

By Senator Arrington

25-00013B-26

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A bill to be entitled

An act relating to criminal offenses; amending s. 827.04, F.S.; providing criminal penalties for persons who commit any act that causes, tends to cause, encourages, or contributes to a child committing offenses of specified severities; providing criminal penalties for persons who induce or endeavor to induce, by act, threat, command, or persuasion, a child to commit offenses of specified severities; amending s. 828.12, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, animal cruelty; amending s. 828.122, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, fighting or baiting animals; amending s. 828.126, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, sexual activities involving animals; amending s. 921.0022, F.S.; increasing the level on the offense severity ranking chart for fighting or baiting animals; ranking offenses created by the act on the offense severity ranking chart; conforming a cross-reference; amending ss. 39.201, 90.4025, 382.356, 409.2355, and 742.107, F.S.; conforming cross-references; providing an effective date.

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

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Section 1. Present subsections (2) and (3) of section 827.04, Florida Statutes, are renumbered as subsections (3) and (4), respectively, a new subsection (2) is added to that section, and subsection (1) of that section is amended, to read:

827.04 Contributing to the delinquency or dependency of a child; penalty.—

(1) Except as provided in subsection (2), a ~~any~~ person who:

(a) Commits any act which causes, tends to cause, encourages, or contributes to a child becoming a delinquent or dependent child or a child in need of services; or

(b) Induces or endeavors to induce, by act, threat, command, or persuasion, a child to commit or perform any act, follow any course of conduct, or live in a manner that causes or tends to cause such child to become or to remain a dependent or delinquent child or a child in need of services,

commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(2) (a) A person who commits any act that causes, tends to cause, encourages, or contributes to a child committing an offense that is:

1. A felony of the third degree, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

2. A felony of the second degree, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3. A felony of the first degree, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083,

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59 or s. 775.084.

60 4. A capital felony, commits a felony of the first degree,
61 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

62 (b) A person who induces or endeavors to induce, by act,
63 threat, command, or persuasion, a child to commit an offense
64 that is:

65 1. A felony of the third degree, commits a misdemeanor of
66 the first degree, punishable as provided in s. 775.082 or s.
67 775.083.

68 2. A felony of the second degree, commits a felony of the
69 third degree, punishable as provided in s. 775.082, s. 775.083,
70 or s. 775.084.

71 3. A felony of the first degree, commits a felony of the
72 second degree, punishable as provided in s. 775.082, s. 775.083,
73 or s. 775.084.

74 4. A capital felony, commits a felony of the first degree,
75 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

76 Section 2. Present subsections (4) through (7) of section
77 828.12, Florida Statutes, are renumbered as subsections (5)
78 through (8), respectively, a new subsection (4) is added to that
79 section, and subsection (2) of that section is republished, to
80 read:

81 828.12 Cruelty to animals.—

82 (2) A person who intentionally commits an act to any
83 animal, or a person who owns or has the custody or control of
84 any animal and fails to act, which results in the cruel death,
85 or excessive or repeated infliction of unnecessary pain or
86 suffering, or causes the same to be done, commits aggravated
87 animal cruelty, a felony of the third degree, punishable as

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provided in s. 775.082 or by a fine of not more than \$10,000, or both.

(a) A person convicted of a violation of this subsection, where the finder of fact determines that the violation includes the knowing and intentional torture or torment of an animal that injures, mutilates, or kills the animal, shall be ordered to pay a minimum mandatory fine of \$2,500 and undergo psychological counseling or complete an anger management treatment program.

(b) A person convicted of a second or subsequent violation of this subsection shall be required to pay a minimum mandatory fine of \$5,000 and serve a minimum mandatory period of incarceration of 6 months. In addition, the person shall be released only upon expiration of sentence, is not eligible for parole, control release, or any form of early release, and must serve 100 percent of the court-imposed sentence. Any plea of nolo contendere shall be considered a conviction for purposes of this subsection.

(4) A person 18 years of age or older commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she causes or entices a minor to commit, or in the presence of a minor commits, a violation of subsection (2).

Section 3. Present subsections (4) through (10) of section 828.122, Florida Statutes, are renumbered as subsections (5) through (11), respectively, a new subsection (4) is added to that section, and subsection (3) of that section is amended, to read:

828.122 Fighting or baiting animals; offenses; penalties.—

(3) ~~A Any~~ person who knowingly commits any of the following

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acts commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084:

(a) Baiting, breeding, training, transporting, selling, owning, possessing, or using any wild or domestic animal for the purpose of animal fighting or baiting;

(b) Owning, possessing, or selling equipment for use in any activity described in paragraph (a);

(c) Owning, leasing, managing, operating, or having control of any property kept or used for any activity described in paragraph (a) or paragraph (b);

(d) Promoting, staging, advertising, or charging any admission fee to a fight or baiting between two or more animals;

(e) Performing any service or act to facilitate animal fighting or baiting, including, but not limited to, providing security, refereeing, or handling or transporting animals or being a stakeholder of any money wagered on animal fighting or baiting;

(f) Removing or facilitating the removal of any animal impounded under this section from an agency where the animal is impounded or from a location designated by the court under subsection (5) ~~(4)~~, subsection (6) ~~(5)~~, or subsection (8) ~~(7)~~, without the prior authorization of the court;

(g) Betting or wagering any money or other valuable consideration on the fighting or baiting of animals; or

(h) Attending the fighting or baiting of animals.

Notwithstanding any provision of this subsection to the contrary, possession of the animal alone does not constitute a violation of this section.

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146 (4) A person 18 years of age or older commits a felony of
147 the third degree, punishable as provided in s. 775.082, s.
148 775.083, or s. 775.084, if he or she causes or entices a minor
149 to commit, or in the presence of a minor commits a violation of
150 subsection (3).

151 Section 4. Subsection (6) is added to section 828.126,
152 Florida Statutes, and subsection (2) of that section is
153 republished, to read:

154 828.126 Sexual activities involving animals.—

155 (2) A person may not:

156 (a) Knowingly engage in any sexual contact with an animal;

157 (b) Knowingly cause, aid, or abet another person to engage
158 in any sexual contact with an animal;

159 (c) Knowingly permit any sexual contact with an animal to
160 be conducted on any premises under his or her charge or control;

161 (d) Knowingly organize, promote, conduct, aid, abet,
162 participate in as an observer, or advertise, offer, solicit, or
163 accept an offer of an animal for the purpose of sexual contact
164 with such animal, or perform any service in the furtherance of
165 an act involving any sexual contact with an animal; or

166 (e) Knowingly film, distribute, or possess any pornographic
167 image or video of a person and an animal engaged in any of the
168 activities prohibited by this section.

169 (6) A person 18 years of age or older commits a felony of
170 the third degree, punishable as provided in s. 775.082, s.
171 775.083, or s. 775.084, if he or she causes or entices a minor
172 to commit, or in the presence of a minor commits a violation of
173 subsection (2).

174 Section 5. Paragraphs (a), (e), (f), and (g) of subsection

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(3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(a) LEVEL 1

Florida Statute	Felony Degree	Description
24.118(3) (a)	3rd	Counterfeit or altered state lottery ticket.
104.0616(2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
212.054(2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
212.15(2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
316.1935(1)	3rd	Fleeing or attempting to elude law enforcement officer.

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319.30 (5)

3rd

Sell, exchange, give away
certificate of title or
identification number plate.

319.35 (1) (a)

3rd

Tamper, adjust, change, etc.,
an odometer.

320.26 (1) (a)

3rd

Counterfeit, manufacture, or
sell registration license
plates or validation stickers.

322.212

3rd

(1) (a) - (c)

Possession of forged, stolen,
counterfeit, or unlawfully
issued driver license;
possession of simulated
identification.

322.212 (4)

3rd

Supply or aid in supplying
unauthorized driver license or
identification card.

322.212 (5) (a)

3rd

False application for driver
license or identification card.

414.39 (3) (a)

3rd

Fraudulent misappropriation of
public assistance funds by
employee/official, value more
than \$200.

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443.071 (1)

3rd

False statement or
representation to obtain or
increase reemployment
assistance benefits.

509.151 (1)

3rd

Defraud an innkeeper, food or
lodging value \$1,000 or more.

517.302 (1)

3rd

Violation of the Florida
Securities and Investor
Protection Act.

713.69

3rd

Tenant removes property upon
which lien has accrued, value
\$1,000 or more.

812.014 (3) (c)

3rd

Petit theft (3rd conviction);
theft of any property not
specified in subsection (2).

815.04 (4) (a)

3rd

Offense against intellectual
property (i.e., computer
programs, data).

817.52 (2)

3rd

Hiring with intent to defraud,
motor vehicle services.

817.569 (2)

3rd

Use of public record or public
records information or

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providing false information to
facilitate commission of a
felony.

826.01 3rd Bigamy.

~~828.122(3) 3rd Fighting or baiting animals.~~

831.04(1) 3rd Any erasure, alteration, etc.,
of any replacement deed, map,
plat, or other document listed
in s. 92.28.

831.31(1)(a) 3rd Sell, deliver, or possess
counterfeit controlled
substances, all but s.
893.03(5) drugs.

832.041(1) 3rd Stopping payment with intent to
defraud \$150 or more.

832.05(2)(b) & 3rd Knowing, making, issuing
(4)(c) worthless checks \$150 or more
or obtaining property in return
for worthless check \$150 or
more.

838.15(2) 3rd Commercial bribe receiving.

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209	838.16	3rd	Commercial bribery.
210	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
211	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
212	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
213	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
214	849.25 (2)	3rd	Engaging in bookmaking.
215	860.08	3rd	Interfere with a railroad signal.
216	860.13 (1) (a)	3rd	Operate aircraft while under the influence.
217	893.13 (2) (a) 2.	3rd	Purchase of cannabis.

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893.13 (6) (a) 3rd Possession of cannabis (more
than 20 grams).

934.03 (1) (a) 3rd Intercepts, or procures any
other person to intercept, any
wire or oral communication.

(e) LEVEL 5

Florida Statute	Felony Degree	Description
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316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
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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.
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316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
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322.34 (6)	3rd	Careless operation of motor vehicle with suspended license,
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resulting in death or serious
bodily injury.

226

327.30 (5) (a) 2.

3rd

Vessel accidents involving
personal injuries other than
serious bodily injury; leaving
scene.

227

365.172

2nd

(14) (b) 2.

Misuse of emergency
communications system resulting
in death.

228

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

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suspended or revoked.

229

379.367(4)

3rd

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

230

379.407(5) (b) 3.

3rd

Possession of 100 or more
undersized spiny lobsters.

231

381.0041(11) (b)

3rd

Donate blood, plasma, or organs
knowing HIV positive.

232

440.10(1) (g)

2nd

Failure to obtain workers'
compensation coverage.

233

440.105(5)

2nd

Unlawful solicitation for the
purpose of making workers'
compensation claims.

234

440.381(2)

3rd

Submission of false,
misleading, or incomplete
information with the purpose of
avoiding or reducing workers'
compensation premiums.

235

624.401(4) (b) 2.

2nd

Transacting insurance without a
certificate or authority;
premium collected \$20,000 or
more but less than \$100,000.

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236

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

237

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

238

790.162 2nd Threat to throw or discharge
destructive device.

239

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

240

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

241

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

242

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

243

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

244

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800.04 (7) (b)

2nd

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

806.111 (1)

3rd

Possess, manufacture, or
dispense fire bomb with intent
to damage any structure or
property.

810.145 (4)

3rd

Commercial digital voyeurism
dissemination.

810.145 (7) (a)

2nd

Digital voyeurism; 2nd or
subsequent offense.

810.145 (8) (a)

2nd

Digital voyeurism; certain
minor victims.

812.014 (2) (d) 3.

2nd

Grand theft, 2nd degree; theft
from 20 or more dwellings or
their unenclosed curtilage, or
any combination.

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

(8) (a) & (c) -

Retail theft; property stolen
is valued at \$750 or more and

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(e)

one or more specified acts.

812.015(8)(f)

3rd

Retail theft; multiple thefts
within specified period.

812.015(8)(g)

3rd

Retail theft; committed with
specified number of other
persons.

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.

817.234(1),

3rd

Filing false financial
statements, making false
entries of material fact or

(2)(a) &

(3)(a)

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false statements regarding
property values relating to the
solvency of an insuring entity.

261

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.

262

817.611 (2) (a)

2nd

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

263

817.625 (2) (b)

2nd

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

264

825.1025 (4)

3rd

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

265

828.12 (2)

3rd

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

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death.

266

828.122 (3)3rdFighting or baiting animals.

267

836.14 (4)

2nd

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

268

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.

269

843.01 (1)

3rd

Resist officer with violence to
person; resist arrest with
violence.

270

847.0135 (5) (b)

2nd

Lewd or lascivious exhibition
using computer; offender 18
years or older.

271

847.0137

3rd

Transmission of pornography by
electronic device or equipment.

(2) & (3)

272

847.0138

3rd

Transmission of material
harmful to minors to a minor by

(2) & (3)

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electronic device or equipment.

273

874.05(1)(b)

2nd

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

274

874.05(2)(a)

2nd

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

275

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).

276

893.13(1)(c)2.

2nd

Sell, manufacture, or deliver
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.

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277

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.

278

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.

279

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.

280

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

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281

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

282

283 (f) LEVEL 6

284

Florida Statute	Felony Degree	Description
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285

316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
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286

316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
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287

316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
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288

327.30(5)(a)3.	2nd	Vessel accidents involving serious bodily injury; leaving scene.
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289

400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
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290

499.0051(2)	2nd	Knowing forgery of transaction history, transaction
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information, or transaction
statement.

291

499.0051(3)

2nd

Knowing purchase or receipt of
prescription drug from
unauthorized person.

292

499.0051(4)

2nd

Knowing sale or transfer of
prescription drug to
unauthorized person.

293

775.0875(1)

3rd

Taking firearm from law
enforcement officer.

294

784.021(1)(a)

3rd

Aggravated assault; deadly
weapon without intent to kill.

295

784.021(1)(b)

3rd

Aggravated assault; intent to
commit felony.

296

784.041

3rd

Felony battery; domestic
battery by strangulation.

297

784.048(3)

3rd

Aggravated stalking; credible
threat.

298

784.048(5)

3rd

Aggravated stalking of person
under 16.

299

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784.07 (2) (c)

2nd

Aggravated assault on law
enforcement officer.

784.074 (1) (b)

2nd

Aggravated assault on sexually
violent predators facility
staff.

784.08 (2) (b)

2nd

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

784.081 (2)

2nd

Aggravated assault on specified
official or employee.

784.082 (2)

2nd

Aggravated assault by detained
person on visitor or other
detainee.

784.083 (2)

2nd

Aggravated assault on code
inspector.

787.02 (2)

3rd

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

787.025 (2) (a)

3rd

Luring or enticing a child.

790.115 (2) (d)

2nd

Discharging firearm or weapon
on school property.

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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;
offender less than 18 years.

800.04(6)(b)

2nd

Lewd or lascivious conduct;

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offender 18 years of age or
older.

806.031(2) 2nd Arson resulting in great bodily
harm to firefighter or any
other person.

810.02(3)(c) 2nd Burglary of occupied structure;
unarmed; no assault or battery.

810.145(8)(b) 2nd Digital voyeurism; certain
minor victims; 2nd or
subsequent offense.

812.014(2)(b)1. 2nd Property stolen \$20,000 or
more, but less than \$100,000,
grand theft in 2nd degree.

812.014(2)(c)5. 3rd Grand theft; third degree;
firearm.

812.014(6) 2nd Theft; property stolen \$3,000
or more; coordination of
others.

812.015(9)(a) 2nd Retail theft; property stolen
\$750 or more; second or
subsequent conviction.

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812.015 (9) (b) 2nd Retail theft; aggregated
property stolen within 120 days
is \$3,000 or more; coordination
of others.

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

812.015 (9) (e) 2nd Retail theft; committed with
specified number of other
persons and use of social media
platform.

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

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

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
patients.

817.5695 (3) (b) 2nd Exploitation of person 65 years
of age or older, value \$10,000

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or more, but less than \$50,000.

825.102 (1)

3rd

Abuse of an elderly person or disabled adult.

825.102 (3) (c)

3rd

Neglect of an elderly person or disabled adult.

825.1025 (3)

3rd

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

825.103 (3) (c)

3rd

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

827.03 (2) (c)

3rd

Abuse of a child.

827.03 (2) (d)

3rd

Neglect of a child.

827.071 (5)

3rd

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

828.12 (4)3rd

Causing or enticing a minor to commit, or committing in the presence of a minor, animal

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cruelty.

338

828.122(4)3rdCausing or enticing a minor to
commit, or committing in the
presence of a minor, fighting
or baiting animals.

339

828.126(3)

3rd

Sexual activities involving
animals.

340

836.05

2nd

Threats; extortion.

341

836.10

2nd

Written or electronic threats
to kill, do bodily injury, or
conduct a mass shooting or an
act of terrorism.

342

843.12

3rd

Aids or assists person to
escape.

343

847.011

3rd

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

344

847.012

3rd

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

345

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847.0135(2)

3rd

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

893.131

2nd

Distribution of controlled
substances resulting in
overdose or serious bodily
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.

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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.

(g) LEVEL 7

Florida Statute	Felony 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) (a) 3.b.	3rd	Vessel BUI resulting in serious bodily injury.

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361	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
362	409.920 (2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
363	409.920 (2)(b)1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
364	456.065(2)	3rd	Practicing a health care profession without a license.
365	456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
366	458.327(1)	3rd	Practicing medicine without a license.
367	459.013(1)	3rd	Practicing osteopathic medicine without a license.
368	460.411(1)	3rd	Practicing chiropractic

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medicine without a license.

369

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

370

462.17 3rd Practicing naturopathy without
a license.

371

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

372

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

373

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

374

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

375

467.201 3rd Practicing midwifery without a
license.

376

468.366 3rd Delivering respiratory care
services without a license.

377

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

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378

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

379

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

380

484.053 3rd Dispensing hearing aids without
a license.

381

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.

382

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.

383

560.125(5)(a) 3rd Money services business by
unauthorized person, currency
or payment instruments
exceeding \$300 but less than
\$20,000.

384

655.50(10)(b)1. 3rd Failure to report financial

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

385

775.21(10)(a)

3rd

Sexual predator; failure to
register; failure to renew
driver license or
identification card; other
registration violations.

386

775.21(10)(b)

3rd

Sexual predator working where
children regularly congregate.

387

775.21(10)(g)

3rd

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

388

782.051(3)

2nd

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

389

782.07(1)

2nd

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

390

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391	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
392	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
393	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
394	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
395	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
396	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
397	784.048 (7)	3rd	Aggravated stalking; violation of court order.
	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.

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398

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

399

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

400

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

401

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

402

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

403

787.025(2)(b) 2nd Luring or enticing a child;
second or subsequent offense.

404

787.025(2)(c) 2nd Luring or enticing a child with
a specified prior conviction.

405

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

406

787.06(3)(e)2. 1st Human trafficking using

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coercion for labor and services
by the transfer or transport of
an adult from outside Florida
to within the state.

407

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

408

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

409

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

410

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

411

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

412

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

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to commit a felony.

413

790.23 1st, PBL Possession of a firearm by a
person who qualifies for the
penalty enhancements provided
for in s. 874.04.

414

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.

415

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

416

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

417

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

418

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

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or older.

419

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.

420

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

421

810.02(3)(a) 2nd Burglary of occupied dwelling;
unarmed; no assault or battery.

422

810.02(3)(b) 2nd Burglary of unoccupied
dwelling; unarmed; no assault
or battery.

423

810.02(3)(d) 2nd Burglary of occupied
conveyance; unarmed; no assault
or battery.

424

810.02(3)(e) 2nd Burglary of authorized
emergency vehicle.

425

812.014(2)(a)1. 1st Property stolen, valued at
\$100,000 or more or a
semitrailer deployed by a law

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enforcement officer; property
stolen while causing other
property damage; 1st degree
grand theft.

426

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

427

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

428

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

429

812.014 (2) (g) 2nd Grand theft; second degree;
firearm with previous
conviction of s.
812.014 (2) (c) 5.

430

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

431

812.019 (2) 1st Stolen property; initiates,
organizes, plans, etc., the
theft of property and traffics
in stolen property.

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432	812.131 (2) (a)	2nd	Robbery by sudden snatching.
433	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
434	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
435	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
436	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
437	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
438	817.2341 (2) (b) & (3) (b)	1st	Making false entries of 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.
439	817.418 (2) (a)	3rd	Offering for sale or

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advertising personal protective
equipment with intent to
defraud.

440

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

441

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

442

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

443

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

444

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.

445

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

446

827.04 (4) 3rd Impregnation of a child under

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~~827.04(3)~~

16 years of age by person 21
years of age or older.

827.071(2) & (3)

2nd

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

827.071(4)

2nd

Possess with intent to promote
any photographic material,
motion picture, etc., which
includes child pornography.

828.126(6)3rd

Causing or enticing a minor to
commit, or committing in the
presence of a minor, sexual
activities involving animals.

837.05(2)

3rd

Giving false information about
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.

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455	838.22	2nd	Bid tampering.
456	843.0855(2)	3rd	Impersonation of a public officer or employee.
457	843.0855(3)	3rd	Unlawful simulation of legal process.
458	843.0855(4)	3rd	Intimidation of a public officer or employee.
459	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
460	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
461	872.06	2nd	Abuse of a dead human body.
462	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.

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463

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.

464

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.

465

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

466

893.135(1)(a)1. 1st Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.

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467

893.135	1st	Trafficking in cocaine, more
(1) (b) 1.a.		than 28 grams, less than 200
		grams.

468

893.135	1st	Trafficking in illegal drugs,
(1) (c) 1.a.		more than 4 grams, less than 14 grams.

469

893.135	1st	Trafficking in hydrocodone, 28
(1) (c) 2.a.		grams or more, less than 50
		grams.

470

893.135	1st	Trafficking in hydrocodone, 50
(1) (c) 2.b.		grams or more, less than 100
		grams.

471

893.135	1st	Trafficking in oxycodone, 7
(1) (c) 3.a.		grams or more, less than 14
		grams.

472

893.135	1st	Trafficking in oxycodone, 14
(1) (c) 3.b.		grams or more, less than 25
		grams.

473

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

474

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

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
 grams.

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

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

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

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

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893.135
(1) (m) 2.a.

1st

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

893.135
(1) (m) 2.b.

1st

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

893.135
(1) (n) 2.a.

1st

Trafficking in n-benzyl
phenethylamines, 14 grams or
more, less than 100 grams.

893.1351 (2)

2nd

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

896.101 (5) (a)

3rd

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

896.104 (4) (a) 1.

3rd

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

943.0435 (4) (c)

2nd

Sexual offender vacating
permanent residence; failure to
comply with reporting

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requirements.

488

943.0435(8)

2nd

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

489

943.0435(9)(a)

3rd

Sexual offender; failure to
comply with reporting
requirements.

490

943.0435(13)

3rd

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

491

943.0435(14)

3rd

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

492

944.607(9)

3rd

Sexual offender; failure to
comply with reporting
requirements.

493

944.607(10)(a)

3rd

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

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494

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

495

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

496

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

497

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

498

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

499

500 Section 6. Paragraph (c) of subsection (3) of section
501 39.201, Florida Statutes, is amended to read:

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39.201 Required reports of child abuse, abandonment, or neglect, sexual abuse of a child, and juvenile sexual abuse; required reports of death; reports involving a child who has exhibited inappropriate sexual behavior.—

(3) ADDITIONAL CIRCUMSTANCES RELATED TO REPORTS.—

(c) *Abuse involving impregnation of a child.*—A report must be immediately electronically transferred to the appropriate county sheriff's office or other appropriate law enforcement agency by the central abuse hotline if the report is of an instance of known or suspected child abuse involving impregnation of a child 15 years of age or younger by a person 21 years of age or older under s. 827.04(4) ~~s. 827.04(3)~~. If the report is of known or suspected child abuse under s. 827.04(4) ~~s. 827.04(3)~~, subsection (1) does not apply to health care professionals or other professionals who provide medical or counseling services to pregnant children when such reporting would interfere with the provision of such medical or counseling services.

Section 7. Section 90.4025, Florida Statutes, is amended to read:

90.4025 Admissibility of paternity determination in certain criminal prosecutions.—If a person less than 18 years of age gives birth to a child and the paternity of that child is established under chapter 742, such evidence of paternity is admissible in a criminal prosecution under ss. 794.011, 794.05, 800.04, and 827.04(4) ~~827.04(3)~~.

Section 8. Section 382.356, Florida Statutes, is amended to read:

382.356 Protocol for sharing certain birth certificate

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information.—In order to facilitate the prosecution of offenses under s. 794.011, s. 794.05, s. 800.04, or s. 827.04(4) ~~s. 827.04(3)~~, the Department of Health, the Department of Revenue, and the Florida Prosecuting Attorneys Association shall develop a protocol for sharing birth certificate information for all children born to unmarried mothers who are less than 17 years of age at the time of the child's birth.

Section 9. Section 409.2355, Florida Statutes, is amended to read:

409.2355 Programs for prosecution of males over age 21 who commit certain offenses involving girls under age 16.—Subject to specific appropriated funds, the Department of Children and Families is directed to establish a program by which local communities, through the state attorney's office of each judicial circuit, may apply for grants to fund innovative programs for the prosecution of males over the age of 21 who victimize girls under the age of 16 in violation of s. 794.011, s. 794.05, s. 800.04, s. 827.04(4) ~~s. 827.04(3)~~, or s. 847.0135(5).

Section 10. Subsection (4) of section 742.107, Florida Statutes, is amended to read:

742.107 Determining paternity of child with mother under 16 years of age when impregnated.—

(4) When the information provided by the applicant or recipient who was impregnated while under age 16 indicates that such person is the victim of child abuse as provided in s. 827.04(4) ~~s. 827.04(3)~~, the Department of Revenue or the Department of Children and Families shall notify the county sheriff's office or other appropriate agency or official and

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560 provide information needed to protect the child's health or
561 welfare.

562 Section 11. This act shall take effect October 1, 2026.