

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Plakon offered the following:

2

3 **Amendment (with title amendment)**

4 Remove lines 36-108 and insert:

5 the age of 14 ~~12~~ into or out of a structure, dwelling, or
6 conveyance for other than a lawful purpose commits a felony
7 ~~misdemeanor~~ of the third ~~first~~ degree, punishable as provided in
8 s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

9 (b) A person 18 years of age or older who, having been
10 previously convicted of a violation of paragraph (a),
11 intentionally lures or entices, or attempts to lure or entice, a
12 child under the age of 14 ~~12~~ into or out of a structure,
13 dwelling, or conveyance for other than a lawful purpose commits

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14 a felony of the second ~~third~~ degree, punishable as provided in
15 s. 775.082, s. 775.083, or s. 775.084.

16 (c) A person 18 years of age or older who, having
17 been previously convicted of a violation of chapter 794, s.
18 800.04, or s. 847.0135(5), or a violation of a similar law
19 of another jurisdiction, intentionally lures or entices, or
20 attempts to lure or entice, a child under the age of 14 ~~12~~
21 into or out of a structure, dwelling, or conveyance for
22 other than a lawful purpose commits a felony of the second
23 ~~third~~ degree, punishable as provided in s. 775.082, s.
24 775.083, or s. 775.084.

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

27 921.0022 Criminal Punishment Code; offense severity
28 ranking chart.—

29 (3) OFFENSE SEVERITY RANKING CHART

30 (f) LEVEL 6

31

Florida	Felony	Description
Statute	Degree	
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.

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34	316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
35	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
36	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
37	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
38	499.0051 (4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
39	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
	784.021 (1) (a)	3rd	Aggravated assault; deadly weapon without intent to kill.

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40	784.021 (1) (b)	3rd	Aggravated assault; intent to commit felony.
41	784.041	3rd	Felony battery; domestic battery by strangulation.
42	784.048 (3)	3rd	Aggravated stalking; credible threat.
43	784.048 (5)	3rd	Aggravated stalking of person under 16.
44	784.07 (2) (c)	2nd	Aggravated assault on law enforcement officer.
45	784.074 (1) (b)	2nd	Aggravated assault on sexually violent predators facility staff.
46	784.08 (2) (b)	2nd	Aggravated assault on a person 65 years of age or older.
47	784.081 (2)	2nd	Aggravated assault on specified official or employee.

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48	784.082 (2)	2nd	Aggravated assault by detained person on visitor or other detainee.
49	784.083 (2)	2nd	Aggravated assault on code inspector.
50	787.02 (2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
51	<u>787.025 (2) (a)</u>	<u>3rd</u>	<u>Luring or enticing a child.</u>
52	790.115 (2) (d)	2nd	Discharging firearm or weapon on school property.
53	790.161 (2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
54	790.164 (1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or

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			violence to state property, or use of firearms in violent manner.
55	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
56	794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
57	794.05(1)	2nd	Unlawful sexual activity with specified minor.
58	800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.
59	800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
60	806.031(2)	2nd	Arson resulting in great bodily

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			harm to firefighter or any other person.
61	810.02 (3) (c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
62	810.145 (8) (b)	2nd	Digital voyeurism; certain minor victims; 2nd or subsequent offense.
63	812.014 (2) (b) 1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
64	812.014 (2) (c) 5.	3rd	Grand theft; third degree; firearm.
65	812.014 (6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
66	812.015 (9) (a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.
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68	812.015 (9) (b)	2nd	Retail theft; aggregated property stolen within 120 days is \$3,000 or more; coordination of others.
69	812.015 (9) (d)	2nd	Retail theft; multiple thefts within specified period.
70	812.015 (9) (e)	2nd	Retail theft; committed with specified number of other persons and use of social media platform.
71	812.13 (2) (c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
72	817.4821 (5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.
73	817.49 (2) (b) 2.	2nd	Willful making of a false report of a crime resulting in death.
	817.505 (4) (b)	2nd	Patient brokering; 10 or more

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			patients.
74	817.5695 (3) (b)	2nd	Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.
75	825.102 (1)	3rd	Abuse of an elderly person or disabled adult.
76	825.102 (3) (c)	3rd	Neglect of an elderly person or disabled adult.
77	825.1025 (3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
78	825.103 (3) (c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
79	827.03 (2) (c)	3rd	Abuse of a child.
80	827.03 (2) (d)	3rd	Neglect of a child.
81	827.071 (5)	3rd	Possess, control, or

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82			intentionally view any photographic material, motion picture, etc., which includes child pornography.
82	828.126 (3)	3rd	Sexual activities involving animals.
83			
83	836.05	2nd	Threats; extortion.
84			
84	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
85			
85	843.12	3rd	Aids or assists person to escape.
86			
86	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
87			
87	847.012	3rd	Knowingly using a minor in the production of materials harmful

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88			to minors.
847.0135(2)	3rd		Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
89			
893.131	2nd		Distribution of controlled substances resulting in overdose or serious bodily injury.
90			
914.23	2nd		Retaliation against a witness, victim, or informant, with bodily injury.
91			
918.13(2)(b)	2nd		Tampering with or fabricating physical evidence relating to a capital felony.
92			
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.

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93	944.40	2nd	Escapes.
94	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
95	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
96	951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.
97			
98	(g) LEVEL 7		
99			
	Florida	Felony	Description
	Statute	Degree	
100	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
101	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
102	316.1935(3)(b)	1st	Causing serious bodily injury

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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.

103

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

104

402.319 (2) 2nd Misrepresentation and
negligence or intentional act
resulting in great bodily harm,
permanent disfiguration,
permanent disability, or death.

105

409.920 3rd Medicaid provider fraud;
(2) (b) 1.a. \$10,000 or less.

106

409.920 2nd Medicaid provider fraud; more
(2) (b) 1.b. than \$10,000, but less than
\$50,000.

107

456.065 (2) 3rd Practicing a health care

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profession without a license.

108

456.065 (2) 2nd Practicing a health care
profession without a license
which results in serious bodily
injury.

109

458.327 (1) 3rd Practicing medicine without a
license.

110

459.013 (1) 3rd Practicing osteopathic medicine
without a license.

111

460.411 (1) 3rd Practicing chiropractic
medicine without a license.

112

461.012 (1) 3rd Practicing podiatric medicine
without a license.

113

462.17 3rd Practicing naturopathy without
a license.

114

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

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116	464.016 (1)	3rd	Practicing nursing without a license.
117	465.015 (2)	3rd	Practicing pharmacy without a license.
118	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
119	467.201	3rd	Practicing midwifery without a license.
120	468.366	3rd	Delivering respiratory care services without a license.
121	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
122	483.901 (7)	3rd	Practicing medical physics without a license.
123	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.

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124	484.053	3rd	Dispensing hearing aids without a license.
125	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.
126	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.
127	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.

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128	775.21(10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
129	775.21(10) (b)	3rd	Sexual predator working where children regularly congregate.
130	775.21(10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
131	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
132	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

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133	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
134	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
135	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
136	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
137	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
138	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.

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140	784.048 (7)	3rd	Aggravated stalking; violation of court order.
141	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
142	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
143	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
144	784.081 (1)	1st	Aggravated battery on specified official or employee.
145	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
146	784.083 (1)	1st	Aggravated battery on code inspector.

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

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149 Remove lines 10-12 and insert:
150 to include any child under the age of 14; prohibiting
151 a person from luring or enticing a child under the age
152 of 14 out of a structure, dwelling, or conveyance for

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