

26 organization for the provision of recreational, social, or
 27 educational services to the public. A person who violates this
 28 paragraph with respect to:

29 1. A controlled substance named or described in s.
 30 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5.
 31 commits a felony of the first degree, punishable as provided in
 32 s. 775.082, s. 775.083, or s. 775.084. ~~The defendant must be~~
 33 ~~sentenced to a minimum term of imprisonment of 3 calendar years~~
 34 ~~unless the offense was committed within 1,000 feet of the real~~
 35 ~~property comprising a child care facility as defined in s.~~
 36 ~~402.302.~~

37 2. A controlled substance named or described in s.
 38 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7.,
 39 (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) commits a felony of
 40 the second degree, punishable as provided in s. 775.082, s.
 41 775.083, or s. 775.084.

42 3. Any other controlled substance, except as lawfully
 43 sold, manufactured, or delivered, must be sentenced to pay a
 44 \$500 fine and to serve 100 hours of public service in addition
 45 to any other penalty prescribed by law.

46
 47 This paragraph does not apply to a child care facility unless
 48 the owner or operator of the facility posts a sign that is not
 49 less than 2 square feet in size with a word legend identifying
 50 the facility as a licensed child care facility and that is

51 posted on the property of the child care facility in a
52 conspicuous place where the sign is reasonably visible to the
53 public.

54 Section 2. Subsections (1) and (3) of section 893.135,
55 Florida Statutes, are amended to read:

56 893.135 Trafficking; mandatory sentences; suspension or
57 reduction of sentences; conspiracy to engage in trafficking.—

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

60 (a) Any person who knowingly sells, purchases,
61 manufactures, delivers, or brings into this state, or who is
62 knowingly in actual or constructive possession of, in excess of
63 25 pounds of cannabis, or 300 or more cannabis plants, commits a
64 felony of the first degree, which felony shall be known as
65 "trafficking in cannabis," punishable as provided in s. 775.082,
66 s. 775.083, or s. 775.084. ~~If the quantity of cannabis involved:~~

67 ~~1. Is in excess of 25 pounds, but less than 2,000 pounds,~~
68 ~~or is 300 or more cannabis plants, but not more than 2,000~~
69 ~~cannabis plants, such person shall be sentenced to a mandatory~~
70 ~~minimum term of imprisonment of 3 years, and the defendant shall~~
71 ~~be ordered to pay a fine of \$25,000.~~

72 ~~2. Is 2,000 pounds or more, but less than 10,000 pounds,~~
73 ~~or is 2,000 or more cannabis plants, but not more than 10,000~~
74 ~~cannabis plants, such person shall be sentenced to a mandatory~~
75 ~~minimum term of imprisonment of 7 years, and the defendant shall~~

76 ~~be ordered to pay a fine of \$50,000.~~

77 ~~3. Is 10,000 pounds or more, or is 10,000 or more cannabis~~
78 ~~plants, such person shall be sentenced to a mandatory minimum~~
79 ~~term of imprisonment of 15 calendar years and pay a fine of~~
80 ~~\$200,000.~~

81
82 For the purpose of this paragraph, a plant, including, but not
83 limited to, a seedling or cutting, is a "cannabis plant" if it
84 has some readily observable evidence of root formation, such as
85 root hairs. To determine if a piece or part of a cannabis plant
86 severed from the cannabis plant is itself a cannabis plant, the
87 severed piece or part must have some readily observable evidence
88 of root formation, such as root hairs. Callous tissue is not
89 readily observable evidence of root formation. The viability and
90 sex of a plant and the fact that the plant may or may not be a
91 dead harvested plant are not relevant in determining if the
92 plant is a "cannabis plant" or in the charging of an offense
93 under this paragraph. ~~Upon conviction, the court shall impose~~
94 ~~the longest term of imprisonment provided for in this paragraph.~~

95 (b)1. Any person who knowingly sells, purchases,
96 manufactures, delivers, or brings into this state, or who is
97 knowingly in actual or constructive possession of, 28 grams or
98 more of cocaine, as described in s. 893.03(2)(a)4., or of any
99 mixture containing cocaine, but less than 150 kilograms of
100 cocaine or any such mixture, commits a felony of the first

101 degree, which felony shall be known as "trafficking in cocaine,"
102 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

103 ~~If the quantity involved:~~

104 a. ~~Is 28 grams or more, but less than 200 grams, such~~
105 ~~person shall be sentenced to a mandatory minimum term of~~
106 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
107 ~~pay a fine of \$50,000.~~

108 b. ~~Is 200 grams or more, but less than 400 grams, such~~
109 ~~person shall be sentenced to a mandatory minimum term of~~
110 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
111 ~~pay a fine of \$100,000.~~

112 c. ~~Is 400 grams or more, but less than 150 kilograms, such~~
113 ~~person shall be sentenced to a mandatory minimum term of~~
114 ~~imprisonment of 15 calendar years and pay a fine of \$250,000.~~

115 2. Any person who knowingly sells, purchases,
116 manufactures, delivers, or brings into this state, or who is
117 knowingly in actual or constructive possession of, 150 kilograms
118 or more of cocaine, as described in s. 893.03(2)(a)4., commits
119 the first degree felony of trafficking in cocaine. ~~A person who~~
120 ~~has been convicted of the first degree felony of trafficking in~~
121 ~~cocaine under this subparagraph shall be punished by life~~
122 ~~imprisonment and is ineligible for any form of discretionary~~
123 ~~early release except pardon or executive clemency or conditional~~
124 ~~medical release under s. 947.149.~~ However, if the court
125 determines that, in addition to committing any act specified in

126 | this paragraph:

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

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

133 |
134 | such person commits the capital felony of trafficking in
135 | cocaine, punishable as provided in ss. 775.082 and 921.142. ~~Any~~
136 | ~~person sentenced for a capital felony under this paragraph shall~~
137 | ~~also be sentenced to pay the maximum fine provided under~~
138 | ~~subparagraph 1.~~

139 | 3. Any person who knowingly brings into this state 300
140 | kilograms or more of cocaine, as described in s. 893.03(2)(a)4.,
141 | and who knows that the probable result of such importation would
142 | be the death of any person, commits capital importation of
143 | cocaine, a capital felony punishable as provided in ss. 775.082
144 | and 921.142. ~~Any person sentenced for a capital felony under~~
145 | ~~this paragraph shall also be sentenced to pay the maximum fine~~
146 | ~~provided under subparagraph 1.~~

147 | (c)1. A person who knowingly sells, purchases,
148 | manufactures, delivers, or brings into this state, or who is
149 | knowingly in actual or constructive possession of, 4 grams or
150 | more of any morphine, opium, hydromorphone, or any salt,

151 derivative, isomer, or salt of an isomer thereof, including
152 heroin, as described in s. 893.03(1)(b), (2)(a), (3)(c)3., or
153 (3)(c)4., or 4 grams or more of any mixture containing any such
154 substance, but less than 30 kilograms of such substance or
155 mixture, commits a felony of the first degree, which felony
156 shall be known as "trafficking in illegal drugs," punishable as
157 provided in s. 775.082, s. 775.083, or s. 775.084. ~~If the~~
158 ~~quantity involved:~~

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

162 ~~b. Is 14 grams or more, but less than 28 grams, such~~
163 ~~person shall be sentenced to a mandatory minimum term of~~
164 ~~imprisonment of 15 years and shall be ordered to pay a fine of~~
165 ~~\$100,000.~~

166 ~~c. Is 28 grams or more, but less than 30 kilograms, such~~
167 ~~person shall be sentenced to a mandatory minimum term of~~
168 ~~imprisonment of 25 years and shall be ordered to pay a fine of~~
169 ~~\$500,000.~~

170 2. A person who knowingly sells, purchases, manufactures,
171 delivers, or brings into this state, or who is knowingly in
172 actual or constructive possession of, 28 grams or more of
173 hydrocodone, as described in s. 893.03(2)(a)1.k., codeine, as
174 described in s. 893.03(2)(a)1.g., or any salt thereof, or 28
175 grams or more of any mixture containing any such substance,

176 commits a felony of the first degree, which felony shall be
177 known as "trafficking in hydrocodone," punishable as provided in
178 s. 775.082, s. 775.083, or s. 775.084. ~~If the quantity involved:~~

179 ~~a. Is 28 grams or more, but less than 50 grams, such~~
180 ~~person shall be sentenced to a mandatory minimum term of~~
181 ~~imprisonment of 3 years and shall be ordered to pay a fine of~~
182 ~~\$50,000.~~

183 ~~b. Is 50 grams or more, but less than 100 grams, such~~
184 ~~person shall be sentenced to a mandatory minimum term of~~
185 ~~imprisonment of 7 years and shall be ordered to pay a fine of~~
186 ~~\$100,000.~~

187 ~~c. Is 100 grams or more, but less than 300 grams, such~~
188 ~~person shall be sentenced to a mandatory minimum term of~~
189 ~~imprisonment of 15 years and shall be ordered to pay a fine of~~
190 ~~\$500,000.~~

191 ~~d. Is 300 grams or more, but less than 30 kilograms, such~~
192 ~~person shall be sentenced to a mandatory minimum term of~~
193 ~~imprisonment of 25 years and shall be ordered to pay a fine of~~
194 ~~\$750,000.~~

195 3. A person who knowingly sells, purchases, manufactures,
196 delivers, or brings into this state, or who is knowingly in
197 actual or constructive possession of, 7 grams or more of
198 oxycodone, as described in s. 893.03(2)(a)1.q., or any salt
199 thereof, or 7 grams or more of any mixture containing any such
200 substance, commits a felony of the first degree, which felony

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201 shall be known as "trafficking in oxycodone," punishable as
202 provided in s. 775.082, s. 775.083, or s. 775.084. ~~If the~~
203 ~~quantity involved:~~

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

207 ~~b. Is 14 grams or more, but less than 25 grams, such~~
208 ~~person shall be sentenced to a mandatory minimum term of~~
209 ~~imprisonment of 7 years and shall be ordered to pay a fine of~~
210 ~~\$100,000.~~

211 ~~c. Is 25 grams or more, but less than 100 grams, such~~
212 ~~person shall be sentenced to a mandatory minimum term of~~
213 ~~imprisonment of 15 years and shall be ordered to pay a fine of~~
214 ~~\$500,000.~~

215 ~~d. Is 100 grams or more, but less than 30 kilograms, such~~
216 ~~person shall be sentenced to a mandatory minimum term of~~
217 ~~imprisonment of 25 years and shall be ordered to pay a fine of~~
218 ~~\$750,000.~~

219 4.a. A person who knowingly sells, purchases,
220 manufactures, delivers, or brings into this state, or who is
221 knowingly in actual or constructive possession of, 4 grams or
222 more of:

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

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

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

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

227 ~~e.(V)~~ A fentanyl derivative, as described in s.

228 893.03(1)(a)62.;

229 ~~f.(VI)~~ A controlled substance analog, as described in s.

230 893.0356, of any substance described in sub-subparagraphs a.-e.

231 ~~sub-sub-subparagraphs (I)-(V);~~ or

232 ~~g.(VII)~~ A mixture containing any substance described in

233 sub-subparagraphs a.-f. ~~sub-sub-subparagraphs (I)-(VI),~~

234

235 commits a felony of the first degree, which felony shall be

236 known as "trafficking in fentanyl," punishable as provided in s.

237 775.082, s. 775.083, or s. 775.084.

238 ~~b. If the quantity involved under sub-subparagraph a.:~~

239 ~~(I) Is 4 grams or more, but less than 14 grams, such~~

240 ~~person shall be sentenced to a mandatory minimum term of~~

241 ~~imprisonment of 3 years, and shall be ordered to pay a fine of~~

242 ~~\$50,000.~~

243 ~~(II) Is 14 grams or more, but less than 28 grams, such~~

244 ~~person shall be sentenced to a mandatory minimum term of~~

245 ~~imprisonment of 15 years, and shall be ordered to pay a fine of~~

246 ~~\$100,000.~~

247 ~~(III) Is 28 grams or more, such person shall be sentenced~~

248 ~~to a mandatory minimum term of imprisonment of 25 years, and~~

249 ~~shall be ordered to pay a fine of \$500,000.~~

250 5. A person who knowingly sells, purchases, manufactures,

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251 delivers, or brings into this state, or who is knowingly in
252 actual or constructive possession of, 30 kilograms or more of
253 any morphine, opium, oxycodone, hydrocodone, codeine,
254 hydromorphone, or any salt, derivative, isomer, or salt of an
255 isomer thereof, including heroin, as described in s.
256 893.03(1)(b), (2)(a), (3)(c)3., or (3)(c)4., or 30 kilograms or
257 more of any mixture containing any such substance, commits the
258 first degree felony of trafficking in illegal drugs. ~~A person~~
259 ~~who has been convicted of the first degree felony of trafficking~~
260 ~~in illegal drugs under this subparagraph shall be punished by~~
261 ~~life imprisonment and is ineligible for any form of~~
262 ~~discretionary early release except pardon or executive clemency~~
263 ~~or conditional medical release under s. 947.149.~~ However, if the
264 court determines that, in addition to committing any act
265 specified in this paragraph:

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

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

272
273 such person commits the capital felony of trafficking in illegal
274 drugs, punishable as provided in ss. 775.082 and 921.142. ~~A~~
275 ~~person sentenced for a capital felony under this paragraph shall~~

276 ~~also be sentenced to pay the maximum fine provided under~~
277 ~~subparagraph 1.~~

278 6. A person who knowingly brings into this state 60
279 kilograms or more of any morphine, opium, oxycodone,
280 hydrocodone, codeine, hydromorphone, or any salt, derivative,
281 isomer, or salt of an isomer thereof, including heroin, as
282 described in s. 893.03(1)(b), (2)(a), (3)(c)3., or (3)(c)4., or
283 60 kilograms or more of any mixture containing any such
284 substance, and who knows that the probable result of such
285 importation would be the death of a person, commits capital
286 importation of illegal drugs, a capital felony punishable as
287 provided in ss. 775.082 and 921.142. ~~A person sentenced for a~~
288 ~~capital felony under this paragraph shall also be sentenced to~~
289 ~~pay the maximum fine provided under subparagraph 1.~~

290 (d)1. Any person who knowingly sells, purchases,
291 manufactures, delivers, or brings into this state, or who is
292 knowingly in actual or constructive possession of, 28 grams or
293 more of phencyclidine, as described in s. 893.03(2)(b)23., a
294 substituted phenylcyclohexylamine, as described in s.
295 893.03(1)(c)195., or a substance described in s.
296 893.03(1)(c)13., 32., 38., 103., or 146., or of any mixture
297 containing phencyclidine, as described in s. 893.03(2)(b)23., a
298 substituted phenylcyclohexylamine, as described in s.
299 893.03(1)(c)195., or a substance described in s.
300 893.03(1)(c)13., 32., 38., 103., or 146., commits a felony of

301 the first degree, which felony shall be known as "trafficking in
302 phencyclidine," punishable as provided in s. 775.082, s.
303 775.083, or s. 775.084. ~~If the quantity involved:~~

304 ~~a. Is 28 grams or more, but less than 200 grams, such~~
305 ~~person shall be sentenced to a mandatory minimum term of~~
306 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
307 ~~pay a fine of \$50,000.~~

308 ~~b. Is 200 grams or more, but less than 400 grams, such~~
309 ~~person shall be sentenced to a mandatory minimum term of~~
310 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
311 ~~pay a fine of \$100,000.~~

312 ~~c. Is 400 grams or more, such person shall be sentenced to~~
313 ~~a mandatory minimum term of imprisonment of 15 calendar years~~
314 ~~and pay a fine of \$250,000.~~

315 2. Any person who knowingly brings into this state 800
316 grams or more of phencyclidine, as described in s.
317 893.03(2)(b)23., a substituted phenylcyclohexylamine, as
318 described in s. 893.03(1)(c)195., or a substance described in s.
319 893.03(1)(c)13., 32., 38., 103., or 146., or of any mixture
320 containing phencyclidine, as described in s. 893.03(2)(b)23., a
321 substituted phenylcyclohexylamine, as described in s.
322 893.03(1)(c)195., or a substance described in s.
323 893.03(1)(c)13., 32., 38., 103., or 146., and who knows that the
324 probable result of such importation would be the death of any
325 person commits capital importation of phencyclidine, a capital

326 felony punishable as provided in ss. 775.082 and 921.142. ~~Any~~
327 ~~person sentenced for a capital felony under this paragraph shall~~
328 ~~also be sentenced to pay the maximum fine provided under~~
329 ~~subparagraph 1.~~

330 (e)1. Any person who knowingly sells, purchases,
331 manufactures, delivers, or brings into this state, or who is
332 knowingly in actual or constructive possession of, 200 grams or
333 more of methaqualone or of any mixture containing methaqualone,
334 as described in s. 893.03(1)(d), commits a felony of the first
335 degree, which felony shall be known as "trafficking in
336 methaqualone," punishable as provided in s. 775.082, s. 775.083,
337 or s. 775.084. ~~If the quantity involved:~~

338 ~~a. Is 200 grams or more, but less than 5 kilograms, such~~
339 ~~person shall be sentenced to a mandatory minimum term of~~
340 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
341 ~~pay a fine of \$50,000.~~

342 ~~b. Is 5 kilograms or more, but less than 25 kilograms,~~
343 ~~such person shall be sentenced to a mandatory minimum term of~~
344 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
345 ~~pay a fine of \$100,000.~~

346 ~~e. Is 25 kilograms or more, such person shall be sentenced~~
347 ~~to a mandatory minimum term of imprisonment of 15 calendar years~~
348 ~~and pay a fine of \$250,000.~~

349 2. Any person who knowingly brings into this state 50
350 kilograms or more of methaqualone or of any mixture containing

351 methaqualone, as described in s. 893.03(1)(d), and who knows
352 that the probable result of such importation would be the death
353 of any person commits capital importation of methaqualone, a
354 capital felony punishable as provided in ss. 775.082 and
355 921.142. ~~Any person sentenced for a capital felony under this~~
356 ~~paragraph shall also be sentenced to pay the maximum fine~~
357 ~~provided under subparagraph 1.~~

358 (f)1. Any person who knowingly sells, purchases,
359 manufactures, delivers, or brings into this state, or who is
360 knowingly in actual or constructive possession of, 14 grams or
361 more of amphetamine, as described in s. 893.03(2)(c)2., or
362 methamphetamine, as described in s. 893.03(2)(c)5., or of any
363 mixture containing amphetamine or methamphetamine, or
364 phenylacetone, phenylacetic acid, pseudoephedrine, or ephedrine
365 in conjunction with other chemicals and equipment utilized in
366 the manufacture of amphetamine or methamphetamine, commits a
367 felony of the first degree, which felony shall be known as
368 "trafficking in amphetamine," punishable as provided in s.
369 775.082, s. 775.083, or s. 775.084. ~~If the quantity involved:~~

370 ~~a. Is 14 grams or more, but less than 28 grams, such~~
371 ~~person shall be sentenced to a mandatory minimum term of~~
372 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
373 ~~pay a fine of \$50,000.~~

374 ~~b. Is 28 grams or more, but less than 200 grams, such~~
375 ~~person shall be sentenced to a mandatory minimum term of~~

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376 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
377 ~~pay a fine of \$100,000.~~

378 ~~e. Is 200 grams or more, such person shall be sentenced to~~
379 ~~a mandatory minimum term of imprisonment of 15 calendar years~~
380 ~~and pay a fine of \$250,000.~~

381 2. Any person who knowingly manufactures or brings into
382 this state 400 grams or more of amphetamine, as described in s.
383 893.03(2)(c)2., or methamphetamine, as described in s.
384 893.03(2)(c)5., or of any mixture containing amphetamine or
385 methamphetamine, or phenylacetone, phenylacetic acid,
386 pseudoephedrine, or ephedrine in conjunction with other
387 chemicals and equipment used in the manufacture of amphetamine
388 or methamphetamine, and who knows that the probable result of
389 such manufacture or importation would be the death of any person
390 commits capital manufacture or importation of amphetamine, a
391 capital felony punishable as provided in ss. 775.082 and
392 921.142. ~~Any person sentenced for a capital felony under this~~
393 ~~paragraph shall also be sentenced to pay the maximum fine~~
394 ~~provided under subparagraph 1.~~

395 (g)1. Any person who knowingly sells, purchases,
396 manufactures, delivers, or brings into this state, or who is
397 knowingly in actual or constructive possession of, 4 grams or
398 more of flunitrazepam or any mixture containing flunitrazepam as
399 described in s. 893.03(1)(a) commits a felony of the first
400 degree, which felony shall be known as "trafficking in

401 flunitrazepam," punishable as provided in s. 775.082, s.
402 775.083, or s. 775.084. ~~If the quantity involved:~~

403 ~~a. Is 4 grams or more but less than 14 grams, such person~~
404 ~~shall be sentenced to a mandatory minimum term of imprisonment~~
405 ~~of 3 years, and the defendant shall be ordered to pay a fine of~~
406 ~~\$50,000.~~

407 ~~b. Is 14 grams or more but less than 28 grams, such person~~
408 ~~shall be sentenced to a mandatory minimum term of imprisonment~~
409 ~~of 7 years, and the defendant shall be ordered to pay a fine of~~
410 ~~\$100,000.~~

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

414 2. Any person who knowingly sells, purchases,
415 manufactures, delivers, or brings into this state or who is
416 knowingly in actual or constructive possession of 30 kilograms
417 or more of flunitrazepam or any mixture containing flunitrazepam
418 as described in s. 893.03(1)(a) commits the first degree felony
419 of trafficking in flunitrazepam. ~~A person who has been convicted~~
420 ~~of the first degree felony of trafficking in flunitrazepam under~~
421 ~~this subparagraph shall be punished by life imprisonment and is~~
422 ~~ineligible for any form of discretionary early release except~~
423 ~~pardon or executive clemency or conditional medical release~~
424 ~~under s. 947.149. However, if the court determines that, in~~
425 addition to committing any act specified in this paragraph:

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

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

432
 433 such person commits the capital felony of trafficking in
 434 flunitrazepam, punishable as provided in ss. 775.082 and
 435 921.142. ~~Any person sentenced for a capital felony under this~~
 436 ~~paragraph shall also be sentenced to pay the maximum fine~~
 437 ~~provided under subparagraph 1.~~

438 (h)1. Any person who knowingly sells, purchases,
 439 manufactures, delivers, or brings into this state, or who is
 440 knowingly in actual or constructive possession of, 1 kilogram or
 441 more of gamma-hydroxybutyric acid (GHB), as described in s.
 442 893.03(1)(d), or any mixture containing gamma-hydroxybutyric
 443 acid (GHB), commits a felony of the first degree, which felony
 444 shall be known as "trafficking in gamma-hydroxybutyric acid
 445 (GHB)," punishable as provided in s. 775.082, s. 775.083, or s.
 446 775.084. ~~If the quantity involved:~~

447 ~~a. Is 1 kilogram or more but less than 5 kilograms, such~~
 448 ~~person shall be sentenced to a mandatory minimum term of~~
 449 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
 450 ~~pay a fine of \$50,000.~~

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451 ~~b. Is 5 kilograms or more but less than 10 kilograms, such~~
452 ~~person shall be sentenced to a mandatory minimum term of~~
453 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
454 ~~pay a fine of \$100,000.~~

455 ~~e. Is 10 kilograms or more, such person shall be sentenced~~
456 ~~to a mandatory minimum term of imprisonment of 15 calendar years~~
457 ~~and pay a fine of \$250,000.~~

458 2. Any person who knowingly manufactures or brings into
459 this state 150 kilograms or more of gamma-hydroxybutyric acid
460 (GHB), as described in s. 893.03(1)(d), or any mixture
461 containing gamma-hydroxybutyric acid (GHB), and who knows that
462 the probable result of such manufacture or importation would be
463 the death of any person commits capital manufacture or
464 importation of gamma-hydroxybutyric acid (GHB), a capital felony
465 punishable as provided in ss. 775.082 and 921.142. ~~Any person~~
466 ~~sentenced for a capital felony under this paragraph shall also~~
467 ~~be sentenced to pay the maximum fine provided under subparagraph~~
468 ~~1.~~

469 (i)1. Any person who knowingly sells, purchases,
470 manufactures, delivers, or brings into this state, or who is
471 knowingly in actual or constructive possession of, 1 kilogram or
472 more of gamma-butyrolactone (GBL), as described in s.
473 893.03(1)(d), or any mixture containing gamma-butyrolactone
474 (GBL), commits a felony of the first degree, which felony shall
475 be known as "trafficking in gamma-butyrolactone (GBL),"

476 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

477 ~~If the quantity involved:~~

478 ~~a. Is 1 kilogram or more but less than 5 kilograms, such~~
479 ~~person shall be sentenced to a mandatory minimum term of~~
480 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
481 ~~pay a fine of \$50,000.~~

482 ~~b. Is 5 kilograms or more but less than 10 kilograms, such~~
483 ~~person shall be sentenced to a mandatory minimum term of~~
484 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
485 ~~pay a fine of \$100,000.~~

486 ~~e. Is 10 kilograms or more, such person shall be sentenced~~
487 ~~to a mandatory minimum term of imprisonment of 15 calendar years~~
488 ~~and pay a fine of \$250,000.~~

489 2. Any person who knowingly manufactures or brings into
490 the state 150 kilograms or more of gamma-butyrolactone (GBL), as
491 described in s. 893.03(1)(d), or any mixture containing gamma-
492 butyrolactone (GBL), and who knows that the probable result of
493 such manufacture or importation would be the death of any person
494 commits capital manufacture or importation of gamma-
495 butyrolactone (GBL), a capital felony punishable as provided in
496 ss. 775.082 and 921.142. ~~Any person sentenced for a capital~~
497 ~~felony under this paragraph shall also be sentenced to pay the~~
498 ~~maximum fine provided under subparagraph 1.~~

499 (j)1. Any person who knowingly sells, purchases,
500 manufactures, delivers, or brings into this state, or who is

501 knowingly in actual or constructive possession of, 1 kilogram or
502 more of 1,4-Butanediol as described in s. 893.03(1)(d), or of
503 any mixture containing 1,4-Butanediol, commits a felony of the
504 first degree, which felony shall be known as "trafficking in
505 1,4-Butanediol," punishable as provided in s. 775.082, s.
506 775.083, or s. 775.084. ~~If the quantity involved:~~

507 ~~a. Is 1 kilogram or more, but less than 5 kilograms, such~~
508 ~~person shall be sentenced to a mandatory minimum term of~~
509 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
510 ~~pay a fine of \$50,000.~~

511 ~~b. Is 5 kilograms or more, but less than 10 kilograms,~~
512 ~~such person shall be sentenced to a mandatory minimum term of~~
513 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
514 ~~pay a fine of \$100,000.~~

515 ~~c. Is 10 kilograms or more, such person shall be sentenced~~
516 ~~to a mandatory minimum term of imprisonment of 15 calendar years~~
517 ~~and pay a fine of \$500,000.~~

518 2. Any person who knowingly manufactures or brings into
519 this state 150 kilograms or more of 1,4-Butanediol as described
520 in s. 893.03(1)(d), or any mixture containing 1,4-Butanediol,
521 and who knows that the probable result of such manufacture or
522 importation would be the death of any person commits capital
523 manufacture or importation of 1,4-Butanediol, a capital felony
524 punishable as provided in ss. 775.082 and 921.142. ~~Any person~~
525 ~~sentenced for a capital felony under this paragraph shall also~~

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526 ~~be sentenced to pay the maximum fine provided under subparagraph~~
527 ~~1.~~

528 (k)1. A person who knowingly sells, purchases,
529 manufactures, delivers, or brings into this state, or who is
530 knowingly in actual or constructive possession of, 10 grams or
531 more of a:

532 a. Substance described in s. 893.03(1)(c)4., 5., 10., 11.,
533 15., 17., 21.-27., 29., 39., 40.-45., 58., 72.-80., 81.-86.,
534 90.-102., 104.-108., 110.-113., 143.-145., 148.-150., 160.-163.,
535 165., or 187.-189., a substituted cathinone, as described in s.
536 893.03(1)(c)191., or substituted phenethylamine, as described in
537 s. 893.03(1)(c)192.;

538 b. Mixture containing any substance described in sub-
539 subparagraph a.; or

540 c. Salt, isomer, ester, or ether or salt of an isomer,
541 ester, or ether of a substance described in sub-subparagraph a.,

542
543 commits a felony of the first degree, which felony shall be
544 known as "trafficking in phenethylamines," punishable as
545 provided in s. 775.082, s. 775.083, or s. 775.084.

546 ~~2. If the quantity involved under subparagraph 1.:~~

547 ~~a. Is 10 grams or more, but less than 200 grams, such~~
548 ~~person shall be sentenced to a mandatory minimum term of~~
549 ~~imprisonment of 3 years and shall be ordered to pay a fine of~~
550 ~~\$50,000.~~

551 ~~b. Is 200 grams or more, but less than 400 grams, such~~
 552 ~~person shall be sentenced to a mandatory minimum term of~~
 553 ~~imprisonment of 7 years and shall be ordered to pay a fine of~~
 554 ~~\$100,000.~~

555 ~~e. Is 400 grams or more, such person shall be sentenced to~~
 556 ~~a mandatory minimum term of imprisonment of 15 years and shall~~
 557 ~~be ordered to pay a fine of \$250,000.~~

558 2.3. A person who knowingly manufactures or brings into
 559 this state 30 kilograms or more of a substance described in sub-
 560 subparagraph 1.a., a mixture described in sub-subparagraph 1.b.,
 561 or a salt, isomer, ester, or ether or a salt of an isomer,
 562 ester, or ether described in sub-subparagraph 1.c., and who
 563 knows that the probable result of such manufacture or
 564 importation would be the death of any person commits capital
 565 manufacture or importation of phenethylamines, a capital felony
 566 punishable as provided in ss. 775.082 and 921.142. ~~A person~~
 567 ~~sentenced for a capital felony under this paragraph shall also~~
 568 ~~be sentenced to pay the maximum fine under subparagraph 2.~~

569 (1)1. Any person who knowingly sells, purchases,
 570 manufactures, delivers, or brings into this state, or who is
 571 knowingly in actual or constructive possession of, 1 gram or
 572 more of lysergic acid diethylamide (LSD) as described in s.
 573 893.03(1)(c), or of any mixture containing lysergic acid
 574 diethylamide (LSD), commits a felony of the first degree, which
 575 felony shall be known as "trafficking in lysergic acid

576 diethylamide (LSD)," punishable as provided in s. 775.082, s.
577 775.083, or s. 775.084. ~~If the quantity involved:~~

578 ~~a. Is 1 gram or more, but less than 5 grams, such person~~
579 ~~shall be sentenced to a mandatory minimum term of imprisonment~~
580 ~~of 3 years, and the defendant shall be ordered to pay a fine of~~
581 ~~\$50,000.~~

582 ~~b. Is 5 grams or more, but less than 7 grams, such person~~
583 ~~shall be sentenced to a mandatory minimum term of imprisonment~~
584 ~~of 7 years, and the defendant shall be ordered to pay a fine of~~
585 ~~\$100,000.~~

586 ~~e. Is 7 grams or more, such person shall be sentenced to a~~
587 ~~mandatory minimum term of imprisonment of 15 calendar years and~~
588 ~~pay a fine of \$500,000.~~

589 2. Any person who knowingly manufactures or brings into
590 this state 7 grams or more of lysergic acid diethylamide (LSD)
591 as described in s. 893.03(1)(c), or any mixture containing
592 lysergic acid diethylamide (LSD), and who knows that the
593 probable result of such manufacture or importation would be the
594 death of any person commits capital manufacture or importation
595 of lysergic acid diethylamide (LSD), a capital felony punishable
596 as provided in ss. 775.082 and 921.142. ~~Any person sentenced for~~
597 ~~a capital felony under this paragraph shall also be sentenced to~~
598 ~~pay the maximum fine provided under subparagraph 1.~~

599 (m)~~1.~~ A person who knowingly sells, purchases,
600 manufactures, delivers, or brings into this state, or who is

601 knowingly in actual or constructive possession of, 280 grams or
602 more of a:

603 ~~1.a.~~ Substance described in s. 893.03(1)(c)30., 46.-50.,
604 114.-142., 151.-156., 166.-173., or 176.-186. or a synthetic
605 cannabinoid, as described in s. 893.03(1)(c)190.; or

606 ~~2.b.~~ Mixture containing any substance described in
607 subparagraph 1. ~~sub-subparagraph a.,~~

608
609 commits a felony of the first degree, which felony shall be
610 known as "trafficking in synthetic cannabinoids," punishable as
611 provided in s. 775.082, s. 775.083, or s. 775.084.

612 ~~2. If the quantity involved under subparagraph 1.:~~

613 ~~a. Is 280 grams or more, but less than 500 grams, such~~
614 ~~person shall be sentenced to a mandatory minimum term of~~
615 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
616 ~~pay a fine of \$50,000.~~

617 ~~b. Is 500 grams or more, but less than 1,000 grams, such~~
618 ~~person shall be sentenced to a mandatory minimum term of~~
619 ~~imprisonment of 7 years, and the defendant shall be ordered to~~
620 ~~pay a fine of \$100,000.~~

621 ~~e. Is 1,000 grams or more, but less than 30 kilograms,~~
622 ~~such person shall be sentenced to a mandatory minimum term of~~
623 ~~imprisonment of 15 years, and the defendant shall be ordered to~~
624 ~~pay a fine of \$200,000.~~

625 ~~d. Is 30 kilograms or more, such person shall be sentenced~~

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626 ~~to a mandatory minimum term of imprisonment of 25 years, and the~~
627 ~~defendant shall be ordered to pay a fine of \$750,000.~~

628 (n)1. A person who knowingly sells, purchases,
629 manufactures, delivers, or brings into this state, or who is
630 knowingly in actual or constructive possession of, 14 grams or
631 more of:

632 a. A substance described in s. 893.03(1)(c)164., 174., or
633 175., a n-benzyl phenethylamine compound, as described in s.
634 893.03(1)(c)193.; or

635 b. A mixture containing any substance described in sub-
636 subparagraph a.,

637
638 commits a felony of the first degree, which felony shall be
639 known as "trafficking in n-benzyl phenethylamines," punishable
640 as provided in s. 775.082, s. 775.083, or s. 775.084.

641 ~~2. If the quantity involved under subparagraph 1.:~~

642 ~~a. Is 14 grams or more, but less than 100 grams, such~~
643 ~~person shall be sentenced to a mandatory minimum term of~~
644 ~~imprisonment of 3 years, and the defendant shall be ordered to~~
645 ~~pay a fine of \$50,000.~~

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

650 ~~c. Is 200 grams or more, such person shall be sentenced to~~

651 ~~a mandatory minimum term of imprisonment of 15 years, and the~~
652 ~~defendant shall be ordered to pay a fine of \$500,000.~~

653 2.3. A person who knowingly manufactures or brings into
654 this state 400 grams or more of a substance described in sub-
655 subparagraph 1.a. or a mixture described in sub-subparagraph
656 1.b., and who knows that the probable result of such manufacture
657 or importation would be the death of any person commits capital
658 manufacture or importation of a n-benzyl phenethylamine
659 compound, a capital felony punishable as provided in ss. 775.082
660 and 921.142. ~~A person sentenced for a capital felony under this~~
661 ~~paragraph shall also be sentenced to pay the maximum fine under~~
662 ~~subparagraph 2.~~

663 (3) Notwithstanding ~~the provisions of s. 948.01, with~~
664 ~~respect to any person who is found to have violated this~~
665 ~~section, adjudication of guilt or imposition of sentence shall~~
666 ~~not be suspended, deferred, or withheld, nor shall such person~~
667 ~~be eligible for parole prior to serving the mandatory minimum~~
668 ~~term of imprisonment prescribed by this section. A person~~
669 ~~sentenced to a mandatory minimum term of imprisonment under this~~
670 ~~section is not eligible for any form of discretionary early~~
671 ~~release, except pardon or executive clemency or conditional~~
672 ~~medical release under s. 947.149, prior to serving the mandatory~~
673 ~~minimum term of imprisonment.~~

674 Section 3. Paragraphs (g), (h), and (i) of subsection (3)
675 of section 921.0022, Florida Statutes, are amended to read:

676 921.0022 Criminal Punishment Code; offense severity
 677 ranking chart.—

678 (3) OFFENSE SEVERITY RANKING CHART

679 (g) LEVEL 7

680

Florida	Felony	
Statute	Degree	Description

681

316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
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682

316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
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683

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.
----------------	-----	---

684

327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
----------------	-----	---

685	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
686	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
687	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
688	456.065 (2)	3rd	Practicing a health care profession without a license.
689	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
690	458.327 (1)	3rd	Practicing medicine without a license.
691			

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692	459.013 (1)	3rd	Practicing osteopathic medicine without a license.
693	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
694	461.012 (1)	3rd	Practicing podiatric medicine without a license.
695	462.17	3rd	Practicing naturopathy without a license.
696	463.015 (1)	3rd	Practicing optometry without a license.
697	464.016 (1)	3rd	Practicing nursing without a license.
698	465.015 (2)	3rd	Practicing pharmacy without a license.
699	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
	467.201	3rd	Practicing midwifery without a

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license.

700

468.366 3rd Delivering respiratory care services without a license.

701

483.828 (1) 3rd Practicing as clinical laboratory personnel without a license.

702

483.901 (7) 3rd Practicing medical physics without a license.

703

484.013 (1) (c) 3rd Preparing or dispensing optical devices without a prescription.

704

484.053 3rd Dispensing hearing aids without a license.

705

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.

706

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707	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.
708	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
709	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
710	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
711	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.

712	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
713	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
714	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
715	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel

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homicide).

716

784.045 (1) (a) 1. 2nd Aggravated battery;
intentionally causing great
bodily harm or disfigurement.

717

784.045 (1) (a) 2. 2nd Aggravated battery; using
deadly weapon.

718

784.045 (1) (b) 2nd Aggravated battery; perpetrator
aware victim pregnant.

719

784.048 (4) 3rd Aggravated stalking; violation
of injunction or court order.

720

784.048 (7) 3rd Aggravated stalking; violation
of court order.

721

784.07 (2) (d) 1st Aggravated battery on law
enforcement officer.

722

784.074 (1) (a) 1st Aggravated battery on sexually
violent predators facility
staff.

723

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724	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
725	784.081 (1)	1st	Aggravated battery on specified official or employee.
726	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
727	784.083 (1)	1st	Aggravated battery on code inspector.
728	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
729	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 to within the state.
	790.07 (4)	1st	Specified weapons violation subsequent to previous

conviction of s. 790.07(1) or
(2).

730

790.16(1) 1st Discharge of a machine gun
under specified circumstances.

731

790.165(2) 2nd Manufacture, sell, possess, or
deliver hoax bomb.

732

790.165(3) 2nd Possessing, displaying, or
threatening to use any hoax
bomb while committing or
attempting to commit a felony.

733

790.166(3) 2nd Possessing, selling, using, or
attempting to use a hoax weapon
of mass destruction.

734

790.166(4) 2nd Possessing, displaying, or
threatening to use a hoax
weapon of mass destruction
while committing or attempting
to commit a felony.

735

790.23 1st, PBL Possession of a firearm by a

person who qualifies for the
penalty enhancements provided
for in s. 874.04.

736

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.

737

796.05 (1) 1st Live on earnings of a
prostitute; 2nd offense.

738

796.05 (1) 1st Live on earnings of a
prostitute; 3rd and subsequent
offense.

739

800.04 (5) (c) 1. 2nd Lewd or lascivious molestation;
victim younger than 12 years of
age; offender younger than 18
years of age.

740

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.
741	800.04 (5) (e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
742	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
743	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
744	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
745	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
746	810.02 (3) (e)	2nd	Burglary of authorized

emergency vehicle.

747

812.014 (2) (a) 1. 1st Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.

748

812.014 (2) (b) 2. 2nd Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.

749

812.014 (2) (b) 3. 2nd Property stolen, emergency medical equipment; 2nd degree grand theft.

750

812.014 (2) (b) 4. 2nd Property stolen, law enforcement equipment from authorized emergency vehicle.

751

812.0145 (2) (a) 1st Theft from person 65 years of age or older; \$50,000 or more.

752

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753	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
754	812.131 (2) (a)	2nd	Robbery by sudden snatching.
755	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
756	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
757	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
758	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
759	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
	817.2341	1st	Making false entries of

	(2) (b) & (3) (b)		material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
760	817.535 (2) (a)	3rd	Filing false lien or other unauthorized document.
761	817.611 (2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
762	825.102 (3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
763	825.103 (3) (b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.
764	827.03 (2) (b)	2nd	Neglect of a child causing

great bodily harm, disability,
or disfigurement.

765

827.04 (3) 3rd Impregnation of a child under
16 years of age by person 21
years of age or older.

766

837.05 (2) 3rd Giving false information about
alleged capital felony to a law
enforcement officer.

767

838.015 2nd Bribery.

768

838.016 2nd Unlawful compensation or reward
for official behavior.

769

838.021 (3) (a) 2nd Unlawful harm to a public
servant.

770

838.22 2nd Bid tampering.

771

843.0855 (2) 3rd Impersonation of a public
officer or employee.

772

843.0855 (3) 3rd Unlawful simulation of legal

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process.

773

843.0855(4) 3rd Intimidation of a public officer or employee.

774

847.0135(3) 3rd Solicitation of a child, via a computer service, to commit an unlawful sex act.

775

847.0135(4) 2nd Traveling to meet a minor to commit an unlawful sex act.

776

872.06 2nd Abuse of a dead human body.

777

874.05(2)(b) 1st Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.

778

874.10 1st,PBL Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

779

893.13(1)(c)1. 1st Sell, manufacture, or deliver

cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

780

893.13(1)(e)1. 1st Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5., within 1,000 feet of property used for religious services or a specified business site.

781

893.13(4)(a) 1st Use or hire of minor; deliver to minor other controlled substance.

782

~~893.135(1)(a)1. 1st Trafficking in cannabis, more~~

			than 25 lbs., less than 2,000 lbs.
783	893.135	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
	(1) (b) 1.a.		
784	893.135	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
	(1) (c) 1.a.		
785	893.135	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
	(1) (c) 2.a.		
786	893.135	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
	(1) (c) 2.b.		
787	893.135	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
	(1) (c) 3.a.		
788	893.135	1st	Trafficking in oxycodone, 14 grams or more, less than 25
	(1) (c) 3.b.		

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~~grams.~~

789

~~893.135 1st Trafficking in fentanyl, 4
 (1) (c) 4.b. (I) grams or more, less than 14
 grams.~~

790

~~893.135 1st Trafficking in phencyclidine,
 (1) (d) 1.a. 28 grams or more, less than 200
 grams.~~

791

893.135 (1) (e) 1. 1st Trafficking in methaqualone,
 200 grams or more, less than 5
 kilograms.

792

893.135 (1) (f) 1. 1st Trafficking in amphetamine, 14
 grams or more, less than 400 ~~28~~
 grams.

793

~~893.135 1st Trafficking in flunitrazepam, 4
 (1) (g) 1.a. grams or more, less than 14
 grams.~~

794

~~893.135 1st Trafficking in gamma-
 (1) (h) 1.a. hydroxybutyric acid (GHB), 1
 kilogram or more, less than 5~~

kilograms.

795

~~893.135~~ 1st ~~Trafficking in 1,4-Butanediol,~~
~~— (1) (j) 1.a.~~ ~~1 kilogram or more, less than 5~~
~~kilograms.~~

796

~~893.135~~ 1st ~~Trafficking in Phenethylamines,~~
~~— (1) (k) 2.a.~~ ~~10 grams or more, less than 200~~
~~grams.~~

797

~~893.135~~ 1st ~~Trafficking in synthetic~~
~~— (1) (m) 2.a.~~ ~~cannabinoids, 280 grams or~~
~~more, less than 500 grams.~~

798

~~893.135~~ 1st ~~Trafficking in synthetic~~
~~— (1) (m) 2.b.~~ ~~cannabinoids, 500 grams or~~
~~more, less than 1,000 grams.~~

799

~~893.135~~ 1st ~~Trafficking in n-benzyl~~
~~— (1) (n) 2.a.~~ ~~phenethylamines, 14 grams or~~
~~more, less than 100 grams.~~

800

893.1351 (2) 2nd Possession of place for
 trafficking in or manufacturing
 of controlled substance.

801	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
802	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
803	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
804	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
805	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
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807	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
808	943.0435 (14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
809	944.607 (9)	3rd	Sexual offender; failure to comply with reporting requirements.
810	944.607 (10) (a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
811	944.607 (12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
	944.607 (13)	3rd	Sexual offender; failure to

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report and reregister; failure to respond to address verification; providing false registration information.

812

985.4815(10) 3rd Sexual offender; failure to submit to the taking of a digitized photograph.

813

985.4815(12) 3rd Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

814

985.4815(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

815

816 (h) LEVEL 8

817

Florida	Felony	
Statute	Degree	Description

818

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819	316.193 (3) (c) 3.a.	2nd	DUI manslaughter.
820	316.1935 (4) (b)	1st	Aggravated fleeing or attempted eluding with serious bodily injury or death.
821	327.35 (3) (c) 3.	2nd	Vessel BUI manslaughter.
822	499.0051 (6)	1st	Knowing trafficking in contraband prescription drugs.
823	499.0051 (7)	1st	Knowing forgery of prescription labels or prescription drug labels.
824	560.123 (8) (b) 2.	2nd	Failure to report currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000 by money transmitter.
	560.125 (5) (b)	2nd	Money transmitter business by unauthorized person, currency or payment instruments totaling

or exceeding \$20,000, but less than \$100,000.

825

655.50 (10) (b) 2. 2nd

Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.

826

777.03 (2) (a) 1st

Accessory after the fact, capital felony.

827

782.04 (4) 2nd

Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery, burglary, kidnapping, aggravated fleeing or eluding with serious bodily injury or death, aircraft piracy, or unlawfully discharging bomb.

828

782.051 (2) 1st

Attempted felony murder while perpetrating or attempting to perpetrate a felony not

enumerated in s. 782.04(3).

829

782.071(1)(b) 1st Committing vehicular homicide and failing to render aid or give information.

830

782.072(2) 1st Committing vessel homicide and failing to render aid or give information.

831

787.06(3)(a)1. 1st Human trafficking for labor and services of a child.

832

787.06(3)(b) 1st Human trafficking using coercion for commercial sexual activity of an adult.

833

787.06(3)(c)2. 1st Human trafficking using coercion for labor and services of an unauthorized alien adult.

834

787.06(3)(e)1. 1st Human trafficking for labor and services by the transfer or transport of a child from outside Florida to within the

state.

835

787.06(3)(f)2.

1st

Human trafficking using coercion for commercial sexual activity by the transfer or transport of any adult from outside Florida to within the state.

836

790.161(3)

1st

Discharging a destructive device which results in bodily harm or property damage.

837

794.011(5)(a)

1st

Sexual battery; victim 12 years of age or older but younger than 18 years; offender 18 years or older; offender does not use physical force likely to cause serious injury.

838

794.011(5)(b)

2nd

Sexual battery; victim and offender 18 years of age or older; offender does not use physical force likely to cause serious injury.

839	794.011 (5) (c)	2nd	Sexual battery; victim 12 years of age or older; offender younger than 18 years; offender does not use physical force likely to cause injury.
840	794.011 (5) (d)	1st	Sexual battery; victim 12 years of age or older; offender does not use physical force likely to cause serious injury; prior conviction for specified sex offense.
841	794.08 (3)	2nd	Female genital mutilation, removal of a victim younger than 18 years of age from this state.
842	800.04 (4) (b)	2nd	Lewd or lascivious battery.
843	800.04 (4) (c)	1st	Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.

844	806.01 (1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
845	810.02 (2) (a)	1st, PBL	Burglary with assault or battery.
846	810.02 (2) (b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.
847	810.02 (2) (c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
848	812.014 (2) (a) 2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.
849	812.13 (2) (b)	1st	Robbery with a weapon.
850	812.135 (2) (c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.

851	817.505 (4) (c)	1st	Patient brokering; 20 or more patients.
852	817.535 (2) (b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
853	817.535 (3) (a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
854	817.535 (4) (a) 1.	2nd	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.
855	817.535 (5) (a)	2nd	Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.
856	817.568 (6)	2nd	Fraudulent use of personal

identification information of
 an individual under the age of
 18.

857

817.611(2)(c) 1st Traffic in or possess 50 or
 more counterfeit credit cards
 or related documents.

858

825.102(2) 1st Aggravated abuse of an elderly
 person or disabled adult.

859

825.1025(2) 2nd Lewd or lascivious battery upon
 an elderly person or disabled
 adult.

860

825.103(3)(a) 1st Exploiting an elderly person or
 disabled adult and property is
 valued at \$50,000 or more.

861

837.02(2) 2nd Perjury in official proceedings
 relating to prosecution of a
 capital felony.

862

837.021(2) 2nd Making contradictory statements
 in official proceedings

relating to prosecution of a capital felony.

863

860.121(2)(c) 1st Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.

864

860.16 1st Aircraft piracy.

865

893.13(1)(b) 1st Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).

866

893.13(2)(b) 1st Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).

867

893.13(6)(c) 1st Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).

868

~~893.135(1)(a)2. 1st Trafficking in cannabis, more than 2,000 lbs., less than~~

~~10,000 lbs.~~

869

~~893.135 1st Trafficking in cocaine, more
— (1) (b) 1.b. than 200 grams, less than 400
grams.~~

870

~~893.135 1st Trafficking in illegal drugs,
— (1) (c) 1.b. more than 14 grams, less than
28 grams.~~

871

~~893.135 1st Trafficking in hydrocodone, 100
— (1) (c) 2.c. grams or more, less than 300
grams.~~

872

~~893.135 1st Trafficking in oxycodone, 25
— (1) (c) 3.c. grams or more, less than 100
grams.~~

873

~~893.135 1st Trafficking in fentanyl, 14
— (1) (c) 4.b. (II) grams or more, less than 28
grams.~~

874

~~893.135 1st Trafficking in phenacyclidine,
— (1) (d) 1.b. 200 grams or more, less than
400 grams.~~

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875	893.135 — (1) (c) 1.b.	1st	Trafficking in methaqualone, 5 kilograms or more, less than 25 kilograms.
876	893.135 — (1) (f) 1.b.	1st	Trafficking in amphetamine, 28 grams or more, less than 200 grams.
877	893.135 — (1) (g) 1.b.	1st	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.
878	893.135 — (1) (h) 1.b.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms.
879	893.135 — (1) (j) 1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.
880	893.135 — (1) (k) 2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.

881	893.135 —(1) (m) 2.c.	1st	Trafficking in synthetic cannabinoids, 1,000 grams or more, less than 30 kilograms.
882	893.135 —(1) (n) 2.b.	1st	Trafficking in n-benzyl phenethylamines, 100 grams or more, less than 200 grams.
883	893.1351(3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
884	895.03(1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
885	895.03(2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
886	895.03(3)	1st	Conduct or participate in any enterprise through pattern of

racketeering activity.

887

896.101 (5) (b) 2nd Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.

888

896.104 (4) (a) 2. 2nd Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000.

889

890 (i) LEVEL 9

891

Florida	Felony	
Statute	Degree	Description

892

316.193	1st	DUI manslaughter; failing to render aid or give information.
(3) (c) 3.b.		

893

327.35	1st	BUI manslaughter; failing to render aid or give information.
(3) (c) 3.b.		

894

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895	409.920 (2) (b) 1.c.	1st	Medicaid provider fraud; \$50,000 or more.
896	499.0051 (8)	1st	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm.
897	560.123 (8) (b) 3.	1st	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter.
898	560.125 (5) (c)	1st	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000.
899	655.50 (10) (b) 3.	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution.
900	775.0844	1st	Aggravated white collar crime.
	782.04 (1)	1st	Attempt, conspire, or solicit

901	782.04(3)	1st, PBL	to commit premeditated murder. Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with serious bodily injury or death, and other specified felonies.
902	782.051(1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3).
903	782.07(2)	1st	Aggravated manslaughter of an elderly person or disabled adult.
904	787.01(1)(a)1.	1st, PBL	Kidnapping; hold for ransom or reward or as a shield or hostage.
905	787.01(1)(a)2.	1st, PBL	Kidnapping with intent to commit or facilitate commission

of any felony.

906

787.01(1)(a)4. 1st, PBL Kidnapping with intent to interfere with performance of any governmental or political function.

907

787.02(3)(a) 1st, PBL False imprisonment; child under age 13; perpetrator also commits aggravated child abuse, sexual battery, or lewd or lascivious battery, molestation, conduct, or exhibition.

908

787.06(3)(c)1. 1st Human trafficking for labor and services of an unauthorized alien child.

909

787.06(3)(d) 1st Human trafficking using coercion for commercial sexual activity of an unauthorized adult alien.

910

787.06(3)(f)1. 1st, PBL Human trafficking for

commercial sexual activity by
the transfer or transport of
any child from outside Florida
to within the state.

911

790.161 1st Attempted capital destructive
device offense.

912

790.166 (2) 1st, PBL Possessing, selling, using, or
attempting to use a weapon of
mass destruction.

913

794.011 (2) 1st Attempted sexual battery;
victim less than 12 years of
age.

914

794.011 (2) Life Sexual battery; offender
younger than 18 years and
commits sexual battery on a
person less than 12 years.

915

794.011 (4) (a) 1st, PBL Sexual battery, certain
circumstances; victim 12 years
of age or older but younger
than 18 years; offender 18

years or older.

916

794.011 (4) (b) 1st Sexual battery, certain
circumstances; victim and
offender 18 years of age or
older.

917

794.011 (4) (c) 1st Sexual battery, certain
circumstances; victim 12 years
of age or older; offender
younger than 18 years.

918

794.011 (4) (d) 1st, PBL Sexual battery, certain
circumstances; victim 12 years
of age or older; prior
conviction for specified sex
offenses.

919

794.011 (8) (b) 1st, PBL Sexual battery; engage in
sexual conduct with minor 12 to
18 years by person in familial
or custodial authority.

920

794.08 (2) 1st Female genital mutilation;
victim younger than 18 years of

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age.

921

800.04 (5) (b) Life Lewd or lascivious molestation;
victim less than 12 years;
offender 18 years or older.

922

812.13 (2) (a) 1st,PBL Robbery with firearm or other
deadly weapon.

923

812.133 (2) (a) 1st,PBL Carjacking; firearm or other
deadly weapon.

924

812.135 (2) (b) 1st Home-invasion robbery with
weapon.

925

817.535 (3) (b) 1st Filing false lien or other
unauthorized document; second
or subsequent offense; property
owner is a public officer or
employee.

926

817.535 (4) (a) 2. 1st Filing false claim or other
unauthorized document;
defendant is incarcerated or
under supervision.

927	817.535 (5) (b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; owner of the property incurs financial loss as a result of the false instrument.
928	817.568 (7)	2nd, PBL	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial authority.
929	827.03 (2) (a)	1st	Aggravated child abuse.
930	847.0145 (1)	1st	Selling, or otherwise transferring custody or control, of a minor.
931	847.0145 (2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.
932			

933	859.01	1st	Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure another person.
934	893.135	1st	Attempted capital trafficking offense.
935	893.135(1)(a)3.	1st	Trafficking in cannabis, more than 10,000 lbs.
936	893.135 (1)(b)1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.
937	893.135 (1)(c)1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.
	893.135 (1)(c)2.d.	1st	Trafficking in hydrocodone, 300 grams or more, less than 30 kilograms.

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938 ~~893.135~~ 1st ~~Trafficking in oxycodone, 100~~
~~— (1) (c) 3. d.~~ ~~grams or more, less than 30~~
~~kilograms.~~

939 ~~893.135~~ 1st ~~Trafficking in fentanyl, 28~~
~~grams or more.~~
~~(1) (c) 4. b. (III)~~

940 ~~893.135~~ 1st ~~Trafficking in phencyclidine,~~
~~— (1) (d) 1. c.~~ ~~400 grams or more.~~

941 ~~893.135~~ 1st ~~Trafficking in methaqualone, 25~~
~~— (1) (e) 1. c.~~ ~~kilograms or more.~~

942 ~~893.135~~ 1st ~~Trafficking in amphetamine, 200~~
~~— (1) (f) 1. c.~~ ~~grams or more.~~

943 ~~893.135~~ 1st ~~Trafficking in gamma-~~
~~— (1) (h) 1. c.~~ ~~hydroxybutyric acid (GHB), 10~~
~~kilograms or more.~~

944 ~~893.135~~ 1st ~~Trafficking in 1,4-Butanediol,~~
~~— (1) (j) 1. c.~~ ~~10 kilograms or more.~~

945

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946	893.135 — (1) (k) 2.c.	1st	Trafficking in Phenethylamines, 400 grams or more.
947	893.135 — (1) (m) 2.d.	1st	Trafficking in synthetic cannabinoids, 30 kilograms or more.
948	893.135 — (1) (n) 2.c.	1st	Trafficking in n-benzyl phenethylamines, 200 grams or more.
949	896.101 (5) (c)	1st	Money laundering, financial instruments totaling or exceeding \$100,000.
950	896.104 (4) (a) 3.	1st	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.
951	Section 4. This act shall take effect upon becoming a law.		