



1	316.027(1)(a)	3rd	Accidents involving personal
2			injuries, failure to stop;
3			leaving scene.
4	316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
5	322.34(6)	3rd	Careless operation of motor
6			vehicle with suspended license,
7			resulting in death or serious
8			bodily injury.
9	327.30(5)	3rd	Vessel accidents involving
10			personal injury; leaving scene.
11	381.0041		
12	(11)(b)	3rd	Donate blood, plasma, or organs
13			knowing HIV positive.
14	440.10(1)(g)	2nd	Failure to obtain workers'
15			compensation coverage.
16	440.105(5)	2nd	Unlawful solicitation for the
17			purpose of making workers'
18			compensation claims.
19	440.381(2)	2nd	Submission of false, misleading,
20			or incomplete information with
21			the purpose of avoiding or
22			reducing workers' compensation
23			premiums.
24	624.401(4)(b)2.	2nd	Transacting insurance without a
25			certificate or authority; premium
26			collected \$20,000 or more but
27			less than \$100,000.
28	626.902(1)(c)	2nd	Representing an unauthorized
29			insurer; repeat offender.
30	790.01(2)	3rd	Carrying a concealed firearm.
31			

1	790.162	2nd	Threat to throw or discharge
2			destructive device.
3	790.163(1)	2nd	False report of deadly explosive
4			or weapon of mass destruction.
5	790.221(1)	2nd	Possession of short-barreled
6			shotgun or machine gun.
7	790.23	2nd	Felons in possession of firearms,
8			ammunition, or electronic weapons
9			or devices.
10	800.04(6)(c)	3rd	Lewd or lascivious conduct;
11			offender less than 18 years.
12	800.04(7)(c)	2nd	Lewd or lascivious exhibition;
13			offender 18 years or older.
14	806.111(1)	3rd	Possess, manufacture, or dispense
15			fire bomb with intent to damage
16			any structure or property.
17	812.0145(2)(b)	2nd	Theft from person 65 years of age
18			or older; \$10,000 or more but
19			less than \$50,000.
20	812.015(8)	3rd	Retail theft; property stolen is
21			valued at \$300 or more and one or
22			more specified acts.
23	812.019(1)	2nd	Stolen property; dealing in or
24			trafficking in.
25	812.131(2)(b)	3rd	Robbery by sudden snatching.
26	812.16(2)	3rd	Owning, operating, or conducting
27			a chop shop.
28	817.034(4)(a)2.	2nd	Communications fraud, value
29			\$20,000 to \$50,000.
30			
31			

1	817.234(11)(b)	2nd	Insurance fraud; property value
2			\$20,000 or more but less than
3			\$100,000.
4	817.2341(1),		
5	(2)(a)&(3)(a)	3rd	Filing false financial
6			statements, making false entries
7			of material fact or false
8			statements regarding property
9			values relating to the solvency
10			of an insuring entity.
11	817.568(2)(b)	2nd	Fraudulent use of personal
12			identification information; value
13			of benefit, services received,
14			payment avoided, or amount of
15			injury or fraud, \$5,000 or more
16			or use of personal identification
17			information of 10 or more
18			individuals.
19	817.625(2)(b)	2nd	Second or subsequent fraudulent
20			use of scanning device or
21			reencoder.
22	825.1025(4)	3rd	Lewd or lascivious exhibition in
23			the presence of an elderly person
24			or disabled adult.
25	827.071(4)	2nd	Possess with intent to promote
26			any photographic material, motion
27			picture, etc., which includes
28			sexual conduct by a child.
29			
30			
31			

1	<u>827.071(5)</u>	3rd	<u>Possess any photographic</u>
2			<u>material, motion picture, etc.,</u>
3			<u>which includes sexual conduct by</u>
4			<u>a child.</u>
5	839.13(2)(b)	2nd	Falsifying records of an
6			individual in the care and
7			custody of a state agency
8			involving great bodily harm or
9			death.
10	843.01	3rd	Resist officer with violence to
11			person; resist arrest with
12			violence.
13	<u>847.0137(2) &amp; (3)</u>	3rd	<u>Transmission of pornography by</u>
14			<u>electronic device or equipment.</u>
15	<u>847.0138(2) &amp; (3)</u>	3rd	<u>Transmission of material harmful</u>
16			<u>to minors to a minor by</u>
17			<u>electronic device or equipment.</u>
18	874.05(2)	2nd	Encouraging or recruiting another
19			to join a criminal street gang;
20			second or subsequent offense.
21	893.13(1)(a)1.	2nd	Sell, manufacture, or deliver
22			cocaine (or other s.
23			893.03(1)(a), (1)(b), (1)(d),
24			(2)(a), (2)(b), or (2)(c)4.
25			drugs).
26			
27			
28			
29			
30			
31			

1	893.13(1)(c)2.	2nd	Sell, manufacture, or deliver
2			cannabis (or other s.
3			893.03(1)(c), (2)(c)1., (2)(c)2.,
4			(2)(c)3., (2)(c)5., (2)(c)6.,
5			(2)(c)7., (2)(c)8., (2)(c)9.,
6			(3), or (4) drugs) within 1,000
7			feet of a child care facility,
8			school, or state, county, or
9			municipal park or publicly owned
10			recreational facility or
11			community center.
12	893.13(1)(d)1.	1st	Sell, manufacture, or deliver
13			cocaine (or other s.
14			893.03(1)(a), (1)(b), (1)(d),
15			(2)(a), (2)(b), or (2)(c)4.
16			drugs) within 1,000 feet of
17			university.
18	893.13(1)(e)2.	2nd	Sell, manufacture, or deliver
19			cannabis or other drug prohibited
20			under s. 893.03(1)(c), (2)(c)1.,
21			(2)(c)2., (2)(c)3., (2)(c)5.,
22			(2)(c)6., (2)(c)7., (2)(c)8.,
23			(2)(c)9., (3), or (4) within
24			1,000 feet of property used for
25			religious services or a specified
26			business site.
27			
28			
29			
30			
31			

1	893.13(1)(f)1.	1st	Sell, manufacture, or deliver
2			cocaine (or other s.
3			893.03(1)(a), (1)(b), (1)(d), or
4			(2)(a), (2)(b), or (2)(c)4.
5			drugs) within 1,000 feet of
6			public housing facility.
7	893.13(4)(b)	2nd	Deliver to minor cannabis (or
8			other s. 893.03(1)(c), (2)(c)1.,
9			(2)(c)2., (2)(c)3., (2)(c)5.,
10			(2)(c)6., (2)(c)7., (2)(c)8.,
11			(2)(c)9., (3), or (4) drugs).
12			(g) LEVEL 7
13	316.027(1)(b)	2nd	Accident involving death, failure
14			to stop; leaving scene.
15	316.193(3)(c)2.	3rd	DUI resulting in serious bodily
16			injury.
17	316.1935(3)(b)	1st	Causing serious bodily injury or
18			death to another person; driving
19			at high speed or with wanton
20			disregard for safety while
21			fleeing or attempting to elude
22			law enforcement officer who is in
23			a patrol vehicle with siren and
24			lights activated.
25	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious
26			bodily injury.
27	402.319(2)	2nd	Misrepresentation and negligence
28			or intentional act resulting in
29			great bodily harm, permanent
30			disfiguration, permanent
31			disability, or death.

1	409.920(2)	3rd	Medicaid provider fraud.
2	456.065(2)	3rd	Practicing a health care
3			profession without a license.
4	456.065(2)	2nd	Practicing a health care
5			profession without a license
6			which results in serious bodily
7			injury.
8	458.327(1)	3rd	Practicing medicine without a
9			license.
10	459.013(1)	3rd	Practicing osteopathic medicine
11			without a license.
12	460.411(1)	3rd	Practicing chiropractic medicine
13			without a license.
14	461.012(1)	3rd	Practicing podiatric medicine
15			without a license.
16	462.17	3rd	Practicing naturopathy without a
17			license.
18	463.015(1)	3rd	Practicing optometry without a
19			license.
20	464.016(1)	3rd	Practicing nursing without a
21			license.
22	465.015(2)	3rd	Practicing pharmacy without a
23			license.
24	466.026(1)	3rd	Practicing dentistry or dental
25			hygiene without a license.
26	467.201	3rd	Practicing midwifery without a
27			license.
28	468.366	3rd	Delivering respiratory care
29			services without a license.
30	483.828(1)	3rd	Practicing as clinical laboratory
31			personnel without a license.



1	483.901(9)	3rd	Practicing medical physics
2			without a license.
3	484.013(1)(c)	3rd	Preparing or dispensing optical
4			devices without a prescription.
5	484.053	3rd	Dispensing hearing aids without a
6			license.
7	494.0018(2)	1st	Conviction of any violation of
8			ss. 494.001-494.0077 in which the
9			total money and property
10			unlawfully obtained exceeded
11			\$50,000 and there were five or
12			more victims.
13	560.123(8)(b)1.	3rd	Failure to report currency or
14			payment instruments exceeding
15			\$300 but less than \$20,000 by
16			money transmitter.
17	560.125(5)(a)	3rd	Money transmitter business by
18			unauthorized person, currency or
19			payment instruments exceeding
20			\$300 but less than \$20,000.
21	655.50(10)(b)1.	3rd	Failure to report financial
22			transactions exceeding \$300 but
23			less than \$20,000 by financial
24			institution.
25	782.051(3)	2nd	Attempted felony murder of a
26			person by a person other than the
27			perpetrator or the perpetrator of
28			an attempted felony.
29			
30			
31			

1	782.07(1)	2nd	Killing of a human being by the
2			act, procurement, or culpable
3			negligence of another
4			(manslaughter).
5	782.071	2nd	Killing of human being or viable
6			fetus by the operation of a motor
7			vehicle in a reckless manner
8			(vehicular homicide).
9	782.072	2nd	Killing of a human being by the
10			operation of a vessel in a
11			reckless manner (vessel
12			homicide).
13	784.045(1)(a)1.	2nd	Aggravated battery; intentionally
14			causing great bodily harm or
15			disfigurement.
16	784.045(1)(a)2.	2nd	Aggravated battery; using deadly
17			weapon.
18	784.045(1)(b)	2nd	Aggravated battery; perpetrator
19			aware victim pregnant.
20	784.048(4)	3rd	Aggravated stalking; violation of
21			injunction or court order.
22	784.048(7)	3rd	Aggravated stalking; violation of
23			court order.
24	784.07(2)(d)	1st	Aggravated battery on law
25			enforcement officer.
26	784.074(1)(a)	1st	Aggravated battery on sexually
27			violent predators facility staff.
28	784.08(2)(a)	1st	Aggravated battery on a person 65
29			years of age or older.
30	784.081(1)	1st	Aggravated battery on specified
31			official or employee.

1	784.082(1)	1st	Aggravated battery by detained
2			person on visitor or other
3			detainee.
4	784.083(1)	1st	Aggravated battery on code
5			inspector.
6	790.07(4)	1st	Specified weapons violation
7			subsequent to previous conviction
8			of s. 790.07(1) or (2).
9	790.16(1)	1st	Discharge of a machine gun under
10			specified circumstances.
11	790.165(2)	2nd	Manufacture, sell, possess, or
12			deliver hoax bomb.
13	790.165(3)	2nd	Possessing, displaying, or
14			threatening to use any hoax bomb
15			while committing or attempting to
16			commit a felony.
17	790.166(3)	2nd	Possessing, selling, using, or
18			attempting to use a hoax weapon
19			of mass destruction.
20	790.166(4)	2nd	Possessing, displaying, or
21			threatening to use a hoax weapon
22			of mass destruction while
23			committing or attempting to
24			commit a felony.
25	796.03	2nd	Procuring any person under 16
26			years for prostitution.
27	800.04(5)(c)1.	2nd	Lewd or lascivious molestation;
28			victim less than 12 years of age;
29			offender less than 18 years.
30			
31			

1	800.04(5)(c)2.	2nd	Lewd or lascivious molestation;
2			victim 12 years of age or older
3			but less than 16 years; offender
4			18 years or older.
5	806.01(2)	2nd	Maliciously damage structure by
6			fire or explosive.
7	810.02(3)(a)	2nd	Burglary of occupied dwelling;
8			unarmed; no assault or battery.
9	810.02(3)(b)	2nd	Burglary of unoccupied dwelling;
10			unarmed; no assault or battery.
11	810.02(3)(d)	2nd	Burglary of occupied conveyance;
12			unarmed; no assault or battery.
13	812.014(2)(a)1.	1st	Property stolen, valued at
14			\$100,000 or more; property stolen
15			while causing other property
16			damage; 1st degree grand theft.
17	812.014(2)(b)2.	2nd	Property stolen, cargo valued at
18			less than \$50,000, grand theft in
19			2nd degree.
20	812.014(2)(b)3.	2nd	Property stolen, emergency
21			medical equipment; 2nd degree
22			grand theft.
23	812.0145(2)(a)	1st	Theft from person 65 years of age
24			or older; \$50,000 or more.
25	812.019(2)	1st	Stolen property; initiates,
26			organizes, plans, etc., the theft
27			of property and traffics in
28			stolen property.
29	812.131(2)(a)	2nd	Robbery by sudden snatching.
30	812.133(2)(b)	1st	Carjacking; no firearm, deadly
31			weapon, or other weapon.

1	817.234(8)(a)	2nd	Solicitation of motor vehicle
2			accident victims with intent to
3			defraud.
4	817.234(9)	2nd	Organizing, planning, or
5			participating in an intentional
6			motor vehicle collision.
7	817.234(11)(c)	1st	Insurance fraud; property value
8			\$100,000 or more.
9	817.2341(2)(b)&		
10	(3)(b)	1st	Making false entries of material
11			fact or false statements
12			regarding property values
13			relating to the solvency of an
14			insuring entity which are a
15			significant cause of the
16			insolvency of that entity.
17	825.102(3)(b)	2nd	Neglecting an elderly person or
18			disabled adult causing great
19			bodily harm, disability, or
20			disfigurement.
21	825.103(2)(b)	2nd	Exploiting an elderly person or
22			disabled adult and property is
23			valued at \$20,000 or more, but
24			less than \$100,000.
25	827.03(3)(b)	2nd	Neglect of a child causing great
26			bodily harm, disability, or
27			disfigurement.
28	827.04(3)	3rd	Impregnation of a child under 16
29			years of age by person 21 years
30			of age or older.
31			

1	837.05(2)	3rd	Giving false information about
2			alleged capital felony to a law
3			enforcement officer.
4	838.015	2nd	Bribery.
5	838.016	2nd	Unlawful compensation or reward
6			for official behavior.
7	838.021(3)(a)	2nd	Unlawful harm to a public
8			servant.
9	838.22	2nd	Bid tampering.
10	<u>847.0135(3)</u>	<u>3rd</u>	<u>Solicitation of a child, via a</u>
11			<u>computer service, to commit an</u>
12			<u>unlawful sex act.</u>
13	872.06	2nd	Abuse of a dead human body.
14	893.13(1)(c)1.	1st	Sell, manufacture, or deliver
15			cocaine (or other drug prohibited
16			under s. 893.03(1)(a), (1)(b),
17			(1)(d), (2)(a), (2)(b), or
18			(2)(c)4.) within 1,000 feet of a
19			child care facility, school, or
20			state, county, or municipal park
21			or publicly owned recreational
22			facility or community center.
23	893.13(1)(e)1.	1st	Sell, manufacture, or deliver
24			cocaine or other drug prohibited
25			under s. 893.03(1)(a), (1)(b),
26			(1)(d), (2)(a), (2)(b), or
27			(2)(c)4., within 1,000 feet of
28			property used for religious
29			services or a specified business
30			site.
31			

1	893.13(4)(a)	1st	Deliver to minor cocaine (or
2			other s. 893.03(1)(a), (1)(b),
3			(1)(d), (2)(a), (2)(b), or
4			(2)(c)4. drugs).
5	893.135(1)(a)1.	1st	Trafficking in cannabis, more
6			than 25 lbs., less than 2,000
7			lbs.
8	893.135		
9	(1)(b)1.a.	1st	Trafficking in cocaine, more than
10			28 grams, less than 200 grams.
11	893.135		
12	(1)(c)1.a.	1st	Trafficking in illegal drugs,
13			more than 4 grams, less than 14
14			grams.
15	893.135		
16	(1)(d)1.	1st	Trafficking in phencyclidine,
17			more than 28 grams, less than 200
18			grams.
19	893.135(1)(e)1.	1st	Trafficking in methaqualone, more
20			than 200 grams, less than 5
21			kilograms.
22	893.135(1)(f)1.	1st	Trafficking in amphetamine, more
23			than 14 grams, less than 28
24			grams.
25	893.135		
26	(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4
27			grams or more, less than 14
28			grams.
29			
30			
31			

1 893.135  
2 (1)(h)1.a. 1st Trafficking in  
3 gamma-hydroxybutyric acid (GHB),  
4 1 kilogram or more, less than 5  
5 kilograms.  
6 893.135  
7 (1)(j)1.a. 1st Trafficking in 1,4-Butanediol, 1  
8 kilogram or more, less than 5  
9 kilograms.  
10 893.135  
11 (1)(k)2.a. 1st Trafficking in Phenethylamines,  
12 10 grams or more, less than 200  
13 grams.  
14 896.101(5)(a) 3rd Money laundering, financial  
15 transactions exceeding \$300 but  
16 less than \$20,000.  
17 896.104(4)(a)1. 3rd Structuring transactions to evade  
18 reporting or registration  
19 requirements, financial  
20 transactions exceeding \$300 but  
21 less than \$20,000.

22 Section 2. This act shall take effect July 1, 2005.

23  
24 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
25 COMMITTEE SUBSTITUTE FOR  
Senate Bill 316

26  
27 The Committee Substitute deletes revisions to s.847.0135, F.S.  
28 that would have added "Facilitates sexual conduct of or with a  
29 minor or the visual depiction of such conduct" as a 3rd degree  
30 felony.  
31