

	LEGISLATIVE ACTION	
Senate	•	House
Comm: WD		
01/19/2016	•	

The Committee on Governmental Oversight and Accountability (Latvala) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Subsection (7) of section 838.014, Florida Statutes, is renumbered as subsection (8), present subsections (4) and (6) are amended, and a new subsection (6) is added to that section, to read:

838.014 Definitions.—As used in this chapter, the term:

(4) "Governmental entity" means an agency or entity of the

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state, a county, municipality, or special district or any other 11 public entity created or authorized by law "Corruptly" or "with 12 13 corrupt intent" means acting knowingly and dishonestly for a 14 wrongful purpose. (6) "Public contractor" means, for purposes of ss. 838.022 15 16 and 838.22 only: 17 (a) Any person, as defined in s. 1.01(3), who has entered 18 into a contract with a governmental entity; or

- (b) Any officer or employee of a person, as defined in s. 1.01(3), who has entered into a contract with a governmental entity.
 - (7) (6) "Public servant" means:
- (a) Any officer or employee of a governmental state, county, municipal, or special district agency or entity, + including
- (b) any executive, legislative, or judicial branch officer or employee;
- (b) (c) Any person, except a witness, who acts as a general or special magistrate, receiver, auditor, arbitrator, umpire, referee, consultant, or hearing officer while performing a governmental function; or
- (c) (d) A candidate for election or appointment to any of the officer positions listed in this subsection, or an individual who has been elected to, but has yet to officially assume the responsibilities of, public office.
- Section 2. Subsection (1) of section 838.015, Florida Statutes, is amended to read:
 - 838.015 Bribery.-
 - (1) "Bribery" means corruptly to knowingly and

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intentionally give, offer, or promise to any public servant, or, if a public servant, corruptly to knowingly and intentionally request, solicit, accept, or agree to accept for himself or herself or another, any pecuniary or other benefit not authorized by law with an intent or purpose to influence the performance of any act or omission which the person believes to be, or the public servant represents as being, within the official discretion of a public servant, in violation of a public duty, or in performance of a public duty.

Section 3. Subsections (1) and (2) of section 838.016, Florida Statutes, are amended to read:

838.016 Unlawful compensation or reward for official behavior.-

- (1) It is unlawful for any person corruptly to knowingly and intentionally give, offer, or promise to any public servant, or, if a public servant, corruptly to knowingly and intentionally request, solicit, accept, or agree to accept, any pecuniary or other benefit not authorized by law, for the past, present, or future performance, nonperformance, or violation of any act or omission which the person believes to have been, or the public servant represents as having been, either within the official discretion of the public servant, in violation of a public duty, or in performance of a public duty. This section does not Nothing herein shall be construed to preclude a public servant from accepting rewards for services performed in apprehending any criminal.
- (2) It is unlawful for any person corruptly to knowingly and intentionally give, offer, or promise to any public servant, or, if a public servant, corruptly to knowingly and

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intentionally request, solicit, accept, or agree to accept, any pecuniary or other benefit not authorized by law for the past, present, or future exertion of any influence upon or with any other public servant regarding any act or omission which the person believes to have been, or which is represented to him or her as having been, either within the official discretion of the other public servant, in violation of a public duty, or in performance of a public duty.

Section 4. Subsection (1) of section 838.022, Florida Statutes, is amended, and subsection (2) of that section is republished, to read:

838.022 Official misconduct.-

- (1) It is unlawful for a public servant or public contractor, with corrupt intent to knowingly and intentionally obtain a benefit for any person or to cause unlawful harm to another, by to:
- (a) Falsifying Falsify, or causing cause another person to falsify, any official record or official document;
- (b) Concealing, covering up, destroying, mutilating, or altering Conceal, cover up, destroy, mutilate, or alter any official record or official document, except as authorized by law or contract, or causing cause another person to perform such an act; or
- (c) Obstructing, delaying, or preventing Obstruct, delay, or prevent the communication of information relating to the commission of a felony that directly involves or affects the government public agency or public entity served by the public servant or public contractor.
 - (2) For the purposes of this section:

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- 98 (a) The term "public servant" does not include a candidate 99 who does not otherwise qualify as a public servant.
 - (b) An official record or official document includes only public records.

Section 5. Section 838.22, Florida Statutes, is amended to read:

838.22 Bid tampering.-

- (1) It is unlawful for a public servant or a public contractor who has contracted with a governmental entity to assist in a competitive procurement, with corrupt intent to knowingly and intentionally influence or attempt to influence the competitive solicitation bidding process undertaken by any governmental state, county, municipal, or special district agency, or any other public entity, for the procurement of commodities or services, by to:
- (a) Disclosing, except as authorized by law, Disclose material information concerning a vendor's response, any evaluation results, bid or other aspects of the competitive solicitation bidding process when such information is not publicly disclosed.
- (b) Altering or amending Alter or amend a submitted response bid, documents or other materials supporting a submitted response bid, or any evaluation bid results relating to the competitive solicitation for the purpose of intentionally providing a competitive advantage to any person who submits a response bid.
- (2) It is unlawful for a public servant or a public contractor who has contracted with a governmental entity to assist in a competitive procurement, with corrupt intent to

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knowingly and intentionally obtain a benefit for any person or to cause unlawful harm to another by circumventing, to circumvent a competitive solicitation bidding process required by law or rule through the use of by using a sole-source contract for commodities or services.

- (3) It is unlawful for any person to knowingly agree, conspire, combine, or confederate, directly or indirectly, with a public servant or a public contractor who has contracted with a governmental entity to assist in a competitive procurement to violate subsection (1) or subsection (2).
- (4) It is unlawful for any person to knowingly enter into a contract for commodities or services which was secured by a public servant or a public contractor who has contracted with a governmental entity to assist in a competitive procurement acting in violation of subsection (1) or subsection (2).
- (5) Any person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 6. Section 838.24, Florida Statutes, is created to read:

838.24 Attorney fees.—Public servants and public contractors prosecuted for a violation under this act may recover attorney fees in the same manner as provided by common law for public officers and employees with respect to the enforcement of public corruption laws.

Section 7. For the purpose of incorporating the amendment made by this act to section 838.022, Florida Statutes, in a reference thereto, paragraph (a) of subsection (2) of section 112.534, Florida Statutes, is reenacted to read:



156 112.534 Failure to comply; official misconduct.-157 (2)(a) All the provisions of s. 838.022 shall apply to this

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Section 8. For the purpose of incorporating the amendment made by this act to section 838.022, Florida Statutes, in a reference thereto, paragraph (d) of subsection (4) of section 117.01, Florida Statutes, is reenacted to read:

- 117.01 Appointment, application, suspension, revocation, application fee, bond, and oath.-
- (4) The Governor may suspend a notary public for any of the grounds provided in s. 7, Art. IV of the State Constitution. Grounds constituting malfeasance, misfeasance, or neglect of duty include, but are not limited to, the following:
 - (d) Official misconduct as defined in s. 838.022.

Section 9. For the purpose of incorporating the amendment made by this act to section 838.014, Florida Statutes, in a reference thereto, subsection (11) of section 817.568, Florida Statutes, is reenacted to read:

- 817.568 Criminal use of personal identification information.—
- (11) A person who willfully and without authorization fraudulently uses personal identification information concerning an individual who is 60 years of age or older; a disabled adult as defined in s. 825.101; a public servant as defined in s. 838.014; a veteran as defined in s. 1.01; a first responder as defined in s. 125.01045; an individual who is employed by the State of Florida; or an individual who is employed by the Federal Government without first obtaining the consent of that individual commits a felony of the second degree, punishable as



185	provided in s. 775	.082, s.	775.083, or s. 775.084.	
186	Section 10. For the purpose of incorporating the amendments			
187	made by this act to sections 838.015, 838.016, and 838.22,			
188	Florida Statutes,	in refere	ences thereto, paragraph (g) of	
189	subsection (3) of	section 9	021.0022, Florida Statutes, is	
190	reenacted to read:			
191	921.0022 Crim	inal Puni	shment Code; offense severity ranking	
192	chart			
193	(3) OFFENSE S	EVERITY F	RANKING CHART	
194	(g) LEVEL 7			
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	Florida	Felony	Description	
	Statute	Degree		
197				
	316.027(2)(c)	1st	Accident involving death,	
			failure to stop; leaving scene.	
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	316.193(3)(c)2.	3rd	DUI resulting in serious bodily	
			injury.	
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	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.	
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	327.35(3)(c)2.	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.
202			permanent disastire, or death.
	409.920	3rd	Medicaid provider fraud;
	(2)(b)1.a.		\$10,000 or less.
203			
	409.920	2nd	Medicaid provider fraud; more
	(2)(b)1.b.		than \$10,000, but less than
			\$50,000.
204	45.6.055.40		
	456.065(2)	3rd	Practicing a health care
205			profession without a license.
200	456.065(2)	2nd	Practicing a health care
	100.000(2)	2110	profession without a license
			which results in serious bodily
			injury.
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	458.327(1)	3rd	Practicing medicine without a
			license.
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	459.013(1)	3rd	Practicing osteopathic medicine



208			without a license.
200	460.411(1)	3rd	Practicing chiropractic medicine without a license.
209	461.012(1)	3rd	Practicing podiatric medicine without a license.
210	462.17	3rd	Practicing naturopathy without
211	4C2 01E (1)	3rd	a license.
212	463.015(1)	SIG	Practicing optometry without a license.
0.1.0	464.016(1)	3rd	Practicing nursing without a license.
213	465.015(2)	3rd	Practicing pharmacy without a license.
214	466.026(1)	3rd	Practicing dentistry or dental
215	467.201	3rd	hygiene without a license. Practicing midwifery without a
216			license.
217	468.366	3rd	Delivering respiratory care services without a license.



218	483.828(1)	3rd	Practicing as clinical laboratory personnel without a license.
219	483.901(9)	3rd	Practicing medical physics without a license.
220	484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.
	484.053	3rd	Dispensing hearing aids without a license.
221	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.
223	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.
-	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than



0.0.4			\$20,000.
224	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
226	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
227	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.
228	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.
229	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable



230			negligence of another (manslaughter).
231	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
232	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
233	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.
234	784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
235	784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
236	784.048(7)	3rd	Aggravated stalking; violation of court order.



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	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
238	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
239	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
240	784.081(1)	1st	Aggravated battery on specified official or employee.
241	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
242	784.083(1)	1st	Aggravated battery on code inspector.
243	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
244	787.06(3)(e)2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida



245			to within the state.
	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
246247	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
248	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
250 251	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
	790.23	1st,PBL	Possession of a firearm by a



252			person who qualifies for the penalty enhancements provided for in s. 874.04.
253	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.
254	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.
255	796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
256	800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
	800.04(5)(c)2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
257	800.04(5)(e)	1st	Lewd or lascivious molestation;



258			victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
259	806.01(2)	2nd	Maliciously damage structure by fire or explosive.
	810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
260	810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
261	810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
262	810.02(3)(e)	2nd	Burglary of authorized emergency vehicle.
	812.014(2)(a)1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree



264			grand theft.
204	812.014(2)(b)2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
265	812.014(2)(b)3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
266267	812.014(2)(b)4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
268	812.0145(2)(a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
200	812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
269270	812.131(2)(a)	2nd	Robbery by sudden snatching.
270	812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
271	817.034(4)(a)1.	1st	Communications fraud, value greater than \$50,000.



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	817.234(8)(a)	2nd	Solicitation of motor vehicle
			accident victims with intent to
			defraud.
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	817.234(9)	2nd	Organizing, planning, or
			participating in an intentional motor vehicle collision.
274			motor venicle collision.
211	817.234(11)(c)	1st	Insurance fraud; property value
	(\$100,000 or more.
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	817.2341(2)(b) &	1st	Making false entries of
	(3) (b)		material fact or false
			statements regarding property
			values relating to the solvency
			of an insuring entity which are
			a significant cause of the
276			insolvency of that entity.
270	817.535(2)(a)	3rd	Filing false lien or other
			unauthorized document.
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	825.102(3)(b)	2nd	Neglecting an elderly person or
			disabled adult causing great
			bodily harm, disability, or
			disfigurement.
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	825.103(3)(b)	2nd	Exploiting an elderly person or



279			disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
280	827.03(2)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
281	827.04(3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
222	837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
282	838.015	2nd	Bribery.
	838.016	2nd	Unlawful compensation or reward for official behavior.
284	838.021(3)(a)	2nd	Unlawful harm to a public servant.
285	838.22	2nd	Bid tampering.
287	843.0855(2)	3rd	Impersonation of a public officer or employee.



	843.0855(3)	3rd	Unlawful simulation of legal process.
288			
	843.0855(4)	3rd	Intimidation of a public
			officer or employee.
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	847.0135(3)	3rd	Solicitation of a child, via a
			computer service, to commit an
0.00			unlawful sex act.
290	047 0125 (4)	01	
	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
291			Committe an unitawith sex act.
271	872.06	2nd	Abuse of a dead human body.
292	0,2.00	2110	Thouse of a dead framain sea,.
	874.05(2)(b)	1st	Encouraging or recruiting
			person under 13 to join a
			criminal gang; second or
			subsequent offense.
293			
	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),



295			(2) (a), (2) (b), or (2) (c) 4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.
	893.13(1)(e)1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.
296297	893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).
298	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
250	893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.



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	893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
300			grams.
	893.135(1)(c)2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
301	893.135(1)(c)2.b.	1st	Trafficking in hydrocodone, 28
	, , , , , , , , , , , , , , , , , , , ,		grams or more, less than 50 grams.
302	893.135(1)(c)3.a.	1st	Trafficking in oxycodone, 7
			grams or more, less than 14 grams.
303	893.135(1)(c)3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25
			grams.
304	893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than
205			200 grams.
305	893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
306			J KIIOGIAMS.



307	893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
308	893.135(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
309	893.135(1)(h)1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
310	893.135(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
311	893.135(1)(k)2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
	893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
312	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.



314	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
315	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
316 317	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
318	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



319			registration information.
013	944.607(9)	3rd	Sexual offender; failure to comply with reporting
320			requirements.
321	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
221	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
322	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
323	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
J 2 4	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.



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	985.4815(13)	3rd	Sexual offender; failure to		
			report and reregister; failure		
			to respond to address		
			verification; providing false		
			registration information.		
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327					
328	Section 11. F	or the p	urpose of incorporating the amendment		
329	made by this act t	o section	n 838.022, Florida Statutes, in a		
330	reference thereto,	paragra	ph (d) of subsection (3) of section		
331	921.0022, Florida	Statutes	, is reenacted to read:		
332	921.0022 Crim	inal Pun	ishment Code; offense severity ranking		
333	chart				
334	(3) OFFENSE SEVERITY RANKING CHART				
335	(d) LEVEL 4				
336					
337					
	Florida	Felony	Description		
	Statute	Degree			
338					
	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.		
339					
	499.0051(1)	3rd	Failure to maintain or deliver		



340			pedigree papers.
340	499.0051(2)	3rd	Failure to authenticate pedigree papers.
341	499.0051(6)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
342	517.07(1)	3rd	Failure to register securities.
343			
	517.12(1)	3rd	Failure of dealer, associated person, or issuer of securities to register.
344			
345	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.
	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.
346	784.075	3rd	Battery on detention or commitment facility staff.
347			_
	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
348	784.08(2)(c)	3rd	Battery on a person 65 years of



349			age or older.
	784.081(3)	3rd	Battery on specified official or employee.
350	784.082(3)	3rd	Battery by detained person on
351	701.002(3)	Jia	visitor or other detainee.
	784.083(3)	3rd	Battery on code inspector.
352	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
353			
	787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
354	787.04(2)	3rd	Take, entice, or remove child
	707.04(2)	Jiu	beyond state limits with criminal intent pending custody proceedings.
355			
	787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.



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0.5.5	787.07	3rd	Human smuggling.
357	790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
358	790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
359	790.115(2)(c)	3rd	Possessing firearm on school property.
360			P-CPC-01.
	800.04(7)(c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
361 362	810.02(4)(a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
363	810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
364	810.06	3rd	Burglary; possession of tools.



	810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.
365 366	812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.
300	812.014(2)(c)4	3rd	Grand theft, 3rd degree, a will, firearm, motor vehicle, livestock, etc.
367	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
368	817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
369 370	817.568(2)(a)	3rd	Fraudulent use of personal identification information.
	817.625(2)(a)	3rd	Fraudulent use of scanning device or reencoder.
371	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any



372			registered horse or cattle.
	837.02(1)	3rd	Perjury in official proceedings.
373	837.021(1)	3rd	Make contradictory statements in official proceedings.
374	838.022	3rd	Official misconduct.
375	839.13(2)(a)	3rd	Falsifying records of an
	639.13(2)(d)	31 d	individual in the care and custody of a state agency.
376			
	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.
377	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
378	042 025	2 m d	
	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
379	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or



380			bond jumping).
	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
381	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.
382	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).
384	914.14(2)	3rd	Witnesses accepting bribes.
001	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.
385			
	914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
386			
387	918.12	3rd	Tampering with jurors.
	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.

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389 390

Section 12. This act shall take effect October 1, 2016.

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======= T I T L E A M E N D M E N T =========

393 And the title is amended as follows:

> Delete everything before the enacting clause and insert:

395 396

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A bill to be entitled

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An act relating to public corruption; amending s. 838.014, F.S.; revising and providing definitions; amending s. 838.015, F.S.; revising the definition of the term "bribery"; revising requirements for prosecution; amending s. 838.016, F.S.; revising the prohibition against unlawful compensation or reward for official behavior to conform to changes made by the act; amending s. 838.022, F.S.; revising the prohibition against official misconduct to conform to changes made by the act; revising applicability of the offense to include public contractors; amending s. 838.22, F.S.; revising the prohibition against bid tampering to conform to changes made by the act; revising applicability of the offense to include specified public contractors; creating s. 838.24, F.S.; authorizing the award of attorney fees to public servants and public contractors under certain conditions; reenacting s. 112.534(2)(a), F.S., relating to official misconduct, and s. 117.01(4)(d), F.S., relating to appointment, application,

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suspension, revocation, application fee, bond, and oath of notaries public, to incorporate the amendment made by the act to s. 838.022, F.S., in references thereto; reenacting s. 817.568(11), F.S., relating to criminal use of personal identification information, to incorporate the amendment made by the act to s. 838.014, F.S., in a reference thereto; reenacting s. 921.0022(3)(d) and (g), F.S., relating to the Criminal Punishment Code offense severity ranking chart, to incorporate the amendments made by the act to ss. 838.015, 838.016, 838.022, and 838.22, F.S., in references thereto; providing an effective date.