

By the Committee on Criminal Justice; and Senator Gainer

591-02152-21

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1 A bill to be entitled
2 An act relating to racketeering; amending s. 895.02,
3 F.S.; revising the definition of the term
4 "racketeering activity" to include certain actions
5 relating to the illegal sale, purchase, take, or
6 possession of wild animal life, freshwater aquatic
7 life, or marine life, and related crimes; providing an
8 effective date.

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

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12 Section 1. Paragraph (a) of subsection (8) of section
13 895.02, Florida Statutes, is amended, and a new paragraph (c) is
14 added to that subsection, to read:

15 895.02 Definitions.—As used in ss. 895.01-895.08, the term:

16 (8) "Racketeering activity" means to commit, to attempt to
17 commit, to conspire to commit, or to solicit, coerce, or
18 intimidate another person to commit:

19 (a) Any crime that is chargeable by petition, indictment,
20 or information under the following provisions of the Florida
21 Statutes:

22 1. Section 210.18, relating to evasion of payment of
23 cigarette taxes.

24 2. Section 316.1935, relating to fleeing or attempting to
25 elude a law enforcement officer and aggravated fleeing or
26 eluding.

27 3. Chapter 379, relating to the illegal sale, purchase,
28 take, or possession of wild animal life, freshwater aquatic
29 life, or marine life, and related crimes.

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30 4. Section 403.727(3)(b), relating to environmental
31 control.

32 ~~5.4.~~ Section 409.920 or s. 409.9201, relating to Medicaid
33 fraud.

34 ~~6.5.~~ Section 414.39, relating to public assistance fraud.

35 ~~7.6.~~ Section 440.105 or s. 440.106, relating to workers'
36 compensation.

37 ~~8.7.~~ Section 443.071(4), relating to creation of a
38 fictitious employer scheme to commit reemployment assistance
39 fraud.

40 ~~9.8.~~ Section 465.0161, relating to distribution of
41 medicinal drugs without a permit as an Internet pharmacy.

42 ~~10.9.~~ Section 499.0051, relating to crimes involving
43 contraband, adulterated, or misbranded drugs.

44 ~~11.10.~~ Part IV of chapter 501, relating to telemarketing.

45 ~~12.11.~~ Chapter 517, relating to sale of securities and
46 investor protection.

47 ~~13.12.~~ Section 550.235 or s. 550.3551, relating to
48 dogracing and horseracing.

49 ~~14.13.~~ Chapter 550, relating to jai alai frontons.

50 ~~15.14.~~ Section 551.109, relating to slot machine gaming.

51 ~~16.15.~~ Chapter 552, relating to the manufacture,
52 distribution, and use of explosives.

53 ~~17.16.~~ Chapter 560, relating to money transmitters, if the
54 violation is punishable as a felony.

55 ~~18.17.~~ Chapter 562, relating to beverage law enforcement.

56 ~~19.18.~~ Section 624.401, relating to transacting insurance
57 without a certificate of authority, s. 624.437(4)(c)1., relating
58 to operating an unauthorized multiple-employer welfare

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59 arrangement, or s. 626.902(1)(b), relating to representing or
60 aiding an unauthorized insurer.

61 ~~20.19.~~ Section 655.50, relating to reports of currency
62 transactions, when such violation is punishable as a felony.

63 ~~21.20.~~ Chapter 687, relating to interest and usurious
64 practices.

65 ~~22.21.~~ Section 721.08, s. 721.09, or s. 721.13, relating to
66 real estate timeshare plans.

67 ~~23.22.~~ Section 775.13(5)(b), relating to registration of
68 persons found to have committed any offense for the purpose of
69 benefiting, promoting, or furthering the interests of a criminal
70 gang.

71 ~~24.23.~~ Section 777.03, relating to commission of crimes by
72 accessories after the fact.

73 ~~25.24.~~ Chapter 782, relating to homicide.

74 ~~26.25.~~ Chapter 784, relating to assault and battery.

75 ~~27.26.~~ Chapter 787, relating to kidnapping or human
76 trafficking.

77 ~~28.27.~~ Chapter 790, relating to weapons and firearms.

78 ~~29.28.~~ Chapter 794, relating to sexual battery, but only if
79 such crime was committed with the intent to benefit, promote, or
80 further the interests of a criminal gang, or for the purpose of
81 increasing a criminal gang member's own standing or position
82 within a criminal gang.

83 ~~30.29.~~ Former s. 796.03, former s. 796.035, s. 796.04, s.
84 796.05, or s. 796.07, relating to prostitution.

85 ~~31.30.~~ Chapter 806, relating to arson and criminal
86 mischief.

87 ~~32.31.~~ Chapter 810, relating to burglary and trespass.

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88 ~~33.32.~~ Chapter 812, relating to theft, robbery, and related
89 crimes.

90 ~~34.33.~~ Chapter 815, relating to computer-related crimes.

91 ~~35.34.~~ Chapter 817, relating to fraudulent practices, false
92 pretenses, fraud generally, credit card crimes, and patient
93 brokering.

94 ~~36.35.~~ Chapter 825, relating to abuse, neglect, or
95 exploitation of an elderly person or disabled adult.

96 ~~37.36.~~ Section 827.071, relating to commercial sexual
97 exploitation of children.

98 ~~38.37.~~ Section 828.122, relating to fighting or baiting
99 animals.

100 ~~39.38.~~ Chapter 831, relating to forgery and counterfeiting.

101 ~~40.39.~~ Chapter 832, relating to issuance of worthless
102 checks and drafts.

103 ~~41.40.~~ Section 836.05, relating to extortion.

104 ~~42.41.~~ Chapter 837, relating to perjury.

105 ~~43.42.~~ Chapter 838, relating to bribery and misuse of
106 public office.

107 ~~44.43.~~ Chapter 843, relating to obstruction of justice.

108 ~~45.44.~~ Section 847.011, s. 847.012, s. 847.013, s. 847.06,
109 or s. 847.07, relating to obscene literature and profanity.

110 ~~46.45.~~ Chapter 849, relating to gambling, lottery, gambling
111 or gaming devices, slot machines, or any of the provisions
112 within that chapter.

113 ~~47.46.~~ Chapter 874, relating to criminal gangs.

114 ~~48.47.~~ Chapter 893, relating to drug abuse prevention and
115 control.

116 ~~49.48.~~ Chapter 896, relating to offenses related to

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117 financial transactions.

118 ~~50.49.~~ Sections 914.22 and 914.23, relating to tampering
119 with or harassing a witness, victim, or informant, and
120 retaliation against a witness, victim, or informant.

121 ~~51.50.~~ Sections 918.12 and 918.13, relating to tampering
122 with jurors and evidence.

123 (c) Any violation of Title 68, Florida Administrative Code,
124 relating to the illegal sale, purchase, take, or possession of
125 wild animal life, freshwater aquatic life, or marine life, and
126 related crimes.

127 Section 2. This act shall take effect upon becoming a law.