

1 A bill to be entitled
 2 An act relating to theft; amending s. 812.014, F.S.;
 3 reducing the minimum threshold amount for an offense
 4 of grand theft of the third degree; creating an
 5 offense of grand theft of the third degree; providing
 6 criminal penalties; creating an offense of grand theft
 7 of the second degree; providing criminal penalties;
 8 creating an offense of petit theft of the first
 9 degree; providing criminal penalties; providing
 10 enhanced criminal penalties for committing petit theft
 11 of the first degree and having certain previous
 12 convictions; amending s. 812.015, F.S.; defining the
 13 term "social media platform"; revising the number of
 14 thefts required within a specified aggregation period
 15 required to commit a specified violation for retail
 16 theft; revising specified timeframes, from 30-day
 17 periods to 365-day periods, in which individual acts
 18 of retail theft may be aggregated to establish
 19 specified thresholds; prohibiting a person from
 20 committing retail theft with a specified number of
 21 other persons for a specified purpose; providing a
 22 criminal penalty; revising the number of thefts
 23 required within a specified aggregation period
 24 required to commit a specified violation for retail
 25 theft; prohibiting a person from committing retail

26 theft with a specific number of other persons for a
 27 specified purpose when such person uses a social media
 28 platform to solicit the participation of other
 29 persons; providing a criminal penalty; providing
 30 criminal penalties for persons who commit retail theft
 31 and have certain prior retail theft convictions;
 32 providing criminal penalties for persons who commit
 33 retail theft who possess a firearm during the
 34 commission of the offense; requiring a court to order
 35 a person convicted of retail theft to pay specified
 36 restitution; amending s. 784.07, F.S.; correcting a
 37 cross-reference; amending s. 921.0022, F.S.; ranking
 38 offenses on the offense severity ranking chart of the
 39 Criminal Punishment Code; providing an effective date.

40

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

42 Section 1. Present paragraphs (e) and (f) of subsection
 43 (2) of section 812.014, Florida Statutes, are redesignated as
 44 paragraphs (f) and (g), respectively, a new paragraph (e) is
 45 added to that subsection, and paragraphs (c) and (d) of that
 46 subsection are amended, to read:

47 812.014 Theft.—

48 (2)

49 (c) It is grand theft of the third degree and a felony of
 50 the third degree, punishable as provided in s. 775.082, s.

- 51 775.083, or s. 775.084, if the property stolen is:
- 52 1. Valued at \$750 or more, but less than \$5,000.
- 53 2. Valued at \$5,000 or more, but less than \$10,000.
- 54 3. Valued at \$10,000 or more, but less than \$20,000.
- 55 4. A will, codicil, or other testamentary instrument.
- 56 5. A firearm, except as provided in paragraph (g)
- 57 ~~paragraph (f)~~.
- 58 6. A motor vehicle, except as provided in paragraph (a).
- 59 7. Any commercially farmed animal, including any animal of
- 60 the equine, avian, bovine, or swine class or other grazing
- 61 animal; a bee colony of a registered beekeeper; and aquaculture
- 62 species raised at a certified aquaculture facility. If the
- 63 property stolen is a commercially farmed animal, including an
- 64 animal of the equine, avian, bovine, or swine class or other
- 65 grazing animal; a bee colony of a registered beekeeper; or an
- 66 aquaculture species raised at a certified aquaculture facility,
- 67 a \$10,000 fine shall be imposed.
- 68 8. Any fire extinguisher that, at the time of the taking,
- 69 was installed in any building for the purpose of fire prevention
- 70 and control. This subparagraph does not apply to a fire
- 71 extinguisher taken from the inventory at a point-of-sale
- 72 business.
- 73 9. Any amount of citrus fruit consisting of 2,000 or more
- 74 individual pieces of fruit.
- 75 10. Taken from a designated construction site identified

76 | by the posting of a sign as provided for in s. 810.09(2)(d).
 77 | 11. Any stop sign.
 78 | 12. Anhydrous ammonia.
 79 | 13. Any amount of a controlled substance as defined in s.
 80 | 893.02. Notwithstanding any other law, separate judgments and
 81 | sentences for theft of a controlled substance under this
 82 | subparagraph and for any applicable possession of controlled
 83 | substance offense under s. 893.13 or trafficking in controlled
 84 | substance offense under s. 893.135 may be imposed when all such
 85 | offenses involve the same amount or amounts of a controlled
 86 | substance.
 87 |
 88 | However, if the property is stolen during a riot or an
 89 | aggravated riot prohibited under s. 870.01 and the perpetration
 90 | of the theft is facilitated by conditions arising from the riot;
 91 | or within a county that is subject to a state of emergency
 92 | declared by the Governor under chapter 252, the property is
 93 | stolen after the declaration of emergency is made, and the
 94 | perpetration of the theft is facilitated by conditions arising
 95 | from the emergency, the offender commits a felony of the second
 96 | degree, punishable as provided in s. 775.082, s. 775.083, or s.
 97 | 775.084, if the property is valued at \$5,000 or more, but less
 98 | than \$10,000, as provided under subparagraph 2., or if the
 99 | property is valued at \$10,000 or more, but less than \$20,000, as
 100 | provided under subparagraph 3. As used in this paragraph, the

101 terms "conditions arising from a riot" and "conditions arising
 102 from the emergency" have the same meanings as provided in
 103 paragraph (b). A person arrested for committing a theft during a
 104 riot or an aggravated riot or within a county that is subject to
 105 a state of emergency may not be released until the person
 106 appears before a committing magistrate at a first appearance
 107 hearing. For purposes of sentencing under chapter 921, a felony
 108 offense that is reclassified under this paragraph is ranked one
 109 level above the ranking under s. 921.0022 or s. 921.0023 of the
 110 offense committed.

111 (d)1. It is grand theft of the third degree and a felony
 112 of the third degree, punishable as provided in s. 775.082, s.
 113 775.083, or s. 775.084, if the property stolen is valued at \$40
 114 ~~\$100~~ or more, but less than \$750, and is taken from a dwelling
 115 as defined in s. 810.011(2) or from the unenclosed curtilage of
 116 a dwelling pursuant to s. 810.09(1).

117 2. It is grand theft of the third degree and a felony of
 118 the third degree, punishable as provided in s. 775.082, s.
 119 775.083, or s. 775.084, if the property stolen is valued at \$750
 120 or more, and is taken from a dwelling as defined in s.
 121 810.011(2) or from the unenclosed curtilage of a dwelling
 122 pursuant to s. 810.09(1).

123 3. It is grand theft of the second degree and a felony of
 124 the second degree, punishable as provided in s. 775.082, s.
 125 775.083, or s. 775.084, if the property stolen is taken from

126 more than 20 dwellings as defined in s. 810.011(2) or from the
127 unenclosed curtilage of more than 20 dwellings pursuant to s.
128 810.09(1), or any combination thereof.

129 (e)1. It is petit theft of the first degree and a
130 misdemeanor of the first degree, punishable as provided in s.
131 775.082 or s. 775.083, if the property stolen is valued at less
132 than \$40 and is taken from a dwelling as defined in s.
133 810.011(2) or from the unenclosed curtilage of a dwelling
134 pursuant to s. 810.09(1).

135 2. A person who commits a violation of subparagraph 1. and
136 who has previously been convicted of any theft commits a felony
137 of the third degree, punishable as provided in s. 775.082 or s.
138 775.083.

139 3. A person who commits a violation of subparagraph 1. and
140 who has previously been convicted two or more times of any theft
141 commits a felony of the third degree, punishable as provided in
142 s. 775.082 or s. 775.083.

143 Section 2. Subsection (11) of section 812.015, Florida
144 Statutes, is renumbered as subsection (13), subsections (1),
145 (8), and (9) are amended, and new subsections (11) and (12) are
146 added to that section, to read:

147 812.015 Retail and farm theft; transit fare evasion;
148 mandatory fine; alternative punishment; detention and arrest;
149 exemption from liability for false arrest; resisting arrest;
150 penalties.—

151 (1) As used in this section:

152 (a)~~(h)~~ "Antishoplifting or inventory control device" means
 153 a mechanism or other device designed and operated for the
 154 purpose of detecting the removal from a mercantile establishment
 155 or similar enclosure, or from a protected area within such an
 156 enclosure, of specially marked or tagged merchandise. The term
 157 includes any electronic or digital imaging or any video
 158 recording or other film used for security purposes and the cash
 159 register tape or other record made of the register receipt.

160 (b)~~(i)~~ "Antishoplifting or inventory control device
 161 countermeasure" means any item or device which is designed,
 162 manufactured, modified, or altered to defeat any antishoplifting
 163 or inventory control device.

164 (c)~~(e)~~ "Farm produce" means livestock or any item grown,
 165 produced, or manufactured by a person owning, renting, or
 166 leasing land for the purpose of growing, producing, or
 167 manufacturing items for sale or personal use, either part time
 168 or full time.

169 (d)~~(g)~~ "Farm theft" means the unlawful taking possession
 170 of any items that are grown or produced on land owned, rented,
 171 or leased by another person. The term includes the unlawful
 172 taking possession of equipment and associated materials used to
 173 grow or produce farm products as defined in s. 823.14(3)(e).

174 (e)~~(f)~~ "Farmer" means a person who is engaging in the
 175 growing or producing of farm produce, milk products, honey,

176 eggs, or meat, either part time or full time, for personal
 177 consumption or for sale and who is the owner or lessee of the
 178 land or a person designated in writing by the owner or lessee to
 179 act as her or his agent. No person defined as a farm labor
 180 contractor pursuant to s. 450.28 shall be designated to act as
 181 an agent for purposes of this section.

182 (f)~~(k)~~ "Mass transit vehicle" means buses, rail cars, or
 183 fixed-guideway mover systems operated by, or under contract to,
 184 state agencies, political subdivisions of the state, or
 185 municipalities for the transportation of fare-paying passengers.

186 (g)~~(a)~~ "Merchandise" means any personal property, capable
 187 of manual delivery, displayed, held, or offered for retail sale
 188 by a merchant.

189 (h)~~(b)~~ "Merchant" means an owner or operator, or the
 190 agent, consignee, employee, lessee, or officer of an owner or
 191 operator, of any premises or apparatus used for retail purchase
 192 or sale of any merchandise.

193 (i)~~(d)~~ "Retail theft" means the taking possession of or
 194 carrying away of merchandise, property, money, or negotiable
 195 documents; altering or removing a label, universal product code,
 196 or price tag; transferring merchandise from one container to
 197 another; or removing a shopping cart, with intent to deprive the
 198 merchant of possession, use, benefit, or full retail value.

199 (j) "Social media platform" has the same meaning as
 200 provided in s. 501.2041(1).

201 (k)~~(l)~~ "Transit agency" means any state agency, political
 202 subdivision of the state, or municipality which operates mass
 203 transit vehicles.

204 (l)~~(j)~~ "Transit fare evasion" means the unlawful refusal
 205 to pay the appropriate fare for transportation upon a mass
 206 transit vehicle, or to evade the payment of such fare, or to
 207 enter any mass transit vehicle or facility by any door,
 208 passageway, or gate, except as provided for the entry of fare-
 209 paying passengers, and shall constitute petit theft as
 210 proscribed by this chapter.

211 (m) "Trespass" means the violation as described in s.
 212 810.08.

213 (n)~~(e)~~ "Value of merchandise" means the sale price of the
 214 merchandise at the time it was stolen or otherwise removed,
 215 depriving the owner of her or his lawful right to ownership and
 216 sale of said item.

217 (8) Except as provided in subsection (9) or subsection
 218 (11), a person who commits retail theft commits a felony of the
 219 third degree, punishable as provided in s. 775.082, s. 775.083,
 220 or s. 775.084, if the person:

221 (a) Individually, or in concert with one or more other
 222 persons, coordinates the activities of one or more individuals
 223 in committing the offense, which may occur through multiple acts
 224 of retail theft, in which the amount of each individual theft is
 225 aggregated within a 365-day ~~30-day~~ period to determine the value

226 | of the property stolen and such value is \$750 or more;
 227 | (b) Conspires with another person to commit retail theft
 228 | with the intent to sell the stolen property for monetary or
 229 | other gain, and subsequently takes or causes such property to be
 230 | placed in the control of another person in exchange for
 231 | consideration, in which the stolen property taken or placed
 232 | within a 365-day ~~30-day~~ period is aggregated to determine the
 233 | value of the stolen property and such value is \$750 or more;
 234 | (c) Individually, or in concert with one or more other
 235 | persons, commits theft from more than one location within a 365-
 236 | day ~~30-day~~ period, in which the amount of each individual theft
 237 | is aggregated to determine the value of the property stolen and
 238 | such value is \$750 or more;
 239 | (d) Acts in concert with one or more other individuals
 240 | within one or more establishments to distract the merchant,
 241 | merchant's employee, or law enforcement officer in order to
 242 | carry out the offense, or acts in other ways to coordinate
 243 | efforts to carry out the offense and such value is \$750 or more;
 244 | (e) Commits the offense through the purchase of
 245 | merchandise in a package or box that contains merchandise other
 246 | than, or in addition to, the merchandise purported to be
 247 | contained in the package or box and such value is \$750 or more;
 248 | or
 249 | (f) Individually, or in concert with one ~~±~~ or more other
 250 | persons, commits three ~~5~~ or more retail thefts within a 365-day

251 ~~30-day~~ period and in committing such thefts obtains or uses 10
 252 or more items of merchandise, and the number of items stolen
 253 during each theft is aggregated within the 365-day ~~30-day~~ period
 254 to determine the total number of items stolen, regardless of the
 255 value of such merchandise, and two ~~2~~ or more of the thefts occur
 256 at different physical merchant locations; or

257 (g) Acts in concert with five or more other persons within
 258 one or more establishments for the purpose of overwhelming the
 259 response of a merchant, merchant's employee, or law enforcement
 260 officer in order to carry out the offense or avoid detection or
 261 apprehension for the offense.

262 (9) Except as provided in subsection (11), a person
 263 commits a felony of the second degree, punishable as provided in
 264 s. 775.082, s. 775.083, or s. 775.084, if the person:

265 (a) Violates subsection (8) and has previously been
 266 convicted of a violation of subsection (8) or of this
 267 subsection;

268 (b) Individually, or in concert with one or more other
 269 persons, coordinates the activities of one or more persons in
 270 committing the offense of retail theft, in which the amount of
 271 each individual theft within a 365-day ~~30-day~~ period is
 272 aggregated to determine the value of the stolen property and
 273 such value is in excess of \$3,000;

274 (c) Conspires with another person to commit retail theft
 275 with the intent to sell the stolen property for monetary or

276 other gain, and subsequently takes or causes such property to be
 277 placed in control of another person in exchange for
 278 consideration, in which the stolen property taken or placed
 279 within a 365-day ~~30-day~~ period is aggregated to have a value in
 280 excess of \$3,000; or

281 (d) Individually, or in concert with one ~~1~~ or more other
 282 persons, commits three ~~5~~ or more retail thefts within a 365-day
 283 ~~30-day~~ period and in committing such thefts obtains or uses 20
 284 or more items of merchandise, and the number of items stolen
 285 during each theft is aggregated within the 365-day ~~30-day~~ period
 286 to determine the total number of items stolen, regardless of the
 287 value of such merchandise, and two ~~2~~ or more of the thefts occur
 288 at a different physical retail merchant location; or

289 (e) Acts in concert with five or more other persons within
 290 one or more establishments for the purpose of overwhelming the
 291 response of a merchant, merchant's employee, or law enforcement
 292 officer in order to carry out the offense or avoid detection or
 293 apprehension for the offense and, in the course of organizing or
 294 committing the offense, solicits the participation of another
 295 person in the offense through the use of a social media
 296 platform.

297 (10) If a person commits retail theft in more than one
 298 judicial circuit within a 365-day ~~30-day~~ period, the value of
 299 the stolen property resulting from the thefts in each judicial
 300 circuit may be aggregated, and the person must be prosecuted by

301 the Office of the Statewide Prosecutor in accordance with s.
 302 16.56.

303 (11) A person commits a felony of the first degree,
 304 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
 305 if he or she violates subsection (8) or subsection (9) and:

306 (a) Has two or more previous convictions of violations of
 307 either or both of those subsections; or

308 (b) Possesses a firearm during the commission of such
 309 offense.

310 (12) A court must order a person convicted of violating
 311 this section to pay restitution, which must include the value of
 312 merchandise that was damaged or stolen and the cost of repairing
 313 or replacing any other property that was damaged in the course
 314 of committing the offense.

315 Section 3. Paragraphs (b), (d), (e), (f), (g), and (h) of
 316 subsection (3) of section 921.0022, Florida Statutes, are
 317 amended to read:

318 921.0022 Criminal Punishment Code; offense severity
 319 ranking chart.—

320 (3) OFFENSE SEVERITY RANKING CHART

321 (b) LEVEL 2

322

Florida	Felony	
Statute	Degree	Description

323

PCS for HB 549

ORIGINAL

2024

324	379.2431 (1) (e) 3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
325	379.2431 (1) (e) 4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
326	403.413 (6) (c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
327	517.07 (2)	3rd	Failure to furnish a prospectus meeting requirements.
328	590.28 (1)	3rd	Intentional burning of lands.
329	784.03 (3)	3rd	Battery during a riot or an aggravated riot.
	784.05 (3)	3rd	Storing or leaving a loaded

PCS for HB 549

ORIGINAL

2024

firearm within reach of minor
who uses it to inflict injury
or death.

330

787.04(1) 3rd In violation of court order,
take, entice, etc., minor
beyond state limits.

331

806.13(1)(b)3. 3rd Criminal mischief; damage
\$1,000 or more to public
communication or any other
public service.

332

806.13(3) 3rd Criminal mischief; damage of
\$200 or more to a memorial or
historic property.

333

810.061(2) 3rd Impairing or impeding telephone
or power to a dwelling;
facilitating or furthering
burglary.

334

810.09(2)(e) 3rd Trespassing on posted
commercial horticulture
property.

PCS for HB 549

ORIGINAL

2024

335	812.014 (2) (c) 1.	3rd	Grand theft, 3rd degree; \$750 or more but less than \$5,000.
336	<u>812.014 (2) (d) 1.</u> 812.014 (2) (d)	3rd	Grand theft, 3rd degree; <u>\$40</u> \$100 or more but less than \$750, taken from <u>dwelling or its unenclosed curtilage</u> of dwelling .
337	<u>812.014 (2) (e) 2.</u>	<u>3rd</u>	<u>Petit theft, 1st degree; less than \$40 taken from dwelling or its unenclosed curtilage with one prior theft conviction.</u>
338	812.015 (7)	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.
339	817.234 (1) (a) 2.	3rd	False statement in support of insurance claim.
339	817.481 (3) (a)	3rd	Obtain credit or purchase with false, expired, counterfeit,

PCS for HB 549

ORIGINAL

2024

etc., credit card, value over
\$300.

340

817.52(3) 3rd Failure to redeliver hired
vehicle.

341

817.54 3rd With intent to defraud, obtain
mortgage note, etc., by false
representation.

342

817.60(5) 3rd Dealing in credit cards of
another.

343

817.60(6)(a) 3rd Forgery; purchase goods,
services with false card.

344

817.61 3rd Fraudulent use of credit cards
over \$100 or more within 6
months.

345

826.04 3rd Knowingly marries or has sexual
intercourse with person to whom
related.

346

831.01 3rd Forgery.

PCS for HB 549

ORIGINAL

2024

347	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
348	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.
349	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.
350	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.
351	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.
352	832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.
353	843.01(2)	3rd	Resist police canine or police horse with violence; under

PCS for HB 549

ORIGINAL

2024

certain circumstances.

354

843.08 3rd False personation.

355

843.19(3) 3rd Touch or strike police, fire,
SAR canine or police horse.

356

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.

357

893.147(2) 3rd Manufacture or delivery of drug
paraphernalia.

358

359 (d) LEVEL 4

360

Florida	Felony	
Statute	Degree	Description

361

316.1935(3) (a) 2nd Driving at high speed or with
wanton disregard for safety
while fleeing or attempting to

PCS for HB 549

ORIGINAL

2024

elude law enforcement officer
 who is in a patrol vehicle with
 siren and lights activated.

362

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

363

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

364

517.07(1) 3rd Failure to register securities.

365

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

366

784.031 3rd Battery by strangulation.

367

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

368

784.074(1)(c) 3rd Battery of sexually violent

PCS for HB 549

ORIGINAL

2024

predators facility staff.

369

784.075

3rd

Battery on detention or
commitment facility staff.

370

784.078

3rd

Battery of facility employee by
throwing, tossing, or expelling
certain fluids or materials.

371

784.08(2)(c)

3rd

Battery on a person 65 years of
age or older.

372

784.081(3)

3rd

Battery on specified official
or employee.

373

784.082(3)

3rd

Battery by detained person on
visitor or other detainee.

374

784.083(3)

3rd

Battery on code inspector.

375

784.085

3rd

Battery of child by throwing,
tossing, projecting, or
expelling certain fluids or
materials.

376

PCS for HB 549

ORIGINAL

2024

377	787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.
378	787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.
379	787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.
380	787.07	3rd	Human smuggling.
381	790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.
382	790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.

PCS for HB 549

ORIGINAL

2024

383	790.115 (2) (c)	3rd	Possessing firearm on school property.
384	794.051 (1)	3rd	Indecent, lewd, or lascivious touching of certain minors.
385	800.04 (7) (c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.
386	806.135	2nd	Destroying or demolishing a memorial or historic property.
387	810.02 (4) (a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.
388	810.02 (4) (b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.
389	810.06	3rd	Burglary; possession of tools.
	810.08 (2) (c)	3rd	Trespass on property, armed

PCS for HB 549

ORIGINAL

2024

with firearm or dangerous
weapon.

390

812.014 (2) (c) 3. 3rd Grand theft, 3rd degree \$10,000
or more but less than \$20,000.

391

812.014 3rd Grand theft, 3rd degree;
(2) (c) 4. & specified items.
6.-10.

812.014 (2) (d) 2. 3rd Grand theft, 3rd degree; \$750
or more taken from dwelling or
its unenclosed curtilage.

812.014 (2) (e) 3. 3rd Petit theft, 1st degree; less
than \$40 taken from dwelling or
its unenclosed curtilage with
two or more prior theft
convictions.

392

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

393

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

PCS for HB 549

ORIGINAL

2024

394	817.563 (1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
395	817.568 (2) (a)	3rd	Fraudulent use of personal identification information.
396	817.5695 (3) (c)	3rd	Exploitation of person 65 years of age or older, value less than \$10,000.
397	817.625 (2) (a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.
398	817.625 (2) (c)	3rd	Possess, sell, or deliver skimming device.
399	828.125 (1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
400			

PCS for HB 549

ORIGINAL

2024

401	836.14(2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
402	836.14(3)	3rd	Person who willfully possesses a sexually explicit image with certain knowledge, intent, and purpose.
403	837.02(1)	3rd	Perjury in official proceedings.
404	837.021(1)	3rd	Make contradictory statements in official proceedings.
405	838.022	3rd	Official misconduct.
406	839.13(2)(a)	3rd	Falsifying records of an individual in the care and custody of a state agency.
407	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.

PCS for HB 549

ORIGINAL

2024

408	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
409	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
410	843.15(1) (a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
411	843.19(2)	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
412	847.0135(5) (c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
413	870.01(3)	2nd	Aggravated rioting.
414	870.01(5)	2nd	Aggravated inciting a riot.

PCS for HB 549

ORIGINAL

2024

415	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.
416	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).
417	914.14(2)	3rd	Witnesses accepting bribes.
418	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.
419	914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
420	916.1085 (2)(c)1.	3rd	Introduction of specified contraband into certain DCF facilities.
421	918.12	3rd	Tampering with jurors.
	934.215	3rd	Use of two-way communications

device to facilitate commission of a crime.

422

944.47(1)(a)6.

3rd

Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.

423

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.

424

425

(e) LEVEL 5

426

Florida

Felony

Statute

Degree

Description

427

316.027(2)(a)

3rd

Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.

428

PCS for HB 549

ORIGINAL

2024

429	316.1935(4)(a)	2nd	Aggravated fleeing or eluding.
430	316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
431	322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
432	327.30(5)	3rd	Vessel accidents involving personal injury; leaving scene.
	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

PCS for HB 549

ORIGINAL

2024

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.

433

379.367 (4)

3rd

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

434

379.407 (5) (b) 3.

3rd

Possession of 100 or more undersized spiny lobsters.

435

381.0041 (11) (b)

3rd

Donate blood, plasma, or organs knowing HIV positive.

436

440.10 (1) (g)

2nd

Failure to obtain workers' compensation coverage.

437

440.105 (5)

2nd

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

438

440.381 (2)

3rd

Submission of false,

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

439 624.401 (4) (b) 2. 2nd Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.

440 626.902 (1) (c) 2nd Representing an unauthorized insurer; repeat offender.

441 790.01 (3) 3rd Unlawful carrying of a concealed firearm.

442 790.162 2nd Threat to throw or discharge destructive device.

443 790.163 (1) 2nd False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.

444 790.221 (1) 2nd Possession of short-barreled

PCS for HB 549

ORIGINAL

2024

shotgun or machine gun.

445

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

446

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

447

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

448

800.04(7)(b) 2nd Lewd or lascivious exhibition;
offender 18 years of age or
older.

449

806.111(1) 3rd Possess, manufacture, or
dispense fire bomb with intent
to damage any structure or
property.

812.014(2)(d)3. 2nd Grand theft, 2nd degree; theft
from 20 or more dwellings or
their unenclosed curtilage, or

PCS for HB 549

ORIGINAL

2024

any combination.

450

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

451

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

452

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.

453

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

454

812.081 (3) 2nd Trafficking in trade secrets.

455

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

456

812.16 (2) 3rd Owning, operating, or

PCS for HB 549

ORIGINAL

2024

conducting a chop shop.

457

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

458

817.234 (11) (b) 2nd Insurance fraud; property value
\$20,000 or more but less than
\$100,000.

459

817.2341 (1), 3rd Filing false financial
(2) (a) & (3) (a) statements, making false
entries of material fact or
false statements regarding
property values relating to the
solvency of an insuring entity.

460

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.

PCS for HB 549

ORIGINAL

2024

461	817.611 (2) (a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.
462	817.625 (2) (b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.
463	825.1025 (4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
464	827.071 (4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
465	827.071 (5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.
466	828.12 (2)	3rd	Tortures any animal with intent

PCS for HB 549

ORIGINAL

2024

to inflict intense pain,
serious physical injury, or
death.

467

836.14(4)

2nd

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

468

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.

469

843.01(1)

3rd

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

470

847.0135(5)(b)

2nd

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

471

847.0137

3rd

Transmission of pornography by

PCS for HB 549

ORIGINAL

2024

472	(2) & (3)		electronic device or equipment.
473	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
474	874.05(1)(b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
475	874.05(2)(a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.
476	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).
476	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.

477

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.

478

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.

479

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.

480

893.13(4)(b)

2nd

Use or hire of minor; deliver to minor other controlled substance.

481

893.1351(1)

3rd

Ownership, lease, or rental for trafficking in or manufacturing of controlled substance.

482

483 (f) LEVEL 6

484

Florida

Felony

Statute

Degree

Description

485

316.027(2)(b)

2nd

Leaving the scene of a crash involving serious bodily injury.

PCS for HB 549

ORIGINAL

2024

486	316.193 (2) (b)	3rd	Felony DUI, 4th or subsequent conviction.
487	400.9935 (4) (c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
488	499.0051 (2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
489	499.0051 (3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
490	499.0051 (4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
491	775.0875 (1)	3rd	Taking firearm from law enforcement officer.
492	784.021 (1) (a)	3rd	Aggravated assault; deadly

PCS for HB 549

ORIGINAL

2024

weapon without intent to kill.

493

784.021 (1) (b) 3rd Aggravated assault; intent to
commit felony.

494

784.041 3rd Felony battery; domestic
battery by strangulation.

495

784.048 (3) 3rd Aggravated stalking; credible
threat.

496

784.048 (5) 3rd Aggravated stalking of person
under 16.

497

784.07 (2) (c) 2nd Aggravated assault on law
enforcement officer.

498

784.074 (1) (b) 2nd Aggravated assault on sexually
violent predators facility
staff.

499

784.08 (2) (b) 2nd Aggravated assault on a person
65 years of age or older.

500

784.081 (2) 2nd Aggravated assault on specified

PCS for HB 549

ORIGINAL

2024

official or employee.

501

784.082 (2) 2nd Aggravated assault by detained person on visitor or other detainee.

502

784.083 (2) 2nd Aggravated assault on code inspector.

503

787.02 (2) 3rd False imprisonment; restraining with purpose other than those in s. 787.01.

504

790.115 (2) (d) 2nd Discharging firearm or weapon on school property.

505

790.161 (2) 2nd Make, possess, or throw destructive device with intent to do bodily harm or damage property.

506

790.164 (1) 2nd False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or

PCS for HB 549

ORIGINAL

2024

use of firearms in violent manner.

507

790.19 2nd Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.

508

794.011 (8) (a) 3rd Solicitation of minor to participate in sexual activity by custodial adult.

509

794.05 (1) 2nd Unlawful sexual activity with specified minor.

510

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.

511

800.04 (6) (b) 2nd Lewd or lascivious conduct; offender 18 years of age or older.

512

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

PCS for HB 549

ORIGINAL

2024

other person.

513 810.02(3)(c) 2nd Burglary of occupied structure;
unarmed; no assault or battery.

514 810.145(8)(b) 2nd Video voyeurism; certain minor
victims; 2nd or subsequent
offense.

515 812.014(2)(b)1. 2nd Property stolen \$20,000 or
more, but less than \$100,000,
grand theft in 2nd degree.

516 812.014(2)(c)5. 3rd Grand theft; third degree;
firearm.

517 812.014(6) 2nd Theft; property stolen \$3,000
or more; coordination of
others.

518 812.015(9)(a) 2nd Retail theft; property stolen
\$750 or more; second or
subsequent conviction.

519 812.015(9)(b) 2nd Retail theft; aggregated

PCS for HB 549

ORIGINAL

2024

property stolen within 365 ~~30~~
 days is \$3,000 or more;
 coordination of others.

520

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.

521

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

522

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

523

817.49 (2) (b) 2. 2nd Willful making of a false
 report of a crime resulting in
 death.

524

817.505 (4) (b) 2nd Patient brokering; 10 or more
 patients.

PCS for HB 549

ORIGINAL

2024

525	817.5695 (3) (b)	2nd	Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.
526	825.102 (1)	3rd	Abuse of an elderly person or disabled adult.
527	825.102 (3) (c)	3rd	Neglect of an elderly person or disabled adult.
528	825.1025 (3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
529	825.103 (3) (c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
530	827.03 (2) (c)	3rd	Abuse of a child.
531	827.03 (2) (d)	3rd	Neglect of a child.
532	827.071 (2) & (3)	2nd	Use or induce a child in a sexual performance, or promote

PCS for HB 549

ORIGINAL

2024

or direct such performance.

533

828.126 (3)

3rd

Sexual activities involving animals.

534

836.05

2nd

Threats; extortion.

535

836.10

2nd

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

536

843.12

3rd

Aids or assists person to escape.

537

847.011

3rd

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

538

847.012

3rd

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

539

847.0135 (2)

3rd

Facilitates sexual conduct of

PCS for HB 549

ORIGINAL

2024

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

540

893.131

2nd

Distribution of controlled
substances resulting in
overdose or serious bodily
injury.

541

914.23

2nd

Retaliation against a witness,
victim, or informant, with
bodily injury.

542

918.13(2)(b)

2nd

Tampering with or fabricating
physical evidence relating to a
capital felony.

543

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.

544

944.40

2nd

Escapes.

545

PCS for HB 549

ORIGINAL

2024

546	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
547	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
548	951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.
549	(g) LEVEL 7		
550	Florida Statute	Felony Degree	Description
551	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.
552	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
553	316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety

PCS for HB 549

ORIGINAL

2024

while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.

554 327.35(3)(c)2. 3rd Vessel BUI resulting in serious bodily injury.

555 402.319(2) 2nd Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.

556 409.920 3rd Medicaid provider fraud;
(2)(b)1.a. \$10,000 or less.

557 409.920 2nd Medicaid provider fraud; more
(2)(b)1.b. than \$10,000, but less than \$50,000.

558 456.065(2) 3rd Practicing a health care profession without a license.

559 456.065(2) 2nd Practicing a health care

PCS for HB 549

ORIGINAL

2024

profession without a license
which results in serious bodily
injury.

560

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

561

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

562

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

563

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

564

462.17 3rd Practicing naturopathy without
a license.

565

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

566

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

567

PCS for HB 549

ORIGINAL

2024

568	465.015 (2)	3rd	Practicing pharmacy without a license.
569	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
570	467.201	3rd	Practicing midwifery without a license.
571	468.366	3rd	Delivering respiratory care services without a license.
572	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
573	483.901 (7)	3rd	Practicing medical physics without a license.
574	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
575	484.053	3rd	Dispensing hearing aids without a license.

PCS for HB 549

ORIGINAL

2024

	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.
576	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.
577	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
578	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
579	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew

PCS for HB 549

ORIGINAL

2024

580	775.21(10) (b)	3rd	driver license or identification card; other registration violations. Sexual predator working where children regularly congregate.
581	775.21(10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
582	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
583	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
584	782.071	2nd	Killing of a human being or unborn child by the operation

of a motor vehicle in a reckless manner (vehicular homicide).

585 782.072 2nd Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).

586 784.045 (1) (a) 1. 2nd Aggravated battery; intentionally causing great bodily harm or disfigurement.

587 784.045 (1) (a) 2. 2nd Aggravated battery; using deadly weapon.

588 784.045 (1) (b) 2nd Aggravated battery; perpetrator aware victim pregnant.

589 784.048 (4) 3rd Aggravated stalking; violation of injunction or court order.

590 784.048 (7) 3rd Aggravated stalking; violation of court order.

591

PCS for HB 549

ORIGINAL

2024

592	784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
593	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.
594	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
595	784.081(1)	1st	Aggravated battery on specified official or employee.
596	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
597	784.083(1)	1st	Aggravated battery on code inspector.
598	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.
	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.

599

790.07(4)

1st

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

600

790.16(1)

1st

Discharge of a machine gun under specified circumstances.

601

790.165(2)

2nd

Manufacture, sell, possess, or deliver hoax bomb.

602

790.165(3)

2nd

Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.

603

790.166(3)

2nd

Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.

604

PCS for HB 549

ORIGINAL

2024

605	790.166 (4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
606	790.23	1st,PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
607	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.
608	796.05 (1)	1st	Live on earnings of a prostitute; 2nd offense.
609	796.05 (1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation;

victim younger than 12 years of age; offender younger than 18 years of age.

610

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.

611

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.

612

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

613

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

614

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

PCS for HB 549

ORIGINAL

2024

or battery.

615

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

616

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

617

812.014(2)(a)1. 1st Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.

618

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

619

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

620

PCS for HB 549

ORIGINAL

2024

621	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
622	<u>812.014 (2) (g)</u> 812.014 (2) (f)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
623	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
624	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
625	812.131 (2) (a)	2nd	Robbery by sudden snatching.
626	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
627	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.

PCS for HB 549

ORIGINAL

2024

628	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
629	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
630	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
631	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.
632	817.418 (2) (a)	3rd	Offering for sale or advertising personal protective equipment with intent to defraud.
	817.504 (1) (a)	3rd	Offering or advertising a

PCS for HB 549

ORIGINAL

2024

vaccine with intent to defraud.

633

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

634

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

635

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

636

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.

637

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

638

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

PCS for HB 549

ORIGINAL

2024

years of age or older.

639
640
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647

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.

838.22

2nd

Bid tampering.

843.0855(2)

3rd

Impersonation of a public officer or employee.

843.0855(3)

3rd

Unlawful simulation of legal process.

843.0855(4)

3rd

Intimidation of a public officer or employee.

PCS for HB 549

ORIGINAL

2024

648	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
649	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
650	872.06	2nd	Abuse of a dead human body.
651	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.
652	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
	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.

653

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.

654

893.13(4)(a)

1st

Use or hire of minor; deliver
to minor other controlled
substance.

655

893.135(1)(a)1.

1st

Trafficking in cannabis, more
than 25 lbs., less than 2,000
lbs.

656

893.135
(1)(b)1.a.

1st

Trafficking in cocaine, more
than 28 grams, less than 200

PCS for HB 549

ORIGINAL

2024

grams.

657

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

658

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

659

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

660

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

661

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

662

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

PCS for HB 549

ORIGINAL

2024

663	893.135 (1) (d) 1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.
664	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
665	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
666	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
667	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
668	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.

PCS for HB 549

ORIGINAL

2024

669	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
670	893.135 (1) (m) 2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
671	893.135 (1) (m) 2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.
672	893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
673	893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
674	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
675			

PCS for HB 549

ORIGINAL

2024

676	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
677	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
678	943.0435 (8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
679	943.0435 (9) (a)	3rd	Sexual offender; failure to comply with reporting requirements.
680	943.0435 (13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.

PCS for HB 549

ORIGINAL

2024

681	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
682	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
683	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
684	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
685	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

PCS for HB 549

ORIGINAL

2024

686	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
687	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
688	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
689	(h) LEVEL 8		
690	Florida	Felony	
691	Statute	Degree	Description
692	316.193 (3) (c) 3.a.	2nd	DUI manslaughter.
	316.1935(4) (b)	1st	Aggravated fleeing or attempted eluding with serious bodily

PCS for HB 549

ORIGINAL

2024

injury or death.

693

327.35(3)(c)3. 2nd Vessel BUI manslaughter.

694

499.0051(6) 1st Knowing trafficking in
contraband prescription drugs.

695

499.0051(7) 1st Knowing forgery of prescription
labels or prescription drug
labels.

696

560.123(8)(b)2. 2nd Failure to report currency or
payment instruments totaling or
exceeding \$20,000, but less
than \$100,000 by money
transmitter.

697

560.125(5)(b) 2nd Money transmitter business by
unauthorized person, currency
or payment instruments totaling
or exceeding \$20,000, but less
than \$100,000.

698

655.50(10)(b)2. 2nd Failure to report financial
transactions totaling or

PCS for HB 549

ORIGINAL

2024

exceeding \$20,000, but less than \$100,000 by financial institutions.

699

777.03(2) (a) 1st

Accessory after the fact, capital felony.

700

782.04(4) 2nd

Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery, burglary, kidnapping, aggravated fleeing or eluding with serious bodily injury or death, aircraft piracy, or unlawfully discharging bomb.

701

782.051(2) 1st

Attempted felony murder while perpetrating or attempting to perpetrate a felony not enumerated in s. 782.04(3).

702

782.071(1) (b) 1st

Committing vehicular homicide and failing to render aid or give information.

PCS for HB 549

ORIGINAL

2024

703	782.072 (2)	1st	Committing vessel homicide and failing to render aid or give information.
704	787.06 (3) (a) 1.	1st	Human trafficking for labor and services of a child.
705	787.06 (3) (b)	1st	Human trafficking using coercion for commercial sexual activity of an adult.
706	787.06 (3) (c) 2.	1st	Human trafficking using coercion for labor and services of an unauthorized alien adult.
707	787.06 (3) (e) 1.	1st	Human trafficking for labor and services by the transfer or transport of a child from outside Florida to within the state.
708	787.06 (3) (f) 2.	1st	Human trafficking using coercion for commercial sexual activity by the transfer or

transport of any adult from
outside Florida to within the
state.

709

790.161 (3) 1st Discharging a destructive
device which results in bodily
harm or property damage.

710

794.011 (5) (a) 1st Sexual battery; victim 12 years
of age or older but younger
than 18 years; offender 18
years or older; offender does
not use physical force likely
to cause serious injury.

711

794.011 (5) (b) 2nd Sexual battery; victim and
offender 18 years of age or
older; offender does not use
physical force likely to cause
serious injury.

712

794.011 (5) (c) 2nd Sexual battery; victim 12 years
of age or older; offender
younger than 18 years; offender
does not use physical force

likely to cause injury.

713

794.011 (5) (d) 1st Sexual battery; victim 12 years of age or older; offender does not use physical force likely to cause serious injury; prior conviction for specified sex offense.

714

794.08 (3) 2nd Female genital mutilation, removal of a victim younger than 18 years of age from this state.

715

800.04 (4) (b) 2nd Lewd or lascivious battery.

716

800.04 (4) (c) 1st Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.

717

806.01 (1) 1st Maliciously damage dwelling or structure by fire or explosive, believing person in structure.

718

PCS for HB 549

ORIGINAL

2024

719	810.02 (2) (a)	1st, PBL	Burglary with assault or battery.
720	810.02 (2) (b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.
721	810.02 (2) (c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
	812.014 (2) (a) 2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.
722	<u>812.015 (11) (b)</u>	<u>1st</u>	<u>Retail theft; possession of a firearm during commission of offense.</u>
723	812.13 (2) (b)	1st	Robbery with a weapon.
724	812.135 (2) (c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.

PCS for HB 549

ORIGINAL

2024

	817.418 (2) (b)	2nd	Offering for sale or advertising personal protective equipment with intent to defraud; second or subsequent offense.
725	817.504 (1) (b)	2nd	Offering or advertising a vaccine with intent to defraud; second or subsequent offense.
726	817.505 (4) (c)	1st	Patient brokering; 20 or more patients.
727	817.535 (2) (b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
728	817.535 (3) (a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
729	817.535 (4) (a)1.	2nd	Filing false lien or other unauthorized document;

defendant is incarcerated or
under supervision.

730

817.535 (5) (a) 2nd Filing false lien or other
unauthorized document; owner of
the property incurs financial
loss as a result of the false
instrument.

731

817.568 (6) 2nd Fraudulent use of personal
identification information of
an individual under the age of
18.

732

817.611 (2) (c) 1st Traffic in or possess 50 or
more counterfeit credit cards
or related documents.

733

825.102 (2) 1st Aggravated abuse of an elderly
person or disabled adult.

734

825.1025 (2) 2nd Lewd or lascivious battery upon
an elderly person or disabled
adult.

735

PCS for HB 549

ORIGINAL

2024

736	825.103 (3) (a)	1st	Exploiting an elderly person or disabled adult and property is valued at \$50,000 or more.
737	837.02 (2)	2nd	Perjury in official proceedings relating to prosecution of a capital felony.
738	837.021 (2)	2nd	Making contradictory statements in official proceedings relating to prosecution of a capital felony.
739	860.121 (2) (c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.
740	860.16	1st	Aircraft piracy.
741	893.13 (1) (b)	1st	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03 (1) (a) or (b).

PCS for HB 549

ORIGINAL

2024

742	893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
743	893.13(6)(c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
744	893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
745	893.135 (1)(b)1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.
746	893.135 (1)(c)1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.
747	893.135 (1)(c)2.c.	1st	Trafficking in hydrocodone, 100 grams or more, less than 300 grams.
	893.135	1st	Trafficking in oxycodone, 25

PCS for HB 549

ORIGINAL

2024

748	(1) (c) 3. c.		grams or more, less than 100 grams.
749	893.135 (1) (c) 4. b. (II)	1st	Trafficking in fentanyl, 14 grams or more, less than 28 grams.
750	893.135 (1) (d) 1. b.	1st	Trafficking in phencyclidine, 200 grams or more, less than 400 grams.
751	893.135 (1) (e) 1. b.	1st	Trafficking in methaqualone, 5 kilograms or more, less than 25 kilograms.
752	893.135 (1) (f) 1. b.	1st	Trafficking in amphetamine, 28 grams or more, less than 200 grams.
753	893.135 (1) (g) 1. b.	1st	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.
	893.135 (1) (h) 1. b.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 5

PCS for HB 549

ORIGINAL

2024

754			kilograms or more, less than 10 kilograms.
	893.135 (1) (j) 1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.
755			
	893.135 (1) (k) 2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.
756			
	893.135 (1) (m) 2.c.	1st	Trafficking in synthetic cannabinoids, 1,000 grams or more, less than 30 kilograms.
757			
	893.135 (1) (n) 2.b.	1st	Trafficking in n-benzyl phenethylamines, 100 grams or more, less than 200 grams.
758			
	893.1351(3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
759			
	895.03(1)	1st	Use or invest proceeds derived

PCS for HB 549

ORIGINAL

2024

from pattern of racketeering activity.

760

895.03(2)

1st

Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.

761

895.03(3)

1st

Conduct or participate in any enterprise through pattern of racketeering activity.

762

896.101(5)(b)

2nd

Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.

763

896.104(4)(a)2.

2nd

Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000.

764

765

Section 4. Paragraph (f) of subsection (1) of section

766 784.07, Florida Statutes, is amended to read:

767 784.07 Assault or battery of law enforcement officers and
 768 other specified personnel; reclassification of offenses; minimum
 769 sentences.—

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

771 (f) "Public transit employees or agents" means bus
 772 operators, train operators, revenue collectors, security
 773 personnel, equipment maintenance personnel, or field
 774 supervisors, who are employees or agents of a transit agency as
 775 described in s. 812.015(1) ~~s. 812.015(1)(1)~~.

776 Section 5. This act shall take effect October 1, 2024.