

26 Section 1. Section 817.5695, Florida Statutes, is created
 27 to read:

28 817.5695 Exploitation of a person 65 years of age or
 29 older.-

30 (1) As used in this section, the term:

31 (a) "Bribe" means any money or anything of value which is
 32 provided, directly or indirectly, to a person who has a legal or
 33 fiduciary relationship with a person 65 years of age or older,
 34 for the purpose of improperly obtaining or rewarding favorable
 35 treatment from the person who has the legal or fiduciary
 36 relationship in connection with his or her work for the person
 37 65 years of age or older.

38 (b) "Deception" means:

39 1. Misrepresenting or concealing a material fact relating
 40 to:

41 a. Services rendered, disposition of property, or use of
 42 property, when such services or property are intended to benefit
 43 a person 65 years of age or older;

44 b. Terms of a contract, agreement, trust, will, or
 45 testament entered into with a person 65 years of age or older;
 46 or

47 c. An existing or preexisting condition of any property
 48 involved in a contract, agreement, trust, will, or testament
 49 entered into with a person 65 years of age or older; or

50 2. Using any misrepresentation, false pretense, or false

51 promise in order to induce, encourage, or solicit a person 65
52 years of age or older to enter into a contract, agreement,
53 trust, will, or testament.

54 (c) "Endeavor" means to attempt or to try.

55 (d) "Fiduciary relationship" includes, but is not limited
56 to, a court-appointed or voluntary guardian, trustee, attorney,
57 or conservator.

58 (e) "Intimidation" means the communication by word or act
59 to a person 65 years of age or older that the person will be
60 deprived of food, nutrition, clothing, shelter, supervision,
61 medicine, medical services, money, or financial support or will
62 suffer physical violence.

63 (f) "Kickback" means money, credit, a fee, a commission, a
64 gift, a gratuity or other compensation, or anything of value
65 which is provided to a person in exchange for preferential
66 treatment for the receipt of goods or services.

67 (g) "Obtains or uses" means any manner of:

- 68 1. Taking or exercising control over property; or
69 2. Making any use, disposition, or transfer of property.

70 (h) "Property" means anything of value and includes, but
71 is not limited to:

72 1. Real property, including things growing on, affixed to,
73 or found in land.

74 2. Tangible or intangible personal property, including
75 intellectual property, rights, privileges, interests, and

76 claims.

77 3. Services.

78 (i) "Services" means anything of value resulting from a
 79 person's physical or mental labor or skill, or from the use,
 80 possession, or presence of property, and includes, but is not
 81 limited to:

82 1. Repairs or improvements to property;

83 2. Professional services;

84 3. Private, public, or governmental communication,
 85 transportation, power, water, or sanitation services;

86 4. Lodging accommodations; or

87 5. Admissions to places of exhibition or entertainment.

88 (j) "Value" means value determined according to any of the
 89 following:

90 1. The market value of the property at the time and place
 91 of the offense, or, if the market value cannot be satisfactorily
 92 ascertained, the value is the cost of replacing the property
 93 within a reasonable time after the commission of the offense;

94 2. In the case of a written instrument, such as a check,
 95 draft, or promissory note, which does not have a readily
 96 ascertainable market value, the value is the amount due or
 97 collectible. The value of any other instrument that creates,
 98 releases, discharges, or otherwise affects any valuable legal
 99 right, privilege, or obligation is the greatest amount of
 100 economic loss that the owner of the instrument might reasonably

101 suffer by the diminishment or loss of the instrument;

102 3. The value of a trade secret that does not have a
103 readily ascertainable market value is any reasonable value
104 representing the damage to the owner suffered by reason of
105 losing advantage over those who do not know of or use the trade
106 secret; or

107 4. If the value of the property cannot be ascertained, the
108 trier of fact may find the value to be not less than a certain
109 amount; if no such minimum value can be ascertained, the value
110 is an amount less than \$100.

111
112 Amounts of value of separate properties involved in exploitation
113 committed pursuant to one scheme or course of conduct, whether
114 the exploitation involves the same person or several persons,
115 may be aggregated in determining the degree of the offense.

116 (2) A person commits exploitation of a person 65 years of
117 age or older if he or she:

118 (a) Obtains or uses, endeavors to obtain or use, or
119 conspires with another to obtain or use, through deception or
120 intimidation, the property of a person 65 years of age or older,
121 with the intent to temporarily or permanently:

122 1. Deprive that person of the use, benefit, or possession
123 of the property; or

124 2. Benefit someone other than the property owner.

125 (b) Obtains or uses, endeavors to obtain or use, or

126 conspires with another to obtain or use, through deception or
127 intimidation, the property of a person 65 years of age or older
128 by violating his or her intent as expressed in a will, trust
129 instrument, or other testamentary devise and the individual has
130 a fiduciary duty to the person 65 years of age or older; or

131 (c) Deprives, endeavors to deprive, or conspires with
132 another to deprive, with the intent to defraud and by means of
133 bribery or kickbacks, a person 65 years of age or older of his
134 or her intangible right to honest services provided by an
135 individual who has a legal or fiduciary relationship with such
136 person.

137 (3) A person who violates this section commits:

138 (a) A felony of the first degree, punishable as provided
139 in s. 775.082, s. 775.083, or s. 775.084, if the funds, assets,
140 or property involved in the exploitation of a person 65 years of
141 age or older is valued at \$50,000 or more.

142 (b) A felony of the second degree, punishable as provided
143 in s. 775.082, s. 775.083, or s. 775.084, if the funds, assets,
144 or property involved in the exploitation of a person 65 years of
145 age or older is valued at \$10,000 or more, but less than
146 \$50,000.

147 (c) A felony of the third degree, punishable as provided
148 in s. 775.082, s. 775.083, or s. 775.084, if the funds, assets,
149 or property involved in the exploitation of a person 65 years of
150 age or older is valued at less than \$10,000.

HB 603

2023

151 (4) In a criminal action resulting from a violation of
152 this section, the state may move the court to advance the trial
153 on the docket. The presiding judge, after consideration of the
154 age and health of the victim, may advance the trial on the
155 docket. The motion may be filed and served with the information
156 or charges at any time thereafter.

157 (5) Notwithstanding s. 825.1035(2), a person 65 years of
158 age or older who is in imminent danger of being exploited may
159 petition for an injunction for protection as provided under s.
160 825.1035. A violation of such injunction shall be handled in the
161 same manner, and such violation shall have the same penalties,
162 as provided in s. 825.1036.

163 Section 2. Subsection (10) of section 775.15, Florida
164 Statutes, is amended to read:

165 775.15 Time limitations; general time limitations;
166 exceptions.—

167 (10) (a) A prosecution for a felony violation of s.
168 817.5695, s. 825.102, or s. 825.103 must be commenced within 5
169 years after it is committed.

170 (b) If the period prescribed in paragraph (a) has expired,
171 a prosecution may nevertheless be commenced for any offense, a
172 material element of which is either fraud or a breach of
173 fiduciary obligation, within 5 years after discovery of the
174 offense by an aggrieved party or by a person who has a legal
175 duty to represent an aggrieved party and who is not a party to

176 the offense.

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

179 921.0022 Criminal Punishment Code; offense severity
 180 ranking chart.—

181 (3) OFFENSE SEVERITY RANKING CHART

182 (c) LEVEL 3

183

Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
316.066 (3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.

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HB 603

2023

189	319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
190	319.33(1) (a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
191	319.33(1) (c)	3rd	Procure or pass title on stolen vehicle.
192	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
193	327.35(2) (b)	3rd	Felony BUI.
194	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit

HB 603

2023

or wrong ID number.

195

376.302 (5) 3rd Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.

196

379.2431 3rd Taking, disturbing, mutilating, (1) (e) 5. destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.

197

379.2431 3rd Possessing any marine turtle (1) (e) 6. species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.

198

379.2431 3rd Soliciting to commit or (1) (e) 7. conspiring to commit a

			violation of the Marine Turtle Protection Act.
199	400.9935(4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
200	400.9935(4) (e)	3rd	Filing a false license application or other required information or failing to report information.
201	440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
202	501.001(2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
203	624.401(4) (a)	3rd	Transacting insurance without a certificate of authority.
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HB 603

2023

205	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
206	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
207	697.08	3rd	Equity skimming.
208	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
209	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
210	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
	810.09 (2) (c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous

HB 603

2023

weapon.

211	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
212	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
213	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
214	812.081 (2)	3rd	Theft of a trade secret.
215	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
216	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
217	817.233	3rd	Burning to defraud insurer.
218	817.234	3rd	Unlawful solicitation of

HB 603

2023

	(8) (b) & (c)		persons involved in motor vehicle accidents.
219	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
220	817.236	3rd	Filing a false motor vehicle insurance application.
221	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
222	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
223	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
224	<u>817.5695 (3) (c)</u>	<u>3rd</u>	<u>Exploiting a person 65 years of age or older and funds, assets,</u>

HB 603

2023

or property is valued at less than \$10,000.

225

831.28(2) (a) 3rd Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.

226

831.29 2nd Possession of instruments for counterfeiting driver licenses or identification cards.

227

836.13(2) 3rd Person who promotes an altered sexual depiction of an identifiable person without consent.

228

838.021(3) (b) 3rd Threatens unlawful harm to public servant.

229

843.19 2nd Injure, disable, or kill police, fire, or SAR canine or police horse.

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HB 603

2023

231	860.15(3)	3rd	Overcharging for repairs and parts.
232	870.01(2)	3rd	Riot.
233	870.01(4)	3rd	Inciting a riot.
234	893.13(1)(a)2.	3rd	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).
235	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver 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 university.
	893.13(1)(f)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6.,

HB 603

2023

(2)(c)7., (2)(c)8., (2)(c)9.,
 (2)(c)10., (3), or (4) drugs
 within 1,000 feet of public
 housing facility.

236

893.13(4)(c) 3rd Use or hire of minor; deliver
 to minor other controlled
 substances.

237

893.13(6)(a) 3rd Possession of any controlled
 substance other than felony
 possession of cannabis.

238

893.13(7)(a)8. 3rd Withhold information from
 practitioner regarding previous
 receipt of or prescription for
 a controlled substance.

239

893.13(7)(a)9. 3rd Obtain or attempt to obtain
 controlled substance by fraud,
 forgery, misrepresentation,
 etc.

240

893.13(7)(a)10. 3rd Affix false or forged label to
 package of controlled

substance.

241

893.13(7)(a)11. 3rd Furnish false or fraudulent material information on any document or record required by chapter 893.

242

893.13(8)(a)1. 3rd Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.

243

893.13(8)(a)2. 3rd Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.

244

893.13(8)(a)3. 3rd Knowingly write a prescription for a controlled substance for

a fictitious person.

245

893.13(8) (a) 4. 3rd Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.

246

918.13(1) 3rd Tampering with or fabricating physical evidence.

247

944.47 3rd Introduce contraband to (1) (a) 1. & 2. correctional facility.

248

944.47(1) (c) 2nd Possess contraband while upon the grounds of a correctional institution.

249

985.721 3rd Escapes from a juvenile facility (secure detention or residential commitment facility).

250

HB 603

2023

251 (e) LEVEL 5

252

Florida Felony

Statute Degree Description

253

316.027 (2) (a) 3rd Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.

254

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

255

316.80 (2) 2nd Unlawful conveyance of fuel; obtaining fuel fraudulently.

256

322.34 (6) 3rd Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.

257

327.30 (5) 3rd Vessel accidents involving personal injury; leaving scene.

258

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.

- 259
379.367 (4)
3rd
Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
- 260
379.407 (5) (b) 3.
3rd
Possession of 100 or more undersized spiny lobsters.
- 261
381.0041 (11) (b)
3rd
Donate blood, plasma, or organs

HB 603

2023

262			knowing HIV positive.
	440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage.
263			
	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
264			
	440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
265			
	624.401(4)(b)2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
266			
	626.902(1)(c)	2nd	Representing an unauthorized insurer; repeat offender.
267			
	790.01(2)	3rd	Carrying a concealed firearm.
268			

HB 603

2023

269	790.162	2nd	Threat to throw or discharge destructive device.
270	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
271	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
272	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
273	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
274	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.

HB 603

2023

275	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
276	812.0145(2) (b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
277	812.015 (8) (a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
278	812.015 (8) (f)	3rd	Retail theft; multiple thefts within specified period.
279	812.019 (1)	2nd	Stolen property; dealing in or trafficking in.
280	812.081 (3)	2nd	Trafficking in trade secrets.
281	812.131 (2) (b)	3rd	Robbery by sudden snatching.
282	812.16 (2)	3rd	Owning, operating, or

HB 603

2023

287	<u>817.5695(3)(b)</u>	<u>2nd</u>	<u>Exploiting a person 65 years of age or older and funds, assets, or property is valued at \$10,000 or more, but less than \$50,000.</u>
288	817.611(2)(a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.
289	817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.
290	825.1025(4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
291	827.071(4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
292	827.071(5)	3rd	Possess, control, or

HB 603

2023

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

293

828.12(2) 3rd Tortures any animal with intent
 to inflict intense pain,
 serious physical injury, or
 death.

294

836.14(4) 2nd Person who willfully promotes
 for financial gain a sexually
 explicit image of an
 identifiable person without
 consent.

295

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.

296

843.01 3rd Resist officer with violence to
 person; resist arrest with
 violence.

HB 603

2023

297	847.0135(5) (b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
298	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
299	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
300	874.05(1) (b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
301	874.05(2) (a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
302	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).

303

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.

304

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.

305

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.

306

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.

307

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

308

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

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310

(g) LEVEL 7

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HB 603

2023

	Florida Statute	Felony Degree	Description
312	316.027 (2) (c)	1st	Accident involving death, failure to stop; leaving scene.
313	316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
314	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.
315	327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.
316	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration,

HB 603

2023

permanent disability, or death.

317

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

318

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

319

456.065 (2) 3rd Practicing a health care
profession without a license.

320

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

321

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

322

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

323

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

HB 603

2023

324	461.012 (1)	3rd	Practicing podiatric medicine without a license.
325	462.17	3rd	Practicing naturopathy without a license.
326	463.015 (1)	3rd	Practicing optometry without a license.
327	464.016 (1)	3rd	Practicing nursing without a license.
328	465.015 (2)	3rd	Practicing pharmacy without a license.
329	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
330	467.201	3rd	Practicing midwifery without a license.
331	468.366	3rd	Delivering respiratory care services without a license.
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HB 603

2023

333	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
334	483.901 (7)	3rd	Practicing medical physics without a license.
335	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
336	484.053	3rd	Dispensing hearing aids without a license.
337	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.
338	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.

HB 603

2023

339	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
340	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
341	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
342	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
343	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.

HB 603

2023

344	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
345	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
346	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
347	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.

HB 603

2023

348	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
349	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
350	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
351	784.048 (7)	3rd	Aggravated stalking; violation of court order.
352	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
353	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
354	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
355	784.081 (1)	1st	Aggravated battery on specified official or employee.

HB 603

2023

356	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
357	784.083(1)	1st	Aggravated battery on code inspector.
358	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
359	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.
360	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
361	790.16(1)	1st	Discharge of a machine gun under specified circumstances.

HB 603

2023

362	790.165 (2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
363	790.165 (3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
364	790.166 (3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.
365	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
366	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
367	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.

368

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

369

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

370

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

371

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.

372

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.

373 806.01(2) 2nd Maliciously damage structure by
 fire or explosive.

374 810.02(3)(a) 2nd Burglary of occupied dwelling;
 unarmed; no assault or battery.

375 810.02(3)(b) 2nd Burglary of unoccupied
 dwelling; unarmed; no assault
 or battery.

376 810.02(3)(d) 2nd Burglary of occupied
 conveyance; unarmed; no assault
 or battery.

377 810.02(3)(e) 2nd Burglary of authorized
 emergency vehicle.

378 812.014(2)(a)1. 1st Property stolen, valued at
 \$100,000 or more or a
 semitrailer deployed by a law

HB 603

2023

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

379

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

380

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

381

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

382

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

383

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

384

HB 603

2023

385	812.131 (2) (a)	2nd	Robbery by sudden snatching.
386	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
387	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.
388	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
389	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
390	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
	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

HB 603

2023

insolvency of that entity.

391

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

392

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

393

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

394

817.5695 (3) (a) 1st Exploiting a person 65 years of
age or older and funds, assets,
or property is valued at
\$50,000 or more.

395

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

396

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

HB 603

2023

disfigurement.

397 825.103 (3) (b) 2nd Exploiting an elderly person or
disabled adult and property is
valued at \$10,000 or more, but
less than \$50,000.

398 827.03 (2) (b) 2nd Neglect of a child causing
great bodily harm, disability,
or disfigurement.

399 827.04 (3) 3rd Impregnation of a child under
16 years of age by person 21
years of age or older.

400 837.05 (2) 3rd Giving false information about
alleged capital felony to a law
enforcement officer.

401 838.015 2nd Bribery.

402 838.016 2nd Unlawful compensation or reward
for official behavior.

403 838.021 (3) (a) 2nd Unlawful harm to a public

HB 603

2023

servant.

404

838.22 2nd Bid tampering.

405

843.0855(2) 3rd Impersonation of a public officer or employee.

406

843.0855(3) 3rd Unlawful simulation of legal process.

407

843.0855(4) 3rd Intimidation of a public officer or employee.

408

847.0135(3) 3rd Solicitation of a child, via a computer service, to commit an unlawful sex act.

409

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

410

872.06 2nd Abuse of a dead human body.

411

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

subsequent offense.

412

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

413

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.

414

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.

415

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

416

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

417

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

418

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

419

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

420

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

HB 603

2023

grams.

421

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

422

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

423

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

424

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

425

893.135 (1) (e) 1. 1st Trafficking in methaqualone,
 200 grams or more, less than 5
 kilograms.

426

893.135 (1) (f) 1. 1st Trafficking in amphetamine, 14
 grams or more, less than 28
 grams.

HB 603

2023

427	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
428	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
429	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
430	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
431	893.135 (1) (m) 2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
432	893.135 (1) (m) 2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.

HB 603

2023

433	893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
434	893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
435	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
436	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
437	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
438	943.0435(8)	2nd	Sexual offender; remains in

HB 603

2023

state after indicating intent
to leave; failure to comply
with reporting requirements.

439

943.0435(9) (a) 3rd Sexual offender; failure to
comply with reporting
requirements.

440

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

441

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

442

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

443

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

HB 603

2023

digitized photograph.

444

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

445

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

446

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

447

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

448

985.4815(13) 3rd Sexual offender; failure to report and reregister; failure to respond to address

HB 603

2023

verification; providing false
registration information.

449

450

Section 4. This act shall take effect October 1, 2023.