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CS/HB 1047

2023 Legislature

1  
 2 An act relating to offenses against certain animals;  
 3 amending s. 843.01, F.S.; prohibiting the offering or  
 4 doing violence to a police horse or police canine in  
 5 certain circumstances; providing criminal penalties;  
 6 amending s. 843.19, F.S.; increasing the  
 7 classification of specified criminal offenses  
 8 committed against police canines, fire canines, SAR  
 9 canines, or police horses; amending s. 921.0022, F.S.;  
 10 ranking offenses on the offense severity ranking chart  
 11 of the Criminal Punishment Code; conforming provisions  
 12 to changes made by the act; providing an effective  
 13 date.

14  
 15 Be It Enacted by the Legislature of the State of Florida:

16  
 17 Section 1. Section 843.01, Florida Statutes, is amended to  
 18 read:

19 843.01 Resisting officer with violence to his or her  
 20 person.—

21 (1) Whoever knowingly and willfully resists, obstructs, or  
 22 opposes any officer as defined in s. 943.10(1), (2), (3), (6),  
 23 (7), (8), or (9); member of the Florida Commission on Offender  
 24 Review or any administrative aide or supervisor employed by the  
 25 commission; parole and probation supervisor; county probation

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26 officer; personnel or representative of the Department of Law  
 27 Enforcement; or other person legally authorized to execute  
 28 process in the execution of legal process or in the lawful  
 29 execution of any legal duty, by offering or doing violence to  
 30 the person of such officer or legally authorized person, commits  
 31 ~~is guilty of~~ a felony of the third degree, punishable as  
 32 provided in s. 775.082, s. 775.083, or s. 775.084.

33 (2) Whoever knowingly and willfully resists, obstructs, or  
 34 opposes a police canine or police horse as defined in s.  
 35 843.19(1)(a), working at the direction of or in tandem with any  
 36 officer or legally authorized person listed in subsection (1),  
 37 by offering or doing violence to the police canine or police  
 38 horse, commits a felony of the third degree, punishable as  
 39 provided in s. 775.082, s. 775.083, or s. 775.084.

40 Section 2. Subsections (3) and (4) of section 843.19,  
 41 Florida Statutes, are amended to read:

42 843.19 Offenses against police canines, fire canines, SAR  
 43 canines, or police horses.—

44 (3) Any person who actually and intentionally maliciously  
 45 touches, strikes, or causes bodily harm to a police canine, fire  
 46 canine, SAR canine, or police horse commits a felony ~~misdemeanor~~  
 47 of the third ~~first~~ degree, punishable as provided in s. 775.082,  
 48 ~~or~~ s. 775.083, or s. 775.084.

49 (4) Any person who intentionally or knowingly maliciously  
 50 harasses, teases, interferes with, or attempts to interfere with

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51 a police canine, fire canine, SAR canine, or police horse while  
 52 the animal is in the performance of its duties commits a  
 53 misdemeanor of the first ~~second~~ degree, punishable as provided  
 54 in s. 775.082 or s. 775.083.

55 Section 3. Paragraphs (b) through (e) of subsection (3) of  
 56 section 921.0022, Florida Statutes, are amended to read:

57 921.0022 Criminal Punishment Code; offense severity  
 58 ranking chart.—

59 (3) OFFENSE SEVERITY RANKING CHART

60 (b) LEVEL 2

61 Florida Statute	Felony Degree	Description
62 379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
63 379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
64 403.413 (6) (c)	3rd	Dumps waste litter exceeding

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			500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
65	517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.
66	590.28(1)	3rd	Intentional burning of lands.
67	784.03(3)	3rd	Battery during a riot or an aggravated riot.
68	784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
69	787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
70	806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other

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71			public service.
	806.13(3)	3rd	Criminal mischief; damage of \$200 or more to a memorial or historic property.
72			
	810.061(2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.
73			
	810.09(2)(e)	3rd	Trespassing on posted commercial horticulture property.
74			
	812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$750 or more but less than \$5,000.
75			
	812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or more but less than \$750, taken from unenclosed curtilage of dwelling.
76			
	812.015(7)	3rd	Possession, use, or attempted use of an antishoplifting or

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			inventory control device countermeasure.
77	817.234 (1) (a) 2.	3rd	False statement in support of insurance claim.
78	817.481 (3) (a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
79	817.52 (3)	3rd	Failure to redeliver hired vehicle.
80	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
81	817.60 (5)	3rd	Dealing in credit cards of another.
82	817.60 (6) (a)	3rd	Forgery; purchase goods, services with false card.
83	817.61	3rd	Fraudulent use of credit cards

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			over \$100 or more within 6 months.
84	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
85	831.01	3rd	Forgery.
86	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
87	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
88	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
89	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
90	831.11	3rd	Bringing into the state forged

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			bank bills, checks, drafts, or notes.
91	832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.
92	<u>843.01(2)</u>	<u>3rd</u>	<u>Resist police canine or police horse with violence; under certain circumstances.</u>
93	<u>843.19(3)</u>	<u>3rd</u>	<u>Touch or strike police, fire, SAR canine or police horse.</u>
94	843.08	3rd	False personation.
95	893.13(2)(a)2.	3rd	Purchase of any 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 other than cannabis.
96	893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.



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97			
98	(c)	LEVEL 3	
99			
	Florida	Felony	Description
	Statute	Degree	
100	119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
101	316.066	3rd	Unlawfully obtaining or using confidential crash reports.
	(3)(b)-(d)		
102	316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
103	316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
104	319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
105	319.33(1)(a)	3rd	Alter or forge any certificate

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of title to a motor vehicle or  
mobile home.

106

319.33(1)(c) 3rd Procure or pass title on stolen  
vehicle.

107

319.33(4) 3rd With intent to defraud,  
possess, sell, etc., a blank,  
forged, or unlawfully obtained  
title or registration.

108

327.35(2)(b) 3rd Felony BUI.

109

328.05(2) 3rd Possess, sell, or counterfeit  
fictitious, stolen, or  
fraudulent titles or bills of  
sale of vessels.

110

328.07(4) 3rd Manufacture, exchange, or  
possess vessel with counterfeit  
or wrong ID number.

111

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

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112	379.2431 (1) (e) 5.	3rd	Taking, disturbing, mutilating, 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.
113	379.2431 (1) (e) 6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.
114	379.2431 (1) (e) 7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
115	400.9935(4) (a) or (b)	3rd	Operating a clinic, or offering services requiring licensure,

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without a license.

116

400.9935(4)(e) 3rd Filing a false license application or other required information or failing to report information.

117

440.1051(3) 3rd False report of workers' compensation fraud or retaliation for making such a report.

118

501.001(2)(b) 2nd Tampers with a consumer product or the container using materially false/misleading information.

119

624.401(4)(a) 3rd Transacting insurance without a certificate of authority.

120

624.401(4)(b)1. 3rd Transacting insurance without a certificate of authority; premium collected less than \$20,000.

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122	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
123	697.08	3rd	Equity skimming.
124	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
125	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
126	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
127	810.09 (2) (c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
128	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.

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129	812.0145(2)(c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
130	812.015(8)(b)	3rd	Retail theft with intent to sell; conspires with others.
131	812.081(2)	3rd	Theft of a trade secret.
132	815.04(4)(b)	2nd	Computer offense devised to defraud or obtain property.
133	817.034(4)(a)3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
134	817.233	3rd	Burning to defraud insurer.
135	817.234 (8)(b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
	817.234(11)(a)	3rd	Insurance fraud; property value less than \$20,000.

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136	817.236	3rd	Filing a false motor vehicle insurance application.
137	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
138	817.413(2)	3rd	Sale of used goods of \$1,000 or more as new.
139	817.49(2)(b)1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
140	831.28(2)(a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
141	831.29	2nd	Possession of instruments for

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counterfeiting driver licenses  
or identification cards.

142

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

143

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

144

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

145

860.15(3) 3rd Overcharging for repairs and  
parts.

146

870.01(2) 3rd Riot.

147

870.01(4) 3rd Inciting a riot.

148

893.13(1)(a)2. 3rd Sell, manufacture, or deliver  
cannabis (or other s.  
893.03(1)(c), (2)(c)1.,



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(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).

149

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.

150

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

151

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

152

893.13(6) (a)                3rd    Possession of any controlled

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153			substance other than felony possession of cannabis.
	893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
154			
	893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.
155			
	893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.
156			
	893.13(7)(a)11.	3rd	Furnish false or fraudulent material information on any document or record required by chapter 893.
157			
	893.13(8)(a)1.	3rd	Knowingly assist a patient, other person, or owner of an animal in obtaining a

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controlled substance through  
deceptive, untrue, or  
fraudulent representations in  
or related to the  
practitioner's practice.

158

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.

159

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

160

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.

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162	918.13(1)	3rd	Tampering with or fabricating physical evidence.
163	944.47 (1) (a) 1. & 2.	3rd	Introduce contraband to correctional facility.
164	944.47(1) (c)	2nd	Possess contraband while upon the grounds of a correctional institution.
165	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
166	(d) LEVEL 4		
167	Florida Statute	Felony Degree	Description
168	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

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siren and lights activated.

169

499.0051(1) 3rd Failure to maintain or deliver transaction history, transaction information, or transaction statements.

170

499.0051(5) 2nd Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.

171

517.07(1) 3rd Failure to register securities.

172

517.12(1) 3rd Failure of dealer, associated person, or issuer of securities to register.

173

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

174

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

175

784.075 3rd Battery on detention or commitment facility staff.

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176	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
177	784.08(2)(c)	3rd	Battery on a person 65 years of age or older.
178	784.081(3)	3rd	Battery on specified official or employee.
179	784.082(3)	3rd	Battery by detained person on visitor or other detainee.
180	784.083(3)	3rd	Battery on code inspector.
181	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.
182	787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
183			

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184	787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
185	787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
186	787.07	3rd	Human smuggling.
187	790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
188	790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.
189	790.115(2)(c)	3rd	Possessing firearm on school property.
	794.051(1)	3rd	Indecent, lewd, or lascivious

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touching of certain minors.

190

800.04(7)(c) 3rd Lewd or lascivious exhibition;  
offender less than 18 years.

191

806.135 2nd Destroying or demolishing a  
memorial or historic property.

192

810.02(4)(a) 3rd Burglary, or attempted  
burglary, of an unoccupied  
structure; unarmed; no assault  
or battery.

193

810.02(4)(b) 3rd Burglary, or attempted  
burglary, of an unoccupied  
conveyance; unarmed; no assault  
or battery.

194

810.06 3rd Burglary; possession of tools.

195

810.08(2)(c) 3rd Trespass on property, armed  
with firearm or dangerous  
weapon.

196

812.014(2)(c)3. 3rd Grand theft, 3rd degree \$10,000



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or more but less than \$20,000.

197

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

198

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

199

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

200

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

201

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

202

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

203

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

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204	828.125 (1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
205	836.14 (2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
206	836.14 (3)	3rd	Person who willfully possesses a sexually explicit image with certain knowledge, intent, and purpose.
207	837.02 (1)	3rd	Perjury in official proceedings.
208	837.021 (1)	3rd	Make contradictory statements in official proceedings.
209	838.022	3rd	Official misconduct.
210	839.13 (2) (a)	3rd	Falsifying records of an individual in the care and

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211			custody of a state agency.
212	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.
213	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
214	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
215	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
216	<u>843.19(2)</u>	<u>2nd</u>	<u>Injure, disable, or kill police, fire, or SAR canine or police horse.</u>
	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less

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than 18 years.

217

870.01(3) 2nd Aggravated rioting.

218

870.01(5) 2nd Aggravated inciting a riot.

219

874.05(1)(a) 3rd Encouraging or recruiting  
another to join a criminal  
gang.

220

893.13(2)(a)1. 2nd Purchase of cocaine (or other  
s. 893.03(1)(a), (b), or (d),  
(2)(a), (2)(b), or (2)(c)5.  
drugs).

221

914.14(2) 3rd Witnesses accepting bribes.

222

914.22(1) 3rd Force, threaten, etc., witness,  
victim, or informant.

223

914.23(2) 3rd Retaliation against a witness,  
victim, or informant, no bodily  
injury.

224

916.1085 3rd Introduction of specified

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225	(2) (c) 1.		contraband into certain DCF facilities.
226	918.12	3rd	Tampering with jurors.
227	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.
228	944.47(1) (a) 6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.
229	951.22(1) (h), (j) & (k)	3rd	Intoxicating drug, instrumentality or other device to aid escape, or cellular telephone or other portable communication device introduced into county detention facility.
230	(e) LEVEL 5		
231			

Florida	Felony	Description
Statute	Degree	

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232	316.027 (2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
233	316.1935 (4) (a)	2nd	Aggravated fleeing or eluding.
234	316.80 (2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
235	322.34 (6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
236	327.30 (5)	3rd	Vessel accidents involving personal injury; leaving scene.
237	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

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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.

238	379.367 (4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
239	379.407 (5) (b) 3.	3rd	Possession of 100 or more undersized spiny lobsters.
240	381.0041 (11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
241	440.10 (1) (g)	2nd	Failure to obtain workers' compensation coverage.

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242	440.105 (5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
243	440.381 (2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
244	624.401 (4) (b) 2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
245	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
246	790.01 (2)	3rd	Carrying a concealed firearm.
247	790.162	2nd	Threat to throw or discharge destructive device.
248	790.163 (1)	2nd	False report of bomb,



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			explosive, weapon of mass destruction, or use of firearms in violent manner.
249	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
250	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
251	796.05 (1)	2nd	Live on earnings of a prostitute; 1st offense.
252	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
253	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
254	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or

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property.

255

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

256

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

257

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

258

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

259

812.081(3) 2nd Trafficking in trade secrets.

260

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

261

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

262

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

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263	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
264	817.2341 (1), (2) (a) & (3) (a)	3rd	Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
265	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.
266	817.611 (2) (a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.

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267	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.
268	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
269	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
270	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.
271	828.12 (2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
272			

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273	836.14(4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.
274	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.
275	<u>843.01(1)</u> <del>843.01</del>	3rd	Resist officer with violence to person; resist arrest with violence.
276	847.0135(5)(b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
277	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by

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electronic device or equipment.

278

874.05(1)(b) 2nd Encouraging or recruiting another to join a criminal gang; second or subsequent offense.

279

874.05(2)(a) 2nd Encouraging or recruiting person under 13 years of age to join a criminal gang.

280

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).

281

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

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state, county, or municipal park or publicly owned recreational facility or community center.

282

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.

283

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.

284

893.13(1)(f)1. 1st Sell, manufacture, or deliver cocaine (or other s.

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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.

285

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

286

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

287

288

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