

By Senator Martin

33-01421-24

20241656__

A bill to be entitled
An act relating to child exploitation offenses;
amending ss. 847.0135 and 847.0137, F.S.; revising
penalties for specified offenses involving children;
amending s. 921.0022, F.S.; ranking offenses and
revising offense ranking levels for purposes of the
offense severity ranking chart of the Criminal
Punishment Code; conforming provisions to changes made
by the act; providing an effective date.

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

Section 1. Subsections (2) and (3) of section 847.0135,
Florida Statutes, are amended to read:

847.0135 Computer pornography; prohibited computer usage;
traveling to meet minor; penalties.—

(2) COMPUTER PORNOGRAPHY.—A person who:

(a) Knowingly compiles, enters into, or transmits by use of
computer;

(b) Makes, prints, publishes, or reproduces by other
computerized means;

(c) Knowingly causes or allows to be entered into or
transmitted by use of computer; or

(d) Buys, sells, receives, exchanges, or disseminates,
any notice, statement, or advertisement of any minor's name,
telephone number, place of residence, physical characteristics,
or other descriptive or identifying information for purposes of
facilitating, encouraging, offering, or soliciting sexual

33-01421-24

20241656__

conduct of or with any minor, or the visual depiction of such
conduct, commits a felony of the second ~~third~~ degree, punishable
as provided in s. 775.082, s. 775.083, ~~or~~ s. 775.084, or s.
775.0847. The fact that an undercover operative or law
enforcement officer was involved in the detection and
investigation of an offense under this section shall not
constitute a defense to a prosecution under this section.

(3) CERTAIN USES OF COMPUTER SERVICES OR DEVICES
PROHIBITED.—Any person who knowingly uses a computer online
service, Internet service, local bulletin board service, or any
other device capable of electronic data storage or transmission
to:

(a) Seduce, solicit, lure, or entice, or attempt to seduce,
solicit, lure, or entice, a child or another person believed by
the person to be a child, to commit any illegal act described in
chapter 794, chapter 800, or chapter 827, or to otherwise engage
in any unlawful sexual conduct with a child or with another
person believed by the person to be a child; or

(b) Solicit, lure, or entice, or attempt to solicit, lure,
or entice a parent, legal guardian, or custodian of a child or a
person believed to be a parent, legal guardian, or custodian of
a child to consent to the participation of such child in any act
described in chapter 794, chapter 800, or chapter 827, or to
otherwise engage in any sexual conduct,

commits a felony of the second ~~third~~ degree, punishable as
provided in s. 775.082, s. 775.083, or s. 775.084, or s.
775.0847. Any person who, in violating this subsection,
misrepresents his or her age, commits a felony of the second

33-01421-24

20241656__

degree, punishable as provided in s. 775.082, s. 775.083, ~~or~~ s. 775.084, or s. 775.0847. Each separate use of a computer online service, Internet service, local bulletin board service, or any other device capable of electronic data storage or transmission wherein an offense described in this section is committed may be charged as a separate offense.

Section 2. Subsections (2) and (3) of section 847.0137, Florida Statutes, are amended to read:

847.0137 Transmission of pornography by electronic device or equipment prohibited; penalties.—

(2) Notwithstanding ss. 847.012 and 847.0133, any person in this state who knew or reasonably should have known that he or she was transmitting child pornography, as defined in s. 847.001, to another person in this state or in another jurisdiction commits a felony of the second ~~third~~ degree, punishable as provided in s. 775.082, s. 775.083, ~~or~~ s. 775.084, or s. 775.0847.

(3) Notwithstanding ss. 847.012 and 847.0133, any person in any jurisdiction other than this state who knew or reasonably should have known that he or she was transmitting child pornography, as defined in s. 847.001, to any person in this state commits a felony of the second ~~third~~ degree, punishable as provided in s. 775.082, s. 775.083, ~~or~~ s. 775.084, or s. 775.0847.

The provisions of this section do not apply to subscription-based transmissions such as list servers.

Section 3. Paragraphs (d), (e), (f), and (g) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

33-01421-24

20241656__

921.0022 Criminal Punishment Code; offense severity ranking
chart.—

(3) OFFENSE SEVERITY RANKING CHART

(d) LEVEL 4

Florida Statute	Felony Degree	Description
316.1935(3)(a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
499.0051(1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.
499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
517.07(1)	3rd	Failure to register securities.
517.12(1)	3rd	Failure of dealer or associated person of a dealer of securities to register.

33-01421-24

20241656__

98

784.031 3rd Battery by strangulation.

99

784.07 (2) (b) 3rd Battery of law enforcement
officer, firefighter, etc.

100

784.074 (1) (c) 3rd Battery of sexually violent
predators facility staff.

101

784.075 3rd Battery on detention or
commitment facility staff.

102

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

103

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

104

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

105

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

106

784.083 (3) 3rd Battery on code inspector.

107

784.085 3rd Battery of child by throwing,
tossing, projecting, or

33-01421-24

20241656__

expelling certain fluids or
materials.

108

787.03(1)

3rd

Interference with custody;
wrongly takes minor from
appointed guardian.

109

787.04(2)

3rd

Take, entice, or remove child
beyond state limits with
criminal intent pending custody
proceedings.

110

787.04(3)

3rd

Carrying child beyond state
lines with criminal intent to
avoid producing child at
custody hearing or delivering
to designated person.

111

787.07

3rd

Human smuggling.

112

790.115(1)

3rd

Exhibiting firearm or weapon
within 1,000 feet of a school.

113

790.115(2)(b)

3rd

Possessing electric weapon or
device, destructive device, or
other weapon on school
property.

114

790.115(2)(c)

3rd

Possessing firearm on school

33-01421-24

20241656__

property.

115

794.051(1)

3rd

Indecent, lewd, or lascivious
touching of certain minors.

116

800.04(7)(c)

3rd

Lewd or lascivious exhibition;
offender less than 18 years.

117

806.135

2nd

Destroying or demolishing a
memorial or historic property.

118

810.02(4)(a)

3rd

Burglary, or attempted
burglary, of an unoccupied
structure; unarmed; no assault
or battery.

119

810.02(4)(b)

3rd

Burglary, or attempted
burglary, of an unoccupied
conveyance; unarmed; no assault
or battery.

120

810.06

3rd

Burglary; possession of tools.

121

810.08(2)(c)

3rd

Trespass on property, armed
with firearm or dangerous
weapon.

122

812.014(2)(c)3.

3rd

Grand theft, 3rd degree \$10,000
or more but less than \$20,000.

33-01421-24

20241656__

123

812.014 3rd Grand theft, 3rd degree;
(2) (c) 4. & specified items.
6.-10.

124

812.0195(2) 3rd Dealing in stolen property by
use of the Internet; property
stolen \$300 or more.

125

817.505(4) (a) 3rd Patient brokering.

126

817.563(1) 3rd Sell or deliver substance other
than controlled substance
agreed upon, excluding s.
893.03(5) drugs.

127

817.568(2) (a) 3rd Fraudulent use of personal
identification information.

128

817.5695(3) (c) 3rd Exploitation of person 65 years
of age or older, value less
than \$10,000.

129

817.625(2) (a) 3rd Fraudulent use of scanning
device, skimming device, or
reencoder.

130

817.625(2) (c) 3rd Possess, sell, or deliver
skimming device.

33-01421-24

20241656__

131

828.125(1) 2nd Kill, maim, or cause great
bodily harm or permanent
breeding disability to any
registered horse or cattle.

132

836.14(2) 3rd Person who commits theft of a
sexually explicit image with
intent to promote it.

133

836.14(3) 3rd Person who willfully possesses
a sexually explicit image with
certain knowledge, intent, and
purpose.

134

837.02(1) 3rd Perjury in official
proceedings.

135

837.021(1) 3rd Make contradictory statements
in official proceedings.

136

838.022 3rd Official misconduct.

137

839.13(2)(a) 3rd Falsifying records of an
individual in the care and
custody of a state agency.

138

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

33-01421-24

20241656__

Families.

139

843.021

3rd

Possession of a concealed
handcuff key by a person in
custody.

140

843.025

3rd

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

141

843.15(1)(a)

3rd

Failure to appear while on bail
for felony (bond estreature or
bond jumping).

142

843.19(2)

2nd

Injure, disable, or kill
police, fire, or SAR canine or
police horse.

143

~~847.0135(5)(c)~~

3rd

~~Lewd or lascivious exhibition
using computer; offender less
than 18 years.~~

144

870.01(3)

2nd

Aggravated rioting.

145

870.01(5)

2nd

Aggravated inciting a riot.

146

874.05(1)(a)

3rd

Encouraging or recruiting
another to join a criminal

33-01421-24

20241656__

gang.

147

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)5.
drugs).

148

914.14(2)

3rd

Witnesses accepting bribes.

149

914.22(1)

3rd

Force, threaten, etc., witness,
victim, or informant.

150

914.23(2)

3rd

Retaliation against a witness,
victim, or informant, no bodily
injury.

151

916.1085
(2)(c)1.

3rd

Introduction of specified
contraband into certain DCF
facilities.

152

918.12

3rd

Tampering with jurors.

153

934.215

3rd

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

154

944.47(1)(a)6.

3rd

Introduction of contraband
(cellular telephone or other
portable communication device)

33-01421-24

20241656__

into correctional institution.

951.22 (1) (h),
(j) & (k)

3rd

Intoxicating drug,
instrumentality or other device
to aid escape, or cellular
telephone or other portable
communication device introduced
into county detention facility.

(e) LEVEL 5

Florida
Statute

Felony
Degree

Description

316.027 (2) (a)

3rd

Accidents involving personal
injuries other than serious
bodily injury, failure to stop;
leaving scene.

316.1935 (4) (a)

2nd

Aggravated fleeing or eluding.

316.80 (2)

2nd

Unlawful conveyance of fuel;
obtaining fuel fraudulently.

322.34 (6)

3rd

Careless operation of motor
vehicle with suspended license,
resulting in death or serious
bodily injury.

33-01421-24

20241656__

327.30 (5)

3rd

Vessel accidents involving
personal injury; leaving scene.

379.365 (2) (c) 1.

3rd

Violation of rules relating to:
willful molestation of stone
crab traps, lines, or buoys;
illegal bartering, trading, or
sale, conspiring or aiding in
such barter, trade, or sale, or
supplying, agreeing to supply,
aiding in supplying, or giving
away stone crab trap tags or
certificates; making, altering,
forging, counterfeiting, or
reproducing stone crab trap
tags; possession of forged,
counterfeit, or imitation stone
crab trap tags; and engaging in
the commercial harvest of stone
crabs while license is
suspended or revoked.

379.367 (4)

3rd

Willful molestation of a
commercial harvester's spiny
lobster trap, line, or buoy.

379.407 (5) (b) 3.

3rd

Possession of 100 or more
undersized spiny lobsters.

33-01421-24

20241656__

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

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

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

440.381(2) 3rd Submission of false,
misleading, or incomplete
information with the purpose of
avoiding or reducing workers'
compensation premiums.

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

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

790.01(3) 3rd Unlawful carrying of a
concealed firearm.

790.162 2nd Threat to throw or discharge
destructive device.

33-01421-24

20241656__

175

790.163(1) 2nd False report of bomb,
explosive, weapon of mass
destruction, or use of firearms
in violent manner.

176

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

177

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

178

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

179

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

180

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

181

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

182

33-01421-24

20241656__

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

812.015 3rd Retail theft; property stolen
(8)(a) & (c) - is valued at \$750 or more and
(e) one or more specified acts.

812.015(8)(f) 3rd Retail theft; multiple thefts
within specified period.

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

812.081(3) 2nd Trafficking in trade secrets.

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

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

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

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

817.2341(1), 3rd Filing false financial

33-01421-24

20241656__

(2) (a) & (3) (a)

statements, making false
entries of material fact or
false statements regarding
property values relating to the
solvency of an insuring entity.

817.568 (2) (b)

2nd

Fraudulent use of personal
identification information;
value of benefit, services
received, payment avoided, or
amount of injury or fraud,
\$5,000 or more or use of
personal identification
information of 10 or more
persons.

817.611 (2) (a)

2nd

Traffic in or possess 5 to 14
counterfeit credit cards or
related documents.

817.625 (2) (b)

2nd

Second or subsequent fraudulent
use of scanning device,
skimming device, or reencoder.

825.1025 (4)

3rd

Lewd or lascivious exhibition
in the presence of an elderly
person or disabled adult.

~~827.071 (4)~~

2nd

~~Possess with intent to promote~~

33-01421-24

20241656__

~~any photographic material,
motion picture, etc., which
includes child pornography.~~

197

827.071 (5)

3rd

Possess, control, or
intentionally view any
photographic material, motion
picture, etc., which includes
child pornography.

198

828.12 (2)

3rd

Tortures any animal with intent
to inflict intense pain,
serious physical injury, or
death.

199

836.14 (4)

2nd

Person who willfully promotes
for financial gain a sexually
explicit image of an
identifiable person without
consent.

200

839.13 (2) (b)

2nd

Falsifying records of an
individual in the care and
custody of a state agency
involving great bodily harm or
death.

201

843.01 (1)

3rd

Resist officer with violence to
person; resist arrest with

33-01421-24

20241656__

violence.

202

~~847.0135(5)(b)~~

2nd

~~Lowd or lascivious exhibition
using computer; offender 18
years or older.~~

203

~~847.0137~~

3rd

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

204

~~847.0138~~

3rd

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

205

874.05(1)(b)

2nd

Encouraging or recruiting
another to join a criminal
gang; second or subsequent
offense.

206

874.05(2)(a)

2nd

Encouraging or recruiting
person under 13 years of age to
join a criminal gang.

207

893.13(1)(a)1.

2nd

Sell, manufacture, or deliver
cocaine (or other s.
893.03(1)(a), (1)(b), (1)(d),
(2)(a), (2)(b), or (2)(c)5.
drugs).

208

893.13(1)(c)2.

2nd

Sell, manufacture, or deliver

33-01421-24

20241656__

cannabis (or other s.
893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9.,
(2)(c)10., (3), or (4) drugs)
within 1,000 feet of a child
care facility, school, or
state, county, or municipal
park or publicly owned
recreational facility or
community center.

209

893.13(1)(d)1. 1st Sell, manufacture, or deliver
cocaine (or other s.
893.03(1)(a), (1)(b), (1)(d),
(2)(a), (2)(b), or (2)(c)5.
drugs) within 1,000 feet of
university.

210

893.13(1)(e)2. 2nd Sell, manufacture, or deliver
cannabis or other drug
prohibited under s.
893.03(1)(c), (2)(c)1.,
(2)(c)2., (2)(c)3., (2)(c)6.,
(2)(c)7., (2)(c)8., (2)(c)9.,
(2)(c)10., (3), or (4) within
1,000 feet of property used for
religious services or a
specified business site.

33-01421-24

20241656__

211

893.13(1)(f)1. 1st Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), or (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of public housing facility.

212

893.13(4)(b) 2nd Use or hire of minor; deliver to minor other controlled substance.

213

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

214

215 (f) LEVEL 6

216

Florida Statute	Felony Degree	Description
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217

316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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218

316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
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219

400.9935(4)(c)	2nd	Operating a clinic, or offering
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33-01421-24

20241656__

services requiring licensure,
without a license.

220

499.0051(2)

2nd

Knowing forgery of transaction
history, transaction
information, or transaction
statement.

221

499.0051(3)

2nd

Knowing purchase or receipt of
prescription drug from
unauthorized person.

222

499.0051(4)

2nd

Knowing sale or transfer of
prescription drug to
unauthorized person.

223

775.0875(1)

3rd

Taking firearm from law
enforcement officer.

224

784.021(1)(a)

3rd

Aggravated assault; deadly
weapon without intent to kill.

225

784.021(1)(b)

3rd

Aggravated assault; intent to
commit felony.

226

784.041

3rd

Felony battery; domestic
battery by strangulation.

227

784.048(3)

3rd

Aggravated stalking; credible

33-01421-24

20241656__

threat.

228

784.048 (5)

3rd

Aggravated stalking of person
under 16.

229

784.07 (2) (c)

2nd

Aggravated assault on law
enforcement officer.

230

784.074 (1) (b)

2nd

Aggravated assault on sexually
violent predators facility
staff.

231

784.08 (2) (b)

2nd

Aggravated assault on a person
65 years of age or older.

232

784.081 (2)

2nd

Aggravated assault on specified
official or employee.

233

784.082 (2)

2nd

Aggravated assault by detained
person on visitor or other
detainee.

234

784.083 (2)

2nd

Aggravated assault on code
inspector.

235

787.02 (2)

3rd

False imprisonment; restraining
with purpose other than those
in s. 787.01.

236

33-01421-24

20241656__

790.115(2)(d)

2nd

Discharging firearm or weapon
on school property.

790.161(2)

2nd

Make, possess, or throw
destructive device with intent
to do bodily harm or damage
property.

790.164(1)

2nd

False report concerning bomb,
explosive, weapon of mass
destruction, act of arson or
violence to state property, or
use of firearms in violent
manner.

790.19

2nd

Shooting or throwing deadly
missiles into dwellings,
vessels, or vehicles.

794.011(8)(a)

3rd

Solicitation of minor to
participate in sexual activity
by custodial adult.

794.05(1)

2nd

Unlawful sexual activity with
specified minor.

800.04(5)(d)

3rd

Lewd or lascivious molestation;
victim 12 years of age or older
but less than 16 years of age;

33-01421-24

20241656__

offender less than 18 years.

243

800.04 (6) (b)

2nd

Lewd or lascivious conduct;
offender 18 years of age or
older.

244

806.031 (2)

2nd

Arson resulting in great bodily
harm to firefighter or any
other person.

245

810.02 (3) (c)

2nd

Burglary of occupied structure;
unarmed; no assault or battery.

246

810.145 (8) (b)

2nd

Video voyeurism; certain minor
victims; 2nd or subsequent
offense.

247

812.014 (2) (b) 1.

2nd

Property stolen \$20,000 or
more, but less than \$100,000,
grand theft in 2nd degree.

248

812.014 (2) (c) 5.

3rd

Grand theft; third degree;
firearm.

249

812.014 (6)

2nd

Theft; property stolen \$3,000
or more; coordination of
others.

250

812.015 (9) (a)

2nd

Retail theft; property stolen

33-01421-24

20241656__

\$750 or more; second or
subsequent conviction.

251

812.015 (9) (b) 2nd Retail theft; aggregated
property stolen within 30 days
is \$3,000 or more; coordination
of others.

252

812.015 (9) (d) 2nd Retail theft; multiple thefts
within specified period.

253

812.13 (2) (c) 2nd Robbery, no firearm or other
weapon (strong-arm robbery).

254

817.4821 (5) 2nd Possess cloning paraphernalia
with intent to create cloned
cellular telephones.

255

817.49 (2) (b) 2. 2nd Willful making of a false
report of a crime resulting in
death.

256

817.505 (4) (b) 2nd Patient brokering; 10 or more
patients.

257

817.5695 (3) (b) 2nd Exploitation of person 65 years
of age or older, value \$10,000
or more, but less than \$50,000.

258

33-01421-24

20241656__

825.102 (1)

3rd

Abuse of an elderly person or
disabled adult.

259

825.102 (3) (c)

3rd

Neglect of an elderly person or
disabled adult.

260

825.1025 (3)

3rd

Lewd or lascivious molestation
of an elderly person or
disabled adult.

261

825.103 (3) (c)

3rd

Exploiting an elderly person or
disabled adult and property is
valued at less than \$10,000.

262

827.03 (2) (c)

3rd

Abuse of a child.

263

827.03 (2) (d)

3rd

Neglect of a child.

264

~~827.071 (2) & (3)~~

2nd

~~Use or induce a child in a
sexual performance, or promote
or direct such performance.~~

265

828.126 (3)

3rd

Sexual activities involving
animals.

266

836.05

2nd

Threats; extortion.

267

836.10

2nd

Written or electronic threats
to kill, do bodily injury, or

33-01421-24

20241656__

conduct a mass shooting or an
act of terrorism.

843.12

3rd

Aids or assists person to
escape.

847.011

3rd

Distributing, offering to
distribute, or possessing with
intent to distribute obscene
materials depicting minors.

847.012

3rd

Knowingly using a minor in the
production of materials harmful
to minors.

~~847.0135(2)~~

3rd

~~Facilitates sexual conduct of
or with a minor or the visual
depiction of such conduct.~~847.0135(5)(b)2ndLewd or lascivious exhibition
using computer; offender 18
years or older.847.0137(2) &
(3)2ndTransmission of child
pornography.

893.131

2nd

Distribution of controlled
substances resulting in
overdose or serious bodily

33-01421-24

20241656__

injury.

914.23

2nd

Retaliation against a witness,
victim, or informant, with
bodily injury.

918.13 (2) (b)

2nd

Tampering with or fabricating
physical evidence relating to a
capital felony.

944.35 (3) (a) 2.

3rd

Committing malicious battery
upon or inflicting cruel or
inhuman treatment on an inmate
or offender on community
supervision, resulting in great
bodily harm.

944.40

2nd

Escapes.

944.46

3rd

Harboring, concealing, aiding
escaped prisoners.

944.47 (1) (a) 5.

2nd

Introduction of contraband
(firearm, weapon, or explosive)
into correctional facility.

951.22 (1) (i)

3rd

Firearm or weapon introduced
into county detention facility.

33-01421-24

20241656__

(g) LEVEL 7

Florida
StatuteFelony
Degree

Description

316.027(2)(c)

1st

Accident involving death,
failure to stop; leaving scene.

316.193(3)(c)2.

3rd

DUI resulting in serious bodily
injury.

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.

327.35(3)(c)2.

3rd

Vessel BUI resulting in serious
bodily injury.

402.319(2)

2nd

Misrepresentation and
negligence or intentional act
resulting in great bodily harm,
permanent disfiguration,
permanent disability, or death.

33-01421-24

20241656__

409.920

3rd

Medicaid provider fraud;
\$10,000 or less.

(2) (b) 1.a.

409.920

2nd

Medicaid provider fraud; more
than \$10,000, but less than
\$50,000.

(2) (b) 1.b.

456.065 (2)

3rd

Practicing a health care
profession without a license.

456.065 (2)

2nd

Practicing a health care
profession without a license
which results in serious bodily
injury.

458.327 (1)

3rd

Practicing medicine without a
license.

459.013 (1)

3rd

Practicing osteopathic medicine
without a license.

460.411 (1)

3rd

Practicing chiropractic
medicine without a license.

461.012 (1)

3rd

Practicing podiatric medicine
without a license.

462.17

3rd

Practicing naturopathy without
a license.

33-01421-24

20241656__

299

463.015(1) 3rd Practicing optometry without a
license.

300

464.016(1) 3rd Practicing nursing without a
license.

301

465.015(2) 3rd Practicing pharmacy without a
license.

302

466.026(1) 3rd Practicing dentistry or dental
hygiene without a license.

303

467.201 3rd Practicing midwifery without a
license.

304

468.366 3rd Delivering respiratory care
services without a license.

305

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

306

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

307

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

308

33-01421-24

20241656__

484.053

3rd

Dispensing hearing aids without
a license.

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.

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
\$20,000.

655.50(10)(b)1.

3rd

Failure to report financial
transactions exceeding \$300 but
less than \$20,000 by financial
institution.

775.21(10)(a)

3rd

Sexual predator; failure to
register; failure to renew
driver license or

33-01421-24

20241656__

identification card; other
registration violations.

314

775.21(10)(b)

3rd

Sexual predator working where
children regularly congregate.

315

775.21(10)(g)

3rd

Failure to report or providing
false information about a
sexual predator; harbor or
conceal a sexual predator.

316

782.051(3)

2nd

Attempted felony murder of a
person by a person other than
the perpetrator or the
perpetrator of an attempted
felony.

317

782.07(1)

2nd

Killing of a human being by the
act, procurement, or culpable
negligence of another
(manslaughter).

318

782.071

2nd

Killing of a human being or
unborn child by the operation
of a motor vehicle in a
reckless manner (vehicular
homicide).

319

782.072

2nd

Killing of a human being by the

33-01421-24

20241656__

operation of a vessel in a
reckless manner (vessel
homicide).

320

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

321

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

322

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

323

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

324

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

325

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

326

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

327

784.08 (2) (a) 1st Aggravated battery on a person
65 years of age or older.

33-01421-24

20241656__

328

784.081(1) 1st Aggravated battery on specified
official or employee.

329

784.082(1) 1st Aggravated battery by detained
person on visitor or other
detainee.

330

784.083(1) 1st Aggravated battery on code
inspector.

331

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

332

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.

333

790.07(4) 1st Specified weapons violation
subsequent to previous
conviction of s. 790.07(1) or
(2).

334

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

335

33-01421-24 20241656__

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

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.

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

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.

33-01421-24

20241656__

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

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

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.

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.

806.01 (2) 2nd Maliciously damage structure by
fire or explosive.

810.02 (3) (a) 2nd Burglary of occupied dwelling;

33-01421-24

20241656__

unarmed; no assault or battery.

810.02 (3) (b)

2nd

Burglary of unoccupied dwelling; unarmed; no assault or battery.

810.02 (3) (d)

2nd

Burglary of occupied conveyance; unarmed; no assault or battery.

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 grand theft.

812.014 (2) (b) 2.

2nd

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

812.014 (2) (b) 3.

2nd

Property stolen, emergency medical equipment; 2nd degree grand theft.

33-01421-24

20241656__

355	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
356	812.014 (2) (f)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
357	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
358	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
359	812.131 (2) (a)	2nd	Robbery by sudden snatching.
360	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
361	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
362	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.

33-01421-24

20241656__

817.234 (9) 2nd Organizing, planning, or
participating in an intentional
motor vehicle collision.

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.

817.418 (2) (a) 3rd Offering for sale or
advertising personal protective
equipment with intent to
defraud.

817.504 (1) (a) 3rd Offering or advertising a
vaccine with intent to defraud.

817.535 (2) (a) 3rd Filing false lien or other
unauthorized document.

817.611 (2) (b) 2nd Traffic in or possess 15 to 49
counterfeit credit cards or
related documents.

33-01421-24

20241656__

369

825.102 (3) (b) 2nd Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.

370

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.

371

827.03 (2) (b) 2nd Neglect of a child causing great bodily harm, disability, or disfigurement.

372

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

373

827.071 (2) & (3) 2nd Use or induce a child in a sexual performance, or promote or direct such performance.

374

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

375

837.05 (2) 3rd Giving false information about

33-01421-24

20241656__

alleged capital felony to a law
enforcement officer.

838.015

2nd

Bribery.

838.016

2nd

Unlawful compensation or reward
for official behavior.

838.021(3)(a)

2nd

Unlawful harm to a public
servant.

838.22

2nd

Bid tampering.

843.0855(2)

3rd

Impersonation of a public
officer or employee.

843.0855(3)

3rd

Unlawful simulation of legal
process.

843.0855(4)

3rd

Intimidation of a public
officer or employee.

847.0135(2)2nd

Facilitates sexual conduct of
or with a minor or the visual
depiction of such conduct.

847.0135(3)

2nd ~~3rd~~

Solicitation of a child, via a
computer service, to commit an
unlawful sex act.

33-01421-24

20241656__

385

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

386

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

387

872.06 2nd Abuse of a dead human body.

388

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

389

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

390

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

33-01421-24

20241656__

recreational facility or
community center.

391

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.

392

893.13(4)(a)

1st

Use or hire of minor; deliver
to minor other controlled
substance.

393

893.135(1)(a)1.

1st

Trafficking in cannabis, more
than 25 lbs., less than 2,000
lbs.

394

893.135
(1)(b)1.a.

1st

Trafficking in cocaine, more
than 28 grams, less than 200
grams.

395

893.135
(1)(c)1.a.

1st

Trafficking in illegal drugs,
more than 4 grams, less than 14
grams.

396

893.135

1st

Trafficking in hydrocodone, 28

33-01421-24

20241656__

(1) (c) 2.a.

grams or more, less than 50
grams.

893.135

1st

Trafficking in hydrocodone, 50
grams or more, less than 100
grams.

(1) (c) 2.b.

893.135

1st

Trafficking in oxycodone, 7
grams or more, less than 14
grams.

(1) (c) 3.a.

893.135

1st

Trafficking in oxycodone, 14
grams or more, less than 25
grams.

(1) (c) 3.b.

893.135

1st

Trafficking in fentanyl, 4
grams or more, less than 14
grams.

(1) (c) 4.b. (I)

893.135

1st

Trafficking in phencyclidine,
28 grams or more, less than 200
grams.

(1) (d) 1.a.

893.135 (1) (e) 1.

1st

Trafficking in methaqualone,
200 grams or more, less than 5
kilograms.

893.135 (1) (f) 1.

1st

Trafficking in amphetamine, 14
grams or more, less than 28

33-01421-24

20241656__

grams.

404

893.135
(1) (g) 1.a.

1st Trafficking in flunitrazepam, 4
grams or more, less than 14
grams.

405

893.135
(1) (h) 1.a.

1st Trafficking in gamma-
hydroxybutyric acid (GHB), 1
kilogram or more, less than 5
kilograms.

406

893.135
(1) (j) 1.a.

1st Trafficking in 1,4-Butanediol,
1 kilogram or more, less than 5
kilograms.

407

893.135
(1) (k) 2.a.

1st Trafficking in Phenethylamines,
10 grams or more, less than 200
grams.

408

893.135
(1) (m) 2.a.

1st Trafficking in synthetic
cannabinoids, 280 grams or
more, less than 500 grams.

409

893.135
(1) (m) 2.b.

1st Trafficking in synthetic
cannabinoids, 500 grams or
more, less than 1,000 grams.

410

893.135
(1) (n) 2.a.

1st Trafficking in n-benzyl
phenethylamines, 14 grams or

33-01421-24

20241656__

more, less than 100 grams.

411

893.1351(2)

2nd

Possession of place for
trafficking in or manufacturing
of controlled substance.

412

896.101(5)(a)

3rd

Money laundering, financial
transactions exceeding \$300 but
less than \$20,000.

413

896.104(4)(a)1.

3rd

Structuring transactions to
evade reporting or registration
requirements, financial
transactions exceeding \$300 but
less than \$20,000.

414

943.0435(4)(c)

2nd

Sexual offender vacating
permanent residence; failure to
comply with reporting
requirements.

415

943.0435(8)

2nd

Sexual offender; remains in
state after indicating intent
to leave; failure to comply
with reporting requirements.

416

943.0435(9)(a)

3rd

Sexual offender; failure to
comply with reporting
requirements.

33-01421-24

20241656__

417

943.0435(13) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

418

943.0435(14) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

419

944.607(9) 3rd Sexual offender; failure to
comply with reporting
requirements.

420

944.607(10) (a) 3rd Sexual offender; failure to
submit to the taking of a
digitized photograph.

421

944.607(12) 3rd Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

422

944.607(13) 3rd Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false

33-01421-24

20241656__

registration information.

423

985.4815(10)

3rd

Sexual offender; failure to
submit to the taking of a
digitized photograph.

424

985.4815(12)

3rd

Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

425

985.4815(13)

3rd

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

426

427

Section 4. This act shall take effect October 1, 2024.