that contain
6 hallucinogenic substances or that contain any of these
7 substances' salts, isomers, and salts of isomers, if
8 the existence of such salts, isomers, and salts of
9 isomers is possible within the specific chemical
10 designation; reenacting ss. 893.13(1)-(6) and
11 921.0022(3)(b)-(e), F.S., relating to prohibited acts
12 involving controlled substances and the Criminal
13 Punishment Code, respectively, to incorporate the
14 amendments made to s. 893.03, F.S., in references
15 thereto; amending s. 893.13, F.S.; providing that it
16 is a misdemeanor of the first degree to possess
17 specified amounts of certain synthetic cannabinoids in
18 nonpowdered form; providing an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:

21
22 Section 1. Paragraph (c) of subsection (1) of section
23 893.03, Florida Statutes, is amended to read:

24 893.03 Standards and schedules.—The substances enumerated
25 in this section are controlled by this chapter. The controlled
26 substances listed or to be listed in Schedules I, II, III, IV,
27 and V are included by whatever official, common, usual,
28 chemical, or trade name designated. The provisions of this
29 section shall not be construed to include within any of the

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

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

41 (c) Unless specifically excepted or unless listed in
42 another schedule, any material, compound, mixture, or
43 preparation that ~~which~~ contains any quantity of the following
44 hallucinogenic substances or that ~~which~~ contains any of their
45 salts, isomers, and salts of isomers, if ~~whenever~~ the existence
46 of such salts, isomers, and salts of isomers is possible within
47 the specific chemical designation:

- 48 1. Alpha-ethyltryptamine.
- 49 2. 2-Amino-4-methyl-5-phenyl-2-oxazoline (4-
50 methylaminorex).
- 51 3. 2-Amino-5-phenyl-2-oxazoline (Aminorex).
- 52 4. 4-Bromo-2,5-dimethoxyamphetamine.
- 53 5. 4-Bromo-2, 5-dimethoxyphenethylamine.
- 54 6. Bufotenine.
- 55 7. Cannabis.
- 56 8. Cathinone.
- 57 9. Diethyltryptamine.
- 58 10. 2,5-Dimethoxyamphetamine.

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- 59 11. 2,5-Dimethoxy-4-ethylamphetamine (DOET).
- 60 12. Dimethyltryptamine.
- 61 13. N-Ethyl-1-phenylcyclohexylamine (PCE) (Ethylamine
- 62 analog of phencyclidine).
- 63 14. N-Ethyl-3-piperidyl benzilate.
- 64 15. N-ethylamphetamine.
- 65 16. Fenethylamine.
- 66 17. N-Hydroxy-3,4-methylenedioxyamphetamine.
- 67 18. Ibogaine.
- 68 19. Lysergic acid diethylamide (LSD).
- 69 20. Mescaline.
- 70 21. Methcathinone.
- 71 22. 5-Methoxy-3,4-methylenedioxyamphetamine.
- 72 23. 4-methoxyamphetamine.
- 73 24. 4-methoxymethamphetamine.
- 74 25. 4-Methyl-2,5-dimethoxyamphetamine.
- 75 26. 3,4-Methylenedioxy-N-ethylamphetamine.
- 76 27. 3,4-Methylenedioxyamphetamine.
- 77 28. N-Methyl-3-piperidyl benzilate.
- 78 29. N,N-dimethylamphetamine.
- 79 30. Parahexyl.
- 80 31. Peyote.
- 81 32. N-(1-Phenylcyclohexyl)-pyrrolidine (PCPY) (Pyrrolidine
- 82 analog of phencyclidine).
- 83 33. Psilocybin.
- 84 34. Psilocyn.
- 85 35. Salvia divinorum, except for any drug product approved
- 86 by the United States Food and Drug Administration which contains
- 87 Salvia divinorum or its isomers, esters, ethers, salts, and

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88 salts of isomers, esters, and ethers, if ~~whenever~~ the existence
89 of such isomers, esters, ethers, and salts is possible within
90 the specific chemical designation.

91 36. Salvinorin A, except for any drug product approved by
92 the United States Food and Drug Administration which contains
93 Salvinorin A or its isomers, esters, ethers, salts, and salts of
94 isomers, esters, and ethers, if ~~whenever~~ the existence of such
95 isomers, esters, ethers, and salts is possible within the
96 specific chemical designation.

97 37. Tetrahydrocannabinols.

98 38. 1-[1-(2-Thienyl)-cyclohexyl]-piperidine (TCP)
99 (Thiophene analog of phencyclidine).

100 39. 3,4,5-Trimethoxyamphetamine.

101 40. 3,4-Methylenedioxymethcathinone.

102 41. 3,4-Methylenedioxypyrovalerone (MDPV).

103 42. Methylmethcathinone.

104 43. Methoxymethcathinone.

105 44. Fluoromethcathinone.

106 45. Methylethcathinone.

107 46. 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-
108 yl)phenol, also known as CP 47,497 and its dimethyloctyl (C8)
109 homologue.

110 47. (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-
111 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol,
112 also known as HU-210.

113 48. 1-Pentyl-3-(1-naphthoyl)indole, also known as JWH-018.

114 49. 1-Butyl-3-(1-naphthoyl)indole, also known as JWH-073.

115 50. 1-[2-(4-morpholinyl)ethyl]-3-(1-naphthoyl) indole, also
116 known as JWH-200.

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- 117 51. BZP (Benzylpiperazine).
118 52. Fluorophenylpiperazine.
119 53. Methylphenylpiperazine.
120 54. Chlorophenylpiperazine.
121 55. Methoxyphenylpiperazine.
122 56. DBZP (1,4-dibenzylpiperazine).
123 57. TFMPP (3-Trifluoromethylphenylpiperazine).
124 58. MBDB (Methylbenzodioxolylbutanamine).
125 59. 5-Hydroxy-alpha-methyltryptamine.
126 60. 5-Hydroxy-N-methyltryptamine.
127 61. 5-Methoxy-N-methyl-N-isopropyltryptamine.
128 62. 5-Methoxy-alpha-methyltryptamine.
129 63. Methyltryptamine.
130 64. 5-Methoxy-N,N-dimethyltryptamine.
131 65. 5-Methyl-N,N-dimethyltryptamine.
132 66. Tyramine (4-Hydroxyphenethylamine).
133 67. 5-Methoxy-N,N-Diisopropyltryptamine.
134 68. DiPT (N,N-Diisopropyltryptamine).
135 69. DPT (N,N-Dipropyltryptamine).
136 70. 4-Hydroxy-N,N-diisopropyltryptamine.
137 71. Methoxytryptamine.
138 72. DOI (4-Iodo-2,5-dimethoxyamphetamine).
139 73. DOC (4-Chloro-2,5-dimethoxyamphetamine).
140 74. 2C-E (4-Ethyl-2,5-dimethoxyphenethylamine).
141 75. 2C-T-4 (2,5-Dimethoxy-4-isopropylthiophenethylamine).
142 76. 2C-C (4-Chloro-2,5-dimethoxyphenethylamine).
143 77. 2C-T (2,5-Dimethoxy-4-methylthiophenethylamine).
144 78. 2C-T-2 (2,5-Dimethoxy-4-ethylthiophenethylamine).
145 79. 2C-T-7 (2,5-Dimethoxy-4-propylthiophenethylamine).

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- 146 80. 2C-I (4-Iodo-2,5-dimethoxyphenethylamine).
- 147 81. Butylone (beta-keto-N-methylbenzodioxolylpropylamine).
- 148 82. Ethcathinone.
- 149 83. Ethylone (3,4-methylenedioxy-N-ethylcathinone).
- 150 84. Naphyrone (naphthylpyrovalerone).
- 151 85. N-N-Dimethyl-3,4-methylenedioxycathinone.
- 152 86. N-N-Diethyl-3,4-methylenedioxycathinone.
- 153 87. 3,4-methylenedioxy-propiofenone.
- 154 88. 2-Bromo-3,4-Methylenedioxypropiofenone.
- 155 89. 3,4-methylenedioxy-propiofenone-2-oxime.
- 156 90. N-Acetyl-3,4-methylenedioxycathinone.
- 157 91. N-Acetyl-N-Methyl-3,4-Methylenedioxycathinone.
- 158 92. N-Acetyl-N-Ethyl-3,4-Methylenedioxycathinone.
- 159 93. Bromomethcathinone.
- 160 94. Buphedrone (alpha-methylamino-butyrophenone).
- 161 95. Eutylone (beta-Keto-Ethylbenzodioxolylbutanamine).
- 162 96. Dimethylcathinone.
- 163 97. Dimethylmethcathinone.
- 164 98. Pentylone (beta-Keto-Methylbenzodioxolylpentanamine).
- 165 99. (MDPPP) 3,4-Methylenedioxy-alpha-
- 166 pyrrolidinopropiofenone.
- 167 100. (MDPBP) 3,4-Methylenedioxy-alpha-
- 168 pyrrolidinobutiophenone.
- 169 101. Methoxypyrrolidinopropiofenone (MOPPP).
- 170 102. Methylpyrrolidinohexiophenone (MPHP).
- 171 103. Benzocyclidine (BCP) or
- 172 benzothiophenylcyclohexylpiperidine (BTCP).
- 173 104. Fluoromethylaminobutyrophenone (F-MABP).
- 174 105. Methoxypyrrolidinobutyrophenone (MeO-PBP).

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- 175 106. Ethylpyrrolidinobutyrophenone (Et-PBP).
176 107. 3-Methyl-4-Methoxymethcathinone (3-Me-4-MeO-MCAT).
177 108. Methylethylaminobutyrophenone (Me-EABP).
178 109. Methylaminobutyrophenone (MABP).
179 110. Pyrrolidinopropiophenone.
180 111. Pyrrolidinobutiophenone (PBP).
181 112. Pyrrolidinovalerophenone (PVP).
182 113. Methylpyrrolidinopropiophenone (MPPP).
183 114. JWH-007 (1-pentyl-2-methyl-3-(1-naphthoyl)indole).
184 115. JWH-015 (2-Methyl-1-propyl-1H-indol-3-yl)-1-
185 naphthalenylmethanone).
186 116. JWH-019 (Naphthalen-1-yl-(1-pentylindol-3-
187 yl)methanone).
188 117. JWH-020 (1-heptyl-3-(1-naphthoyl)indole).
189 118. JWH-072 (Naphthalen-1-yl-(1-propyl-1H-indol-3-
190 yl)methanone).
191 119. JWH-081 (4-methoxynaphthalen-1-yl-(1-pentylindol-3-
192 yl)methanone).
193 120. JWH-122 (1-Pentyl-3-(4-methyl-1-naphthoyl)indole).
194 121. JWH-133 ((6aR,10aR)-3-(1,1-Dimethylbutyl)-6a,7,10,10a-
195 tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran)).
196 122. JWH-175 (3-(naphthalen-1-ylmethyl)-1-pentyl-1H-
197 indole).
198 123. JWH-201 (1-pentyl-3-(4-methoxyphenylacetyl)indole).
199 124. JWH-203 (2-(2-chlorophenyl)-1-(1-pentylindol-3-
200 yl)ethanone).
201 125. JWH-210 (4-ethylnaphthalen-1-yl-(1-pentylindol-3-
202 yl)methanone).
203 126. JWH-250 (2-(2-methoxyphenyl)-1-(1-pentylindol-3-

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- 204 yl)ethanone).
- 205 127. JWH-251 (2-(2-methylphenyl)-1-(1-pentyl-1H-indol-3-
- 206 yl)ethanone).
- 207 128. JWH-302 (1-pentyl-3-(3-methoxyphenylacetyl)indole).
- 208 129. JWH-398 (1-pentyl-3-(4-chloro-1-naphthoyl)indole).
- 209 130. HU-211 ((6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-2-
- 210 methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol)).
- 211 131. HU-308 ([91R,2R,5R)-2-[2,6-dimethoxy-4-(2-methyloctan-
- 212 2-yl)phenyl]-7,7-dimethyl-4-bicyclo[3.1.1]hept-3-enyl]methanol).
- 213 132. HU-331 (3-hydroxy-2-[(1R,6R)-3-methyl-6-(1-
- 214 methylethenyl)-2-cyclohexen-1-yl]-5-pentyl-2,5-cyclohexadiene-
- 215 1,4-dione).
- 216 133. CB-13 (Naphthalen-1-yl-(4-pentyloxynaphthalen-1-
- 217 yl)methanone).
- 218 134. CB-25 (N-cyclopropyl-11-(3-hydroxy-5-pentylphenoxy)-
- 219 undecanamide).
- 220 135. CB-52 (N-cyclopropyl-11-(2-hexyl-5-hydroxyphenoxy)-
- 221 undecanamide).
- 222 136. CP55,940 (2-[(1R,2R,5R)-5-hydroxy-2-(3-
- 223 hydroxypropyl)cyclohexyl]-5-(2-methyloctan-2-yl)phenol).
- 224 137. AM-694 (1-[(5-fluoropentyl)-1H-indol-3-yl]-2-
- 225 iodophenyl)methanone).
- 226 138. AM-2201 (1-[(5-fluoropentyl)-1H-indol-3-yl]-
- 227 (naphthalen-1-yl)methanone).
- 228 139. RCS-4 ((4-methoxyphenyl) (1-pentyl-1H-indol-3-
- 229 yl)methanone)).
- 230 140. RCS-8 (1-(1-(2-cyclohexylethyl)-1H-indol-3-yl)-2-(2-
- 231 methoxyphenylethanone).
- 232 141. WIN55,212-2 ((R)-(+)-[2,3-Dihydro-5-methyl-3-(4-

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233 morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-
234 naphthalenylmethanone).

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

238 Section 2. For the purpose of incorporating the amendment
239 made by this act to section 893.03, Florida Statutes, in
240 references thereto, subsections (1), (2), (3), (4), (5), and (6)
241 of section 893.13, Florida Statutes, are reenacted, and
242 paragraph (b) of subsection (6) is amended, to read:

243 893.13 Prohibited acts; penalties.—

244 (1)(a) Except as authorized by this chapter and chapter
245 499, it is unlawful for any person to sell, manufacture, or
246 deliver, or possess with intent to sell, manufacture, or
247 deliver, a controlled substance. Any person who violates this
248 provision with respect to:

249 1. A controlled substance named or described in s.
250 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
251 commits a felony of the second degree, punishable as provided in
252 s. 775.082, s. 775.083, or s. 775.084.

253 2. A controlled substance named or described in s.
254 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
255 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
256 the third degree, punishable as provided in s. 775.082, s.
257 775.083, or s. 775.084.

258 3. A controlled substance named or described in s.
259 893.03(5) commits a misdemeanor of the first degree, punishable
260 as provided in s. 775.082 or s. 775.083.

261 (b) Except as provided in this chapter, it is unlawful to

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262 sell or deliver in excess of 10 grams of any substance named or
263 described in s. 893.03(1)(a) or (1)(b), or any combination
264 thereof, or any mixture containing any such substance. Any
265 person who violates this paragraph commits a felony of the first
266 degree, punishable as provided in s. 775.082, s. 775.083, or s.
267 775.084.

268 (c) Except as authorized by this chapter, it is unlawful
269 for any person to sell, manufacture, or deliver, or possess with
270 intent to sell, manufacture, or deliver, a controlled substance
271 in, on, or within 1,000 feet of the real property comprising a
272 child care facility as defined in s. 402.302 or a public or
273 private elementary, middle, or secondary school between the
274 hours of 6 a.m. and 12 midnight, or at any time in, on, or
275 within 1,000 feet of real property comprising a state, county,
276 or municipal park, a community center, or a publicly owned
277 recreational facility. For the purposes of this paragraph, the
278 term "community center" means a facility operated by a nonprofit
279 community-based organization for the provision of recreational,
280 social, or educational services to the public. Any person who
281 violates this paragraph with respect to:

282 1. A controlled substance named or described in s.
283 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
284 commits a felony of the first degree, punishable as provided in
285 s. 775.082, s. 775.083, or s. 775.084. The defendant must be
286 sentenced to a minimum term of imprisonment of 3 calendar years
287 unless the offense was committed within 1,000 feet of the real
288 property comprising a child care facility as defined in s.
289 402.302.

290 2. A controlled substance named or described in s.

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291 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
292 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
293 the second degree, punishable as provided in s. 775.082, s.
294 775.083, or s. 775.084.

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

299
300 This paragraph does not apply to a child care facility unless
301 the owner or operator of the facility posts a sign that is not
302 less than 2 square feet in size with a word legend identifying
303 the facility as a licensed child care facility and that is
304 posted on the property of the child care facility in a
305 conspicuous place where the sign is reasonably visible to the
306 public.

307 (d) Except as authorized by this chapter, it is unlawful
308 for any person to sell, manufacture, or deliver, or possess with
309 intent to sell, manufacture, or deliver, a controlled substance
310 in, on, or within 1,000 feet of the real property comprising a
311 public or private college, university, or other postsecondary
312 educational institution. Any person who violates this paragraph
313 with respect to:

314 1. A controlled substance named or described in s.
315 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
316 commits a felony of the first degree, punishable as provided in
317 s. 775.082, s. 775.083, or s. 775.084.

318 2. A controlled substance named or described in s.
319 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,

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320 (2) (c)7., (2) (c)8., (2) (c)9., (3), or (4) commits a felony of
321 the second degree, punishable as provided in s. 775.082, s.
322 775.083, or s. 775.084.

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

327 (e) Except as authorized by this chapter, it is unlawful
328 for any person to sell, manufacture, or deliver, or possess with
329 intent to sell, manufacture, or deliver, a controlled substance
330 not authorized by law in, on, or within 1,000 feet of a physical
331 place for worship at which a church or religious organization
332 regularly conducts religious services or within 1,000 feet of a
333 convenience business as defined in s. 812.171. Any person who
334 violates this paragraph with respect to:

335 1. A controlled substance named or described in s.
336 893.03(1) (a), (1) (b), (1) (d), (2) (a), (2) (b), or (2) (c)4.,
337 commits a felony of the first degree, punishable as provided in
338 s. 775.082, s. 775.083, or s. 775.084.

339 2. A controlled substance named or described in s.
340 893.03(1) (c), (2) (c)1., (2) (c)2., (2) (c)3., (2) (c)5., (2) (c)6.,
341 (2) (c)7., (2) (c)8., (2) (c)9., (3), or (4) commits a felony of
342 the second degree, punishable as provided in s. 775.082, s.
343 775.083, or s. 775.084.

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

348 (f) Except as authorized by this chapter, it is unlawful

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349 for any person to sell, manufacture, or deliver, or possess with
350 intent to sell, manufacture, or deliver, a controlled substance
351 in, on, or within 1,000 feet of the real property comprising a
352 public housing facility at any time. For purposes of this
353 section, the term "real property comprising a public housing
354 facility" means real property, as defined in s. 421.03(12), of a
355 public corporation created as a housing authority pursuant to
356 part I of chapter 421. Any person who violates this paragraph
357 with respect to:

358 1. A controlled substance named or described in s.
359 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
360 commits a felony of the first degree, punishable as provided in
361 s. 775.082, s. 775.083, or s. 775.084.

362 2. A controlled substance named or described in s.
363 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
364 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
365 the second degree, punishable as provided in s. 775.082, s.
366 775.083, or s. 775.084.

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

371 (g) Except as authorized by this chapter, it is unlawful
372 for any person to manufacture methamphetamine or phencyclidine,
373 or possess any listed chemical as defined in s. 893.033 in
374 violation of s. 893.149 and with intent to manufacture
375 methamphetamine or phencyclidine. If any person violates this
376 paragraph and:

377 1. The commission or attempted commission of the crime

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378 occurs in a structure or conveyance where any child under 16
379 years of age is present, the person commits a felony of the
380 first degree, punishable as provided in s. 775.082, s. 775.083,
381 or s. 775.084. In addition, the defendant must be sentenced to a
382 minimum term of imprisonment of 5 calendar years.

383 2. The commission of the crime causes any child under 16
384 years of age to suffer great bodily harm, the person commits a
385 felony of the first degree, punishable as provided in s.
386 775.082, s. 775.083, or s. 775.084. In addition, the defendant
387 must be sentenced to a minimum term of imprisonment of 10
388 calendar years.

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

395 1. A controlled substance named or described in s.
396 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.
397 commits a felony of the first degree, punishable as provided in
398 s. 775.082, s. 775.083, or s. 775.084.

399 2. A controlled substance named or described in s.
400 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
401 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
402 the second degree, punishable as provided in s. 775.082, s.
403 775.083, or s. 775.084.

404 (2)(a) Except as authorized by this chapter and chapter
405 499, it is unlawful for any person to purchase, or possess with
406 intent to purchase, a controlled substance. Any person who

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407 violates this provision with respect to:

408 1. A controlled substance named or described in s.
409 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
410 commits a felony of the second degree, punishable as provided in
411 s. 775.082, s. 775.083, or s. 775.084.

412 2. A controlled substance named or described in s.
413 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
414 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
415 the third degree, punishable as provided in s. 775.082, s.
416 775.083, or s. 775.084.

417 3. A controlled substance named or described in s.
418 893.03(5) commits a misdemeanor of the first degree, punishable
419 as provided in s. 775.082 or s. 775.083.

420 (b) Except as provided in this chapter, it is unlawful to
421 purchase in excess of 10 grams of any substance named or
422 described in s. 893.03(1)(a) or (1)(b), or any combination
423 thereof, or any mixture containing any such substance. Any
424 person who violates this paragraph commits a felony of the first
425 degree, punishable as provided in s. 775.082, s. 775.083, or s.
426 775.084.

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

434 (4) Except as authorized by this chapter, it is unlawful
435 for any person 18 years of age or older to deliver any

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436 controlled substance to a person under the age of 18 years, or
437 to use or hire a person under the age of 18 years as an agent or
438 employee in the sale or delivery of such a substance, or to use
439 such person to assist in avoiding detection or apprehension for
440 a violation of this chapter. Any person who violates this
441 provision with respect to:

442 (a) A controlled substance named or described in s.
443 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
444 commits a felony of the first degree, punishable as provided in
445 s. 775.082, s. 775.083, or s. 775.084.

446 (b) A controlled substance named or described in s.
447 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,
448 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
449 the second degree, punishable as provided in s. 775.082, s.
450 775.083, or s. 775.084.

451
452 Imposition of sentence may not be suspended or deferred, nor
453 shall the person so convicted be placed on probation.

454 (5) It is unlawful for any person to bring into this state
455 any controlled substance unless the possession of such
456 controlled substance is authorized by this chapter or unless
457 such person is licensed to do so by the appropriate federal
458 agency. Any person who violates this provision with respect to:

459 (a) A controlled substance named or described in s.
460 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.,
461 commits a felony of the second degree, punishable as provided in
462 s. 775.082, s. 775.083, or s. 775.084.

463 (b) A controlled substance named or described in s.
464 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6.,

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465 (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) commits a felony of
466 the third degree, punishable as provided in s. 775.082, s.
467 775.083, or s. 775.084.

468 (c) A controlled substance named or described in s.
469 893.03(5) commits a misdemeanor of the first degree, punishable
470 as provided in s. 775.082 or s. 775.083.

471 (6)(a) It is unlawful for any person to be in actual or
472 constructive possession of a controlled substance unless such
473 controlled substance was lawfully obtained from a practitioner
474 or pursuant to a valid prescription or order of a practitioner
475 while acting in the course of his or her professional practice
476 or to be in actual or constructive possession of a controlled
477 substance except as otherwise authorized by this chapter. Any
478 person who violates this provision commits a felony of the third
479 degree, punishable as provided in s. 775.082, s. 775.083, or s.
480 775.084.

481 (b) If the offense is the possession of not more than 20
482 grams of cannabis, as defined in this chapter, or 3 grams or
483 less of a controlled substance described in s. 893.03(1)(c)46.-
484 50. and 114.-142., the person commits a misdemeanor of the first
485 degree, punishable as provided in s. 775.082 or s. 775.083. For
486 the purposes of this subsection, "cannabis" does not include the
487 resin extracted from the plants of the genus *Cannabis*, or any
488 compound manufacture, salt, derivative, mixture, or preparation
489 of such resin, and a controlled substance described in s.
490 893.03(1)(c)46.-50. and 114.-142. does not include the substance
491 in a powdered form.

492 (c) Except as provided in this chapter, it is unlawful to
493 possess in excess of 10 grams of any substance named or

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494 described in s. 893.03(1)(a) or (1)(b), or any combination
 495 thereof, or any mixture containing any such substance. Any
 496 person who violates this paragraph commits a felony of the first
 497 degree, punishable as provided in s. 775.082, s. 775.083, or s.
 498 775.084.

499 (d) Notwithstanding any provision to the contrary of the
 500 laws of this state relating to arrest, a law enforcement officer
 501 may arrest without warrant any person who the officer has
 502 probable cause to believe is violating the provisions of this
 503 chapter relating to possession of cannabis.

504 Section 3. For the purpose of incorporating the amendment
 505 made by this act to section 893.03, Florida Statutes, in
 506 references thereto, paragraphs (b), (c), (d), and (e) of
 507 subsection (3) of section 921.0022, Florida Statutes, are
 508 reenacted to read:

509 921.0022 Criminal Punishment Code; offense severity ranking
 510 chart.—

511 (3) OFFENSE SEVERITY RANKING CHART

512 (b) LEVEL 2

513

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

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Protection Act.

516

403.413 (5) (c) 3rd Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.

517

517.07 3rd Registration of securities and furnishing of prospectus required.

518

590.28 (1) 3rd Intentional burning of lands.

519

784.05 (3) 3rd Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.

520

787.04 (1) 3rd In violation of court order, take, entice, etc., minor beyond state limits.

521

806.13 (1) (b) 3. 3rd Criminal mischief; damage \$1,000 or more to public communication or any other public service.

522

810.061 (2) 3rd Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.

523

810.09 (2) (e) 3rd Trespassing on posted commercial horticulture property.

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524

812.014(2)(c)1. 3rd Grand theft, 3rd degree; \$300 or more
but less than \$5,000.

525

812.014(2)(d) 3rd Grand theft, 3rd degree; \$100 or more
but less than \$300, taken from
unenclosed curtilage of dwelling.

526

812.015(7) 3rd Possession, use, or attempted use of an
antishoplifting or inventory control
device countermeasure.

527

817.234(1)(a)2. 3rd False statement in support of insurance
claim.

528

817.481(3)(a) 3rd Obtain credit or purchase with false,
expired, counterfeit, etc., credit card,
value over \$300.

529

817.52(3) 3rd Failure to redeliver hired vehicle.

530

817.54 3rd With intent to defraud, obtain mortgage
note, etc., by false representation.

531

817.60(5) 3rd Dealing in credit cards of another.

532

817.60(6)(a) 3rd Forgery; purchase goods, services with
false card.

533

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534	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
535	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
536	831.01	3rd	Forgery.
537	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
538	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
539	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
540	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
541	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.
542	832.05 (3) (a)	3rd	Cashing or depositing item with intent to defraud.
543	843.08	3rd	Falsely impersonating an officer.

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893.13(2)(a)2. 3rd Purchase of any s. 893.03(1)(c),
(2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5.,
(2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9.,
(3), or (4) drugs other than cannabis.

544

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

545

546 (c) LEVEL 3

547

Florida Felony
Statute Degree Description

548

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

549

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

550

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

551

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

552

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

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554 319.33(1)(a) 3rd Alter or forge any certificate of title
to a motor vehicle or mobile home.

555 319.33(1)(c) 3rd Procure or pass title on stolen vehicle.

556 319.33(4) 3rd With intent to defraud, possess, sell,
etc., a blank, forged, or unlawfully
obtained title or registration.

557 327.35(2)(b) 3rd Felony BUI.

558 328.05(2) 3rd Possess, sell, or counterfeit
fictitious, stolen, or fraudulent titles
or bills of sale of vessels.

559 328.07(4) 3rd Manufacture, exchange, or possess vessel
with counterfeit or wrong ID number.

560 376.302(5) 3rd Fraud related to reimbursement for
cleanup expenses under the Inland
Protection Trust Fund.

379.2431 3rd Taking, disturbing, mutilating,
(1)(e)5. destroying, causing to be destroyed,
transferring, selling, offering to sell,
molesting, or harassing marine turtles,
marine turtle eggs, or marine turtle
nests in violation of the Marine Turtle
Protection Act.

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379.2431 (1) (e) 6. 3rd Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.

400.9935 (4) 3rd Operating a clinic without a license or filing false license application or other required information.

440.1051 (3) 3rd False report of workers' compensation fraud or retaliation for making such a report.

501.001 (2) (b) 2nd Tampers with a consumer product or the container using materially false/misleading information.

624.401 (4) (a) 3rd Transacting insurance without a certificate of authority.

624.401 (4) (b) 1. 3rd Transacting insurance without a certificate of authority; premium collected less than \$20,000.

626.902 (1) (a) & (b) 3rd Representing an unauthorized insurer.

697.08 3rd Equity skimming.

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570

790.15(3) 3rd Person directs another to discharge
firearm from a vehicle.

571

796.05(1) 3rd Live on earnings of a prostitute.

572

806.10(1) 3rd Maliciously injure, destroy, or
interfere with vehicles or equipment
used in firefighting.

573

806.10(2) 3rd Interferes with or assaults firefighter
in performance of duty.

574

810.09(2)(c) 3rd Trespass on property other than
structure or conveyance armed with
firearm or dangerous weapon.

575

812.014(2)(c)2. 3rd Grand theft; \$5,000 or more but less
than \$10,000.

576

812.0145(2)(c) 3rd Theft from person 65 years of age or
older; \$300 or more but less than
\$10,000.

577

815.04(4)(b) 2nd Computer offense devised to defraud or
obtain property.

817.034(4)(a)3. 3rd Engages in scheme to defraud (Florida
Communications Fraud Act), property
valued at less than \$20,000.

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817.233	3rd	Burning to defraud insurer.
817.234 (8) (b) - (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
817.236	3rd	Filing a false motor vehicle insurance application.
817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
817.413 (2)	3rd	Sale of used goods as new.
817.505 (4)	3rd	Patient brokering.
828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument.
831.29	2nd	Possession of instruments for

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counterfeiting drivers' licenses or
identification cards.

588

838.021 (3) (b) 3rd Threatens unlawful harm to public
servant.

589

843.19 3rd Injure, disable, or kill police dog or
horse.

590

860.15 (3) 3rd Overcharging for repairs and parts.

591

870.01 (2) 3rd Riot; inciting or encouraging.

592

893.13 (1) (a) 2. 3rd Sell, manufacture, or deliver cannabis
(or other s. 893.03 (1) (c), (2) (c) 1.,
(2) (c) 2., (2) (c) 3., (2) (c) 5., (2) (c) 6.,
(2) (c) 7., (2) (c) 8., (2) (c) 9., (3), or
(4) drugs).

593

893.13 (1) (d) 2. 2nd Sell, manufacture, or deliver s.
893.03 (1) (c), (2) (c) 1., (2) (c) 2.,
(2) (c) 3., (2) (c) 5., (2) (c) 6., (2) (c) 7.,
(2) (c) 8., (2) (c) 9., (3), or (4) drugs
within 1,000 feet of university.

594

893.13 (1) (f) 2. 2nd Sell, manufacture, or deliver s.
893.03 (1) (c), (2) (c) 1., (2) (c) 2.,
(2) (c) 3., (2) (c) 5., (2) (c) 6., (2) (c) 7.,
(2) (c) 8., (2) (c) 9., (3), or (4) drugs

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within 1,000 feet of public housing facility.

595

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

596

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

597

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

598

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

599

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

600

893.13(8)(a)1. 3rd Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.

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- 893.13(8)(a)2. 3rd Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.
- 893.13(8)(a)3. 3rd Knowingly write a prescription for a controlled substance for a fictitious person.
- 893.13(8)(a)4. 3rd Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.
- 918.13(1)(a) 3rd Alter, destroy, or conceal investigation evidence.
- 944.47 (1)(a)1.-2. 3rd Introduce contraband to correctional facility.
- 944.47(1)(c) 2nd Possess contraband while upon the grounds of a correctional institution.
- 985.721 3rd Escapes from a juvenile facility (secure detention or residential commitment facility).

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Florida Statute	Felony Degree	Description
(d) LEVEL 4		
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.
499.0051(1)	3rd	Failure to maintain or deliver pedigree papers.
499.0051(2)	3rd	Failure to authenticate pedigree papers.
499.0051(6)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
784.07(2) (b)	3rd	Battery of law enforcement officer, firefighter, etc.
784.074(1) (c)	3rd	Battery of sexually violent predators facility staff.
784.075	3rd	Battery on detention or commitment facility staff.

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619

784.078 3rd Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.

620

784.08 (2) (c) 3rd Battery on a person 65 years of age or older.

621

784.081 (3) 3rd Battery on specified official or employee.

622

784.082 (3) 3rd Battery by detained person on visitor or other detainee.

623

784.083 (3) 3rd Battery on code inspector.

624

784.085 3rd Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.

625

787.03 (1) 3rd Interference with custody; wrongly takes minor from appointed guardian.

626

787.04 (2) 3rd Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.

787.04 (3) 3rd Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to

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designated person.

627

790.115 (1) 3rd Exhibiting firearm or weapon within
1,000 feet of a school.

628

790.115 (2) (b) 3rd Possessing electric weapon or device,
destructive device, or other weapon on
school property.

629

790.115 (2) (c) 3rd Possessing firearm on school property.

630

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

631

810.02 (4) (a) 3rd Burglary, or attempted burglary, of an
unoccupied structure; unarmed; no
assault or battery.

632

810.02 (4) (b) 3rd Burglary, or attempted burglary, of an
unoccupied conveyance; unarmed; no
assault or battery.

633

810.06 3rd Burglary; possession of tools.

634

810.08 (2) (c) 3rd Trespass on property, armed with firearm
or dangerous weapon.

635

812.014 (2) (c) 3. 3rd Grand theft, 3rd degree \$10,000 or more
but less than \$20,000.

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- 812.014 3rd Grand theft, 3rd degree, a will,
 (2) (c) 4.-10. firearm, motor vehicle, livestock, etc.
- 812.0195(2) 3rd Dealing in stolen property by use of the
 Internet; property stolen \$300 or more.
- 817.563(1) 3rd Sell or deliver substance other than
 controlled substance agreed upon,
 excluding s. 893.03(5) drugs.
- 817.568(2) (a) 3rd Fraudulent use of personal
 identification information.
- 817.625(2) (a) 3rd Fraudulent use of scanning device or
 reencoder.
- 828.125(1) 2nd Kill, maim, or cause great bodily harm
 or permanent breeding disability to any
 registered horse or cattle.
- 837.02(1) 3rd Perjury in official proceedings.
- 837.021(1) 3rd Make contradictory statements in
 official proceedings.
- 838.022 3rd Official misconduct.
- 839.13(2) (a) 3rd Falsifying records of an individual in

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the care and custody of a state agency.

646

839.13(2)(c) 3rd Falsifying records of the Department of Children and Family Services.

647

843.021 3rd Possession of a concealed handcuff key by a person in custody.

648

843.025 3rd Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.

649

843.15(1)(a) 3rd Failure to appear while on bail for felony (bond estreature or bond jumping).

650

847.0135(5)(c) 3rd Lewd or lascivious exhibition using computer; offender less than 18 years.

651

874.05(1) 3rd Encouraging or recruiting another to join a criminal gang.

652

893.13(2)(a)1. 2nd Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)4. drugs).

653

914.14(2) 3rd Witnesses accepting bribes.

654

914.22(1) 3rd Force, threaten, etc., witness, victim,

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or informant.

655

914.23(2) 3rd Retaliation against a witness, victim,
or informant, no bodily injury.

656

918.12 3rd Tampering with jurors.

657

934.215 3rd Use of two-way communications device to
facilitate commission of a crime.

658

659 (e) LEVEL 5

660

Florida	Felony	
Statute	Degree	Description

661

316.027(1)(a)	3rd	Accidents involving personal injuries, failure to stop; leaving scene.
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662

316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
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663

322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
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664

327.30(5)	3rd	Vessel accidents involving personal injury; leaving scene.
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665

381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
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666

440.10 (1) (g) 2nd Failure to obtain workers' compensation coverage.

667

440.105 (5) 2nd Unlawful solicitation for the purpose of making workers' compensation claims.

668

440.381 (2) 2nd Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.

669

624.401 (4) (b) 2. 2nd Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.

670

626.902 (1) (c) 2nd Representing an unauthorized insurer; repeat offender.

671

790.01 (2) 3rd Carrying a concealed firearm.

672

790.162 2nd Threat to throw or discharge destructive device.

673

790.163 (1) 2nd False report of deadly explosive or weapon of mass destruction.

674

790.221 (1) 2nd Possession of short-barreled shotgun or

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machine gun.

675

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

676

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

677

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

678

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

679

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

680

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

681

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

682

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

683

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684

812.16(2) 3rd Owning, operating, or conducting a chop shop.

685

817.034(4)(a)2. 2nd Communications fraud, value \$20,000 to \$50,000.

686

817.234(11)(b) 2nd Insurance fraud; property value \$20,000 or more but less than \$100,000.

687

817.2341(1), 3rd Filing false financial statements, (2)(a) & making false entries of material fact or (3)(a) false statements regarding property values relating to the solvency of an insuring entity.

688

817.568(2)(b) 2nd Fraudulent use of personal identification information; value of benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification information of 10 or more individuals.

689

817.625(2)(b) 2nd Second or subsequent fraudulent use of scanning device or reencoder.

825.1025(4) 3rd Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.

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690

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

691

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

692

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.

693

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

694

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

695

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

696

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

697

874.05 (2) 2nd Encouraging or recruiting another to

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join a criminal gang; second or subsequent offense.

698

893.13(1)(a)1. 2nd Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).

699

893.13(1)(c)2. 2nd Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

700

893.13(1)(d)1. 1st Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs) within 1,000 feet of university.

701

893.13(1)(e)2. 2nd Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (3), or (4) within 1,000 feet of property used for

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religious services or a specified
business site.

702

893.13(1)(f)1. 1st Sell, manufacture, or deliver cocaine
(or other s. 893.03(1)(a), (1)(b),
(1)(d), or (2)(a), (2)(b), or (2)(c)4.
drugs) within 1,000 feet of public
housing facility.

703

893.13(4)(b) 2nd Deliver to minor cannabis (or other s.
893.03(1)(c), (2)(c)1., (2)(c)2.,
(2)(c)3., (2)(c)5., (2)(c)6., (2)(c)7.,
(2)(c)8., (2)(c)9., (3), or (4) drugs).

704

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

705

706

Section 4. This act shall take effect October 1, 2012.