

ORIGINAL SCORESHEET MANUAL

FELONY DEGREES/YEARS

3rd Degree Felony/punishable by max 5 years
2nd Degree Felony/punishable by max of 15 years
1st Degree Felony/punishable by max of 30 years
PBL/punishable by max of life
Life/punishable by life

OFFENSE LEVELS/POINTS

Level 1/4 points
Level 2/10 points
Level 3/16 points
Level 4/22 points
Level 5/28 points
Level 6/36 points
Level 7/56 points
Level 8/74 points
Level 9/92 points
Level 10/116 points

MULTIPLIERS

ANY DRUG TRAFFICKING OFFENSE UNDER 893.135, SCORING LEVEL 7 or LEVEL 8 ARE MULTIPLIED AT THE DISCRETION OF THE COURT

GRAND THEFT 3RD DEGREE INVOLVING MOTOR VEHICLE, AND PRIOR RECORD CONTAINS THREE OR MORE GTA'S, THEN MULTIPLY BY 1.5

OFFENDER IS CONVICTED OF THE PRIMARY OFFENSE OF DOMESTIC VIOLENCE, DEFINED IN 741.28, IN THE PRESENCE OF FAMILY/HOUSEHOLD MEMBER UNDER 16, THE MULTIPLY POINTS BY 1.5

OFFENDER IS CONVICTED OF PRIMARY OFFENSE THAT WAS FOR THE BENEFIT, PROMOTION OR FUTURE OF A CRIMINAL GANG, DEFINED IN 874.03, THEN THE COURT MAY APPLY 1.5 MULTIPLIER, NOT TO EXCEED STATUTORY MAXIMUM FOR THE PRIMARY OFFENSE

IF PRIMARY OFFENSE IS A VIOLATION OF THE LEO PROTECTION ACT UNDER 775.0823(2), (3), (4) = X2.5, IF PRIMARY IS 775.0823 (5), (6), (7), (8) OR (9) = X2.0, ETC....

CPC SUBCOMMITTEE RECOMMENDATIONS

FELONY DEGREES/YEARS

5th Degree Felony/punishable by max of 3 years
4th Degree Felony/punishable by max of 6 years
3rd Degree Felony/punishable by max of 14 years
2nd Degree Felony/punishable by max of 20 years
1st Degree Felony/punishable by max of 30 years

OFFENSE LEVELS/POINTS

Level 1/4 points
Level 2/8 points
Level 3/12 points
Level 4/16 points
Level 5/22 points
Level 6/28 points
Level 7/36 points
Level 8/46 points
Level 9/52 points
Level 10/60 points
Level 11/68 points
Level 12/76 points
Level 13/84 points
Level 14/92 points
Level 15/108 points
Level 16/122 points

MULTIPLIERS

THE CPC TASK FORCE SCORESHEET SUBCOMMITTEE RECOMMENDS REVISING SCORESHEET TO INCLUDE SECTION WHERE ONLY THE COURT CALCULATES/ADJUSTS THIS PROVISION, AT LEVELS 12, 13 & 14

GRAND THEFT AUTO, WITH THREE OR MORE PRIOR CONVICTIONS WILL HAVE AN ENHANCED STATUTORY SUBSECTION ACCOUNTING FOR INCREASE

DOMESTIC VIOLENCE PRIMARY OFFENSE, IN THE PRESENCE OF A FAMILY/HOUSEHOLD MEMBER CHILD UNDER 16, WILL HAVE AN ENHANCED SUBSECTION ACCOUNTING FOR INCREASE

THE CPC TASK FORCE SCORESHEET SUBCOMMITTEE RECOMMENDS REVISING SCORESHEET TO INCLUDE SECTION WHERE ONLY THE COURT CALCULATES/ADJUSTS THIS PROVISION

THE CPC TASK FORCE SCORESHEET SUBCOMMITTEE RECOMMENDS REVISING SCORESHEET TO LIST APPLICABLE STATUTES UNDER WHICH THESE ENHANCEMENTS WOULD APPLY, NOT JUST MULTIPLIER

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	24.118(3)(a)	5th-3yrs	Counterfeit or altered state lottery ticket.	Lev 1 - 3rd Deg
2	319.30(5)	5th-3yrs	Sell, exchange, give away certificate of title or identification number plate.	Lev 1 - 3rd Deg
3	319.35(1)(a)	5th-3yrs	Tamper, adjust, change, etc., an odometer.	Lev 1 - 3rd Deg
4	320.26(1)(a)	5th-3yrs	Counterfeit, manufacture, or sell registration license plates or validation stickers.	Lev 1 - 3rd Deg
5	322.212 (1)(a)-(c)	5th-3yrs	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated ID.	Lev 1 - 3rd Deg
6	322.212(5)(a)	5th-3yrs	False application for driver license or identification card.	Lev 1 - 3rd Deg
7	713.69	5th-3yrs	Tenant removes property upon which lien has accrued, value \$1,000 or more.	Lev 1 - 3rd Deg
8	817.52(2)	5th-3yrs	Hiring with intent to defraud, motor vehicle services.	Lev 1 - 3rd Deg
9	826.01	5th-3yrs	Bigamy.	Lev 1 - 3rd Deg
10	831.31(1)(a)	5th-3yrs	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.	Lev 1 - 3rd Deg
11	832.05(2)(b) & (4)(c)	5th-3yrs	Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more	Lev 1 - 3rd Deg
12	849.25(2)	5th-3yrs	Engaging in bookmaking.	Lev 1 - 3rd Deg
13	893.13(2)(a)2.	5th-3yrs	Purchase of cannabis. ****ADD "MORE THAN 20 GRAMS" TO STATUTE/SUBSECTION	Lev 1 - 3rd Deg
14	893.13(6)(a)	5th-3yrs	Possession of cannabis (more than 20 grams).	Lev 1 - 3rd Deg
15	893.147(2)	5th-3yrs	Manufacture or delivery of drug paraphernalia. ***REDUCE TO 1st MISD??	Lev 2 - 3rd Deg

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	212.054(2)(b)	5th-3yrs	Discretionary sales surtax; limitations, administration, and collection.	Lev 1 - 3rd
2	212.15(2)(b)	5th-3yrs	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.	Lev 1 - 3rd
3	316.1935(1)	5th-3yrs	Fleeing or attempting to elude law enforcement officer.	Lev 1 - 3rd
4	322.212(4)	5th-3yrs	Supply or aid in supplying unauthorized driver license or identification card.	Lev 1 - 3rd
5	379.2431(1)(e)3.	5th-3yrs	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.	Lev 2 - 3rd
6	443.071(1)	5th-3yrs	False statement or representation to obtain or increase reemployment assistance benefits.	Lev 1 - 3rd
7	509.151(1)	5th-3yrs	Defraud an innkeeper, food or lodging value \$1,000 or more.	Lev 1 - 3rd
8	517.07(2)	5th-3yrs	Failure to furnish a prospectus meeting requirements.	Lev 2 - 3rd
9	810.09(2)(e)	5th-3yrs	Trespassing on posted commercial horticulture property.	Lev 2 - 3rd
10	812.014(2)(d)	5th-3yrs	Grand theft, 3rd degree; \$100 or more but less than \$750, taken from unenclosed curtilage of dwelling. **RAISE \$100 to \$300??	Lev 2 - 3rd
11	812.014(3)(c)	5th-3yrs	Petit theft (3rd conviction); theft of any property not specified in subsection (2).	Lev 1 - 3rd
12	812.015(7)	5th-3yrs	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.	Lev 2 - 3rd
13	812.081(2)	5th-3yrs	Unlawfully makes or causes to be made a reproduction of a trade secret.	Lev 1 - 3rd
14	815.04(5)(a)	5th-3yrs	Offense against intellectual property (i.e., computer programs, data).	Lev 1 - 3rd
15	817.481(3)(a)	5th-3yrs	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.	Lev 2 - 3rd
16	817.52(3)	5th-3yrs	Failure to redeliver hired vehicle.	Lev 2 - 3rd
17	817.60(6)(a)	5th-3yrs	Forgery; purchase goods, services with false card.	Lev 2 - 3rd
18	817.61	5th-3yrs	Fraudulent use of credit cards over \$100 or more within 6 months. ***RAISE \$100 to \$300??	Lev 2 - 3rd
19	831.04(1)	5th-3yrs	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.	Lev 1 - 3rd
20	832.041(1)	5th-3yrs	Stopping payment with intent to defraud \$150 or more. ***RAISE MIN AMOUNT?? \$300	Lev 1 - 3rd
21	843.18	5th-3yrs	Fleeing by boat to elude a law enforcement officer.	Lev 1 - 3rd
22	893.13(2)(a)2.	5th-3yrs	Purchase of 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) NOT cannabis.	Lev 1 - 3rd
23	893.13(6)(a)	5th-3yrs	Possession of any controlled substance other than felony possession of cannabis.	Lev 2 - 3rd
24	934.03(1)(a)	5th-3yrs	Intercepts, or procures any other person to intercept, any wire or oral communication.	Lev 1 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.066 (3)(b)-(d)	5th-3yrs	Unlawfully obtaining or using confidential crash reports.	Lev 3 - 3rd
2	319.30(4)	5th-3yrs	Possession by junkyard of motor vehicle with identification number plate removed.	Lev 3 - 3rd
3	379.2431(1)e(4)	5th-3yrs	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.	Lev 2 - 3rd
4	379.2431 (1)(e)5.	5th-3yrs	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, eggs, or nests in violation of the MTPA	Lev 3 - 3rd
5	379.2431 (1)(e)6.	5th-3yrs	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.	Lev 3 - 3rd
6	379.2431 (1)(e)7.	5th-3yrs	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.	Lev 3 - 3rd
7	400.9935(4)(e)	5th-3yrs	Filing a false license application or other required information or failing to report information.	Lev 3 - 3rd
8	440.1051(3)	5th-3yrs	False report of workers' compensation fraud or retaliation for making such a report.	Lev 3 - 3rd
9	806.13(1)(b)3.	5th-3yrs	Criminal mischief; damage \$1,000 or more to public communication or any other public service.	Lev 2 - 3rd
10	810.06	5th-3yrs	Burglary; possession of tools.	Lev 4 - 3rd
11	812.0145(2)(c)	5th-3yrs	Theft from person 65 years of age or older; \$300 or more but less than \$10,000. ***RAISE MIN to \$750???	Lev 3 - 3rd
12	812.015(8)(b)	5th-3yrs	Retail theft with intent to sell; conspires with others.	Lev 3 - 3rd
13	817.236	5th-3yrs	Filing a false motor vehicle insurance application.	Lev 3 - 3rd
14	817.2361	5th-3yrs	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.	Lev 3 - 3rd
15	817.413(2)	5th-3yrs	Sale of used goods of \$1,000 or more as new.	Lev 3 - 3rd
16	817.60(5)	5th-3yrs	Dealing in credit cards of another.	Lev 2 - 3rd
17	831.28(2)(a)	5th-3yrs	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.	Lev 3 - 3rd
18	838.021(3)(b)	5th-3yrs	Threatens unlawful harm to public servant.	Lev 3 - 3rd
19	849.09(1)(a)-(d)	5th-3yrs	Lottery: setup/promote/assist, conduct/adv drawing for prizes, dispose of prop/money by means of lottery	Lev 1 - 3rd
20	849.23	5th-3yrs	Gambling-related machines; "common offender" as to property rights.	Lev 1 - 3rd
21	860.08	5th-3yrs	Interfere with a railroad signal.	Lev 1 - 3rd
22	860.15(3)	5th-3yrs	Overcharging for repairs and parts.	Lev 3 - 3rd
23	893.13(7)(a)10.	5th-3yrs	Affix false or forged label to package of controlled substance.	Lev 3 - 3rd
24	893.13(7)(a)11.	5th-3yrs	Furnish false or fraudulent material information on any document or record required by chapter 893.	Lev 3 - 3rd
25	893.13(7)(a)8.	5th-3yrs	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.	Lev 3 - 3rd
26	893.13(8)(a)1.	5th-3yrs	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.	Lev 3 - 3rd
27	893.13(8)(a)2.	5th-3yrs	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.	Lev 3 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.1935(2)	4th-6yrs	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.	Lev 3 - 3rd
2	319.33(1)(a)	4th-6yrs	Alter or forge any certificate of title to a motor vehicle or mobile home.	Lev 3 - 3rd
3	319.33(1)(c)	4th-6yrs	Procure or pass title on stolen vehicle.	Lev 3 - 3rd
4	319.33(4)	4th-6yrs	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.	Lev 3 - 3rd
5	327.35(2)(b)	4th-6yrs	Felony BUI.	Lev 3 - 3rd
6	328.05(2)	4th-6yrs	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.	Lev 3 - 3rd
7	328.07(4)	4th-6yrs	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.	Lev 3 - 3rd
8	499.0051(1)	4th-6yrs	Failure to maintain or deliver transaction history, transaction information, or transaction statements.	Lev 4 - 3rd
9	517.12(1)	4th-6yrs	Failure of dealer, associated person, or issuer of securities to register.	Lev 4 - 3rd
10	787.03(1)	4th-6yrs	Interference with custody; wrongly takes minor from appointed guardian.	Lev 4 - 3rd
11	800.04(7)(c)	4th-6yrs	Lewd or lascivious exhibition; offender less than 18 years.	Lev 4 - 3rd
12	806.10(1)	5th-3yrs	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.	Lev 3 - 3rd
13	806.10(2)	4th-6yrs	Interferes with or assaults firefighter in performance of duty.	Lev 3 - 3rd
14	810.02(4)(a)	4th-6yrs	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.	Lev 4 - 3rd
15	810.02(4)(b)	4th-6yrs	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.	Lev 4 - 3rd
16	810.061(2)	4th-6yrs	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.	Lev 2 - 3rd
17	810.09(2)(c)	5th-3yrs	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.	Lev 3 - 3rd
18	812.014(2)(c)1.	5th-3yrs	Grand theft, 3rd degree; \$750 or more but less than \$5,000.	Lev 2 - 3rd
19	812.014 (2)(c)4.-10.	4th-6yrs	Grand theft, 3rd degree; specified items.	Lev 4 - 3rd
20	812.0195(2)	4th-6yrs	Dealing in stolen property by use of the Internet; property stolen \$300 or more. ***RAISE MIN TO \$750???	Lev 4 - 3rd
21	817.234 (8)(b) & (c)	4th-6yrs	Unlawful solicitation of persons involved in motor vehicle accidents.	Lev 3 - 3rd
22	817.234(1)(a)2.	4th-6yrs	False statement in support of insurance claim.	Lev 2 - 3rd
23	817.563(1)	4th-6yrs	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.	Lev 4 - 3rd
24	817.568(2)(a)	4th-6yrs	Fraudulent use of personal identification information.	Lev 4 - 3rd
25	817.625(2)(a)	4th-6yrs	Fraudulent use of scanning device, skimming device, or reencoder.	Lev 4 - 3rd
26	817.625(2)(c)	4th-6yrs	Possess, sell, or deliver skimming device.	Lev 4 - 3rd
27	831.01	4th-6yrs	Forgery.	Lev 2 - 3rd
28	831.02	4th-6yrs	Uttering forged instrument; utters or publishes alteration with intent to defraud.	Lev 2 - 3rd
29	831.07	4th-6yrs	Forging bank bills, checks, drafts, or promissory notes.	Lev 2 - 3rd
30	831.08	4th-6yrs	Possessing 10 or more forged notes, bills, checks, or drafts.	Lev 2 - 3rd
31	831.09	4th-6yrs	Uttering forged notes, bills, checks, drafts, or promissory notes.	Lev 2 - 3rd
32	831.11	4th-6yrs	Bringing into the state forged bank bills, checks, drafts, or notes.	Lev 2 - 3rd
33	832.05(3)(a)	4th-6yrs	Cashing or depositing item with intent to defraud.	Lev 2 - 3rd
34	837.021(1)	4th-6yrs	Make contradictory statements in official proceedings.	Lev 4 - 3rd
35	843.08	4th-6yrs	False personation.	Lev 2 - 3rd
36	893.13(1)(a)2.	4th-6yrs	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).	Lev 3 - 3rd
37	893.13(7)(a)9.	4th-6yrs	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.	Lev 3 - 3rd
38	918.13(1)(a)	4th-6yrs	Alter, destroy, or conceal investigation evidence.	Lev 3 - 3rd
39	934.215	4th-6yrs	Use of two-way communications device to facilitate commission of a crime.	Lev 4 - 3rd
40	944.47 (1)(a)1. & 2.	4th-6yrs	Introduce contraband to correctional facility.	Lev 3 - 3rd
41	985.721	5th-3yrs	Escapes from a juvenile facility (secure detention or residential commitment facility).	Lev 3 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	119.10(2)(b)	4th-6yrs	Unlawful use of confidential information from police reports.	Lev 3 - 3rd
2	316.027(2)(a)	4th-6yrs	Accidents involving personal injuries other than SBI, failure to stop; leaving scene.	Lev 5 - 3rd
3	379.365(2)(c)1	4th-6yrs	Stone crab traps, lines, or buoys; illegal bartering, trading, or sale, conspiring, etc.	Lev 5 - 3rd
4	379.367(4)	4th-6yrs	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.	Lev 5 - 3rd
5	379.407(5)(b)3	4th-6yrs	Possession of 100 or more undersized spiny lobsters.	Lev 5 - 3rd
6	381.0041(11)(b)	4th-6yrs	Donate blood, plasma, or organs knowing HIV positive.	Lev 5 - 3rd
7	403.413(6)(c)	4th-6yrs	Dumps waste litter exceeding 500 lbs. in weight or 100 cu ft. in volume or any quantity for comm. purposes, or haz waste.	Lev 2 - 3rd
8	501.001(2)(b)	4th-6yrs	Tampers with a consumer product or the container using materially false/misleading information.	Lev 3 - 2nd
9	517.07(1)	4th-6yrs	Failure to register securities.	Lev 4 - 3rd
10	590.28(1)	4th-6yrs	Intentional burning of lands.	Lev 2 - 3rd
11	624.401(4)(a)	4th-6yrs	Transacting insurance without a certificate of authority.	Lev 3 - 3rd
12	624.401(4)(b)1.	4th-6yrs	Transacting insurance without a certificate of authority; premium collected less than \$20,000.	Lev 3 - 3rd
13	626.902(1)(a) & (b)	4th-6yrs	Representing an unauthorized insurer.	Lev 3 - 3rd
14	784.05(3)	4th-6yrs	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.	Lev 2 - 3rd
15	784.082(3)	4th-6yrs	Battery by detained person on visitor or other detainee.	Lev 4 - 3rd
16	784.085	4th-6yrs	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.	Lev 4 - 3rd
17	790.01(2)	4th-6yrs	Carrying a concealed firearm	Lev 5 - 3rd
18	790.115(1)	4th-6yrs	Exhibiting firearm or weapon within 1,000 feet of a school. ***ADD "WHILE SCHOOL OR SCHOOL FUNCTION IN SESSION"	Lev 4 - 3rd
19	790.115(2)(b)	4th-6yrs	Possessing electric weapon or device, destructive device, or other weapon on school property.	Lev 4 - 3rd
20	800.04(6)(c)	4th-6yrs	Lewd or lascivious conduct; offender less than 18 years of age.	Lev 5 - 3rd
21	810.08(2)(c)	4th-6yrs	Trespass on property, armed with firearm or dangerous weapon.	Lev 4 - 3rd
22	812.014(2)(c)2.	5th-3yrs	Grand theft; \$5,000 or more but less than \$10,000.	Lev 3 - 3rd
23	812.131(2)(b)	4th-6yrs	Robbery by sudden snatching	Lev 5 - 3rd
24	815.04(5)(b)	4th-6yrs	Computer offense devised to defraud or obtain property.	Lev 3 - 2nd
25	817.034(4)(a)3.	4th-6yrs	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.	Lev 5 - 3rd
26	817.234(11)(a)	4th-6yrs	Insurance fraud; property value less than \$20,000.	Lev 3 - 3rd
27	817.234(1), (2)(a) & (3)(a)	4th-6yrs	Filing false financial statements/false relating to the solvency of an insuring entity	Lev 5 - 3rd
28	817.505(4)(a)	4th-6yrs	Patient brokering.	Lev 4 - 3rd
29	817.54	4th-6yrs	With intent to defraud, obtain mortgage note, etc., by false representation.	Lev 2 - 3rd
30	817.569(2)	4th-6yrs	Use of public record or public records information or providing false info to facilitate commission of a felony.	Lev 1 - 3rd
31	826.04	4th-6yrs	Knowingly marries or has sexual intercourse with person to whom related.	Lev 2 - 3rd
32	837.02(1)	4th-6yrs	Perjury in official proceedings.	Lev 4 - 3rd
33	839.13(2)(a)	4th-6yrs	Falsifying records of an individual in the care and custody of a state agency.	Lev 4 - 3rd
34	839.13(2)(c)	4th-6yrs	Falsifying records of the Department of Children and Families.	Lev 4 - 3rd
35	843.01	4th-6yrs	Resist officer with violence to person; resist arrest with violence.	Lev 5 - 3rd
36	843.021	4th-6yrs	Possession of a concealed handcuff key by a person in custody.	Lev 4 - 3rd
37	843.15(1)(a)	4th-6yrs	Failure to appear while on bail for felony (bond estreatment or bond jumping).	Lev 4 - 3rd
38	847.0135(5)(c)	4th-6yrs	Lewd or lascivious exhibition using computer; offender less than 18 years.	Lev 4 - 3rd
39	860.13(1)(a)	4th-6yrs	Operate aircraft while under the influence.	Lev 1 - 3rd
40	870.01(2)	4th-6yrs	Riot; inciting or encouraging.	Lev 3 - 3rd
41	893.13(8)(a)3.	4th-6yrs	Knowingly write a prescription for a controlled substance for a fictitious person.	Lev 3 - 3rd
42	893.13(8)(a)4.	4th-6yrs	Write a script for a cont. substance for a patient/person/animal if the sole purpose of writing the script is a monetary benefit for the practitioner.	Lev 3 - 3rd
43	944.47(1)c	4th-6yrs	Possess contraband while upon the grounds of a correctional institution. ****AMEND & ADJUST W/ SPECIFIC ITEMS	Lev 3 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.193(2)(b)	3rd-14yrs	Felony DUI, 3rd conviction.	Lev 3 - 3rd
2	316.1935(3)(a)	3rd-14yrs	Driving at high speed/ w/ wanton disregard for safety while fleeing/attempting to elude LEO who is in a patrol vehicle with siren and lights activated.	Lev 4 - 2nd
3	316.1935(4)(a)	3rd-14yrs	Aggravated fleeing or eluding	Lev 5 - 2nd
4	316.80(2)	3rd-14yrs	Unlawful conveyance of fuel; obtaining fraudulently	Lev 5 - 2nd
5	322.34(6)	3rd-14yrs	Careless operation of motor vehicle with suspended license, resulting in death/SBI	Lev 5 - 3rd
6	327.30(5)	3rd-14yrs	Vessel accidents involving personal injury; leaving scene.	Lev 5 - 3rd
7	376.302(5)	3rd-14yrs	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.	Lev 3 - 3rd
8	400.9935(4)(a) or (b)	3rd-14yrs	Operating a clinic, or offering services requiring licensure, without a license.	Lev 3 - 3rd
9	414.39(3)(a)	3rd-14yrs	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.	Lev 1 - 3rd
10	499.0051(5)	3rd-14yrs	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.	Lev 4 - 2nd
11	517.302(1)	3rd-14yrs	Violation of the Florida Securities and Investor Protection Act.	Lev 1 - 3rd
12	697.08	3rd-14yrs	Equity skimming.	Lev 3 - 3rd
13	784.021(1)(a)	3rd-14yrs	Aggravated assault; deadly weapon without intent to kill.	Lev 6 - 3rd
14	784.021(1)(b)	3rd-14yrs	Aggravated assault; intent to commit felony.	Lev 6 - 3rd
15	784.048(3)	3rd-14yrs	Aggravated stalking; credible threat.	Lev 6 - 3rd
16	784.075	3rd-14yrs	Battery on detention or commitment facility staff.	Lev 4 - 3rd
17	784.07(2)(b)	3rd-14yrs	Battery of law enforcement officer, firefighter, etc.	Lev 4 - 3rd
18	784.074(1)(c)	3rd-14yrs	Battery of sexually violent predators facility staff.	Lev 4 - 3rd
19	784.078	3rd-14yrs	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.	Lev 4 - 3rd
20	784.08(2)(c)	3rd-14yrs	Battery on a person 65 years of age or older.	Lev 4 - 3rd
21	784.081(3)	3rd-14yrs	Battery on specified official or employee.	Lev 4 - 3rd
22	784.083(3)	3rd-14yrs	Battery on code inspector.	Lev 4 - 3rd
23	787.04(1)	3rd-14yrs	In violation of court order, take, entice, etc., minor beyond state limits.	Lev 2 - 3rd
24	790.15(3)	3rd-14yrs	Person directs another to discharge firearm from a vehicle.	Lev 3 - 3rd
25	806.111(1)	4th-6yrs	Possess, manufacture/dispense fire bomb w/ intent to damage any structure/property	Lev 5 - 3rd
26	812.014(2)(c)3	4th-6yrs	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.	Lev 4 - 3rd
27	812.015(8)(a) & (c)-(e)	3rd-14yrs	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.	Lev 5 - 3rd
28	812.16(2)	4th-6yrs	Owning, operating, or conducting a chop shop	Lev 5 - 3rd
29	817.233	3rd-14yrs	Burning to defraud insurer.	Lev 6 - 3rd
30	825.102(3)(c)	3rd-14yrs	Neglect of an elderly person or disabled adult.	Lev 6 - 3rd
31	825.1025(4)	4th-6yrs	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.	Lev 5 - 3rd
32	825.103(3)(c)	3rd-14yrs	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.	Lev 6 - 3rd
33	827.03(2)(d)	3rd-14yrs	Neglect of a child.	Lev 1 - 3rd
34	827.071(5)	4th-6yrs	Possess/control/intentionally view photo material, mot pic, includes sex conduct by child.	Lev 5 - 3rd
35	828.122(3)	3rd-14yrs	Fighting or baiting animals.	Lev 1 - 3rd
36	828.125(1)	3rd-14yrs	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.	Lev 4 - 2nd
37	838.022	3rd-14yrs	Offical misconduct	Lev 4 - 3rd
38	838.15(2)	3rd-14yrs	Commercial bribe receiving.	Lev 1 - 3rd
39	838.16	3rd-14yrs	Commercial bribery.	Lev 6 - 3rd
40	843.025	3rd-14yrs	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.	Lev 4 - 3rd
41	843.0855(4)	4th-6yrs	Intimidation of a public officer or employee.	Lev 7 - 3rd
42	843.12	3rd-14yrs	Aids or assists person to escape.	Lev 3 - 3rd
43	843.19	3rd-14yrs	Injure, disable, or kill police, fire, or SAR canine or police horse.	Lev 1 - 3rd
44	847.011(1)(a)	3rd-14yrs	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).	Lev 4 - 3rd
45	874.05(1)(a)	3rd-14yrs	Encouraging or recruiting another to join a criminal gang.	Lev 4 - 3rd
46	893.13(1)(d)2	3rd-14yrs	Sell/manufacture/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 w/n 1,000 ft of university.	Lev 3 - 2nd
47	893.13(1)(f)2	3rd-14yrs	Sell/manufacture/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 w/n 1,000 ft of pub housing facility.	Lev 3 - 2nd

48	893.13(4)(c)	4th-6yrs	Use or hire of minor; deliver to minor other controlled substances.	Lev 3 - 3rd
49	893.1351(1)	4th-6yrs	Ownership, lease, or rental for trafficking in or manufacturing of controlled substance	Lev 5 - 3rd
50	914.14(2)	3rd-14yrs	Witnesses accepting bribes.	Lev 4 - 3rd
51	914.22(1)	3rd-14yrs	Force, threaten, etc., witness, victim, or informant.	Lev 4 - 3rd
52	914.23(2)	3rd-14yrs	Retaliation against a witness, victim, or informant, no bodily injury.	Lev 4 - 3rd
53	944.46	3rd-14yrs	Harboring, concealing, aiding escaped prisoners.	Lev 6 - 3rd
54	944.47(1)(a)6	3rd-14yrs	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.	Lev 4 - 3rd
55	951.22(1)(h), (j) & (k)	3rd-14yrs	Intoxicating drug, instrumentality/other device to aid escape, or cell telephone/other portable comm device introduced into county detention facility.	Lev 4 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	440.10(1)(g)	3rd-14yrs	Failure to obtain workers' compensation coverage	Lev 5 - 2nd
2	440.105(5)	3rd-14yrs	Unlawful solicitation for the purpose of making workers' compensation claims	Lev 5 - 2nd
3	440.381(2)	3rd-14yrs	False, misleading, or incomp info w/ purpose of avoiding/reducing wkr comp premiums.	Lev 5 - 3rd
4	456.065(2)	3rd-14yrs	Practicing a health care profession without a license.	Lev 7 - 3rd
5	458.327(1)	3rd-14yrs	Practicing medicine without a license.	Lev 7 - 3rd
6	459.013(1)	3rd-14yrs	Practicing osteopathic medicine without a license.	Lev 7 - 3rd
7	460.411(1)	3rd-14yrs	Practicing chiropractic medicine without a license.	Lev 7 - 3rd
8	461.012(1)	3rd-14yrs	Practicing podiatric medicine without a license.	Lev 7 - 3rd
9	462.17	3rd-14yrs	Practicing naturopathy without a license.	Lev 7 - 3rd
10	463.015(1)	3rd-14yrs	Practicing optometry without a license.	Lev 7 - 3rd
11	464.016(1)	3rd-14yrs	Practicing nursing without a license.	Lev 7 - 3rd
12	465.015(2)	3rd-14yrs	Practicing pharmacy without a license.	Lev 7 - 3rd
13	466.026(1)	3rd-14yrs	Practicing dentistry or dental hygiene without a license.	Lev 7 - 3rd
14	467.201	3rd-14yrs	Practicing midwifery without a license.	Lev 7 - 3rd
15	468.366	3rd-14yrs	Delivering respiratory care services without a license.	Lev 7 - 3rd
16	483.828(1)	3rd-14yrs	Practicing as clinical laboratory personnel without a license.	Lev 7 - 3rd
17	483.901(7)	3rd-14yrs	Practicing medical physics without a license.	Lev 7 - 3rd
18	484.013(1)(c)	3rd-14yrs	Preparing or dispensing optical devices without a prescription.	Lev 7 - 3rd
19	484.053	3rd-14yrs	Dispensing hearing aids without a license.	Lev 7 - 3rd
20	499.0051(2)	2nd-20yrs	Knowing forgery of transaction history, transaction information, or transaction statement.	Lev 6 - 2nd
21	499.0051(3)	2nd-20yrs	Knowing purchase or receipt of prescription drug from unauthorized person.	Lev 6 - 2nd
22	499.0051(4)	2nd-20yrs	Knowing sale or transfer of prescription drug to unauthorized person.	Lev 6 - 2nd
23	560.123(8)(b)1.	3rd-14yrs	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.	Lev 7 - 3rd
24	560.125(5)(a)	3rd-14yrs	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.	Lev 7 - 3rd
25	624.401(4)(b)2.	3rd-14yrs	Transacting ins. w/out certificate/authority; premium collected \$20,000+ <\$100,000.	Lev 5 - 2nd
26	626.902(1)(c)	3rd-14yrs	Representing an unauthorized insurer; repeat offender.	Lev 5 - 2nd
27	655.50(10)(b)1.	3rd-14yrs	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.	Lev 7 - 3rd
28	784.041	3rd-14yrs	Felony battery; domestic battery by strangulation.	Lev 6 - 3rd
29	784.074(1)(b)	3rd-14yrs	Aggravated assault on sexually violent predators facility staff.	Lev 6 - 2nd
30	784.08(2)(b)	3rd-14yrs	Aggravated assault on a person 65 years of age or older.	Lev 6 - 2nd
31	784.081(2)	3rd-14yrs	Aggravated assault on specified official or employee.	Lev 6 - 2nd
32	784.082(2)	3rd-14yrs	Aggravated assault by detained person on visitor or other detainee.	Lev 6 - 2nd
33	784.083(2)	3rd-14yrs	Aggravated assault on code inspector.	Lev 6 - 2nd
34	787.02(2)	3rd-14yrs	False imprisonment; restraining with purpose other than those in s. 787.01.	Lev 6 - 3rd
35	787.04(2)	3rd-14yrs	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.	Lev 4 - 3rd
36	787.04(3)	3rd-14yrs	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.	Lev 4 - 3rd
37	787.07	3rd-14yrs	Human smuggling	Lev 4 - 3rd
38	790.163(1)	3rd-14yrs	False report of bomb, explosive, weapon of mass destr., or use of f/a in violent manner.	Lev 5 - 2nd
39	790.164(1)	3rd-14yrs	False report concerning bomb/explosive/weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	Lev 6 - 2nd
40	800.04(7)(b)	3rd-14yrs	Lewd or lascivious exhibition; offender 18 yrs +	Lev 5 - 2nd
41	810.02(3)(b)	3rd-14yrs	Burglary of unoccupied dwelling; unarmed; no assault or battery.	Lev 7 - 2nd
42	812.0145(2)(b)	3rd-14yrs	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.	Lev 5 - 2nd
43	812.019(1)	3rd-14yrs	Stolen property; dealing in or trafficking in.	Lev 5 - 2nd
44	817.4821(5)	3rd-14yrs	Possess cloning paraphernalia with intent to create cloned cellular telephones.	Lev 6 - 2nd
45	817.535(2)(a)	3rd-14yrs	Filing false lien or other unauthorized document	Lev 7 - 3rd
46	817.611(2)(a)	3rd-14yrs	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.	Lev 5 - 2nd
47	825.102(1)	3rd-14yrs	Abuse of an elderly person or disabled adult.	Lev 6 - 3rd
48	827.03(2)(c)	3rd-14yrs	Abuse of a child.	Lev 6 - 3rd
49	831.29	3rd-14yrs	Possession of instruments for counterfeiting driver licenses or identification cards.	Lev 3 - 2nd
50	837.05(2)	3rd-14yrs	Giving false information about alleged capital felony to a law enforcement officer.	Lev 7 - 3rd
51	843.0855(3)	3rd-14yrs	Unlawful simulation of legal process.	Lev 7 - 3rd

52	847.011	3rd-14yrs	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.	Lev 6 - 3rd
53	893.13(2)(a)1.	3rd-14yrs	Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)5. drugs). **SEPARATE/ADJUST FOR SCHEDULES/DRUG TYPE???	Lev 4 - 2nd
54	918.12	3rd-14yrs	Tampering with jurors.	Lev 6 - 3rd
55	944.35(3)(a)2.	3rd-14yrs	Committing malicious battery upon/inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm	Lev 6 - 3rd
56	944.4	3rd-14yrs	Escapes	Lev 6 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	775.0875(1)	3rd-14yrs	Taking firearm from law enforcement officer.	Lev 6 - 3rd
2	784.048(4)	3rd-14yrs	Aggravated stalking; violation of injunction or court order	Lev 7 - 3rd
3	784.048(7)	3rd-14yrs	Aggravated stalking; violation of court order	Lev 7 - 3rd
4	790.115(2)(c)	3rd-14yrs	Possessing firearm on school property.	Lev 4 - 3rd
5	800.04(5)(d)	3rd-14yrs	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	Lev 6 - 3rd
6	812.014 (2)(c)6****Mx1.5	3rd-14yrs	NEW CHARGE TO BE ADDED****Grand theft, 3rd degree; GTA with 3/+ priors COULD BE ADDED TO REMOVE SCORESHEET MULTIPLIER	N/A
7	812.13(2)(c)	3rd-14yrs	Robbery, no firearm or other weapon (strong-arm robbery).	Lev 6 - 2nd
8	817.034(4)(a)2.	3rd-14yrs	Communications fraud, value \$20,000 to \$50,000.	Lev 5 - 2nd
9	817.234(11)(b)	3rd-14yrs	Insurance fraud; property value \$20,000 or more but less than \$100,000.	Lev 5 - 2nd
10	817.505(4)(b)	3rd-14yrs	Patient brokering; 10 or more patients.	Lev 6 - 2nd
11	817.535(2)(b)	3rd-14yrs	Filing false lien or other unauthorized document; second or subsequent offense.	Lev 8 - 2nd
12	817.535(3)(a)	3rd-14yrs	Filing false lien or other unauthorized document; property owner is a public officer or employee.	Lev 8 - 2nd
13	817.535(4)(a)1.	3rd-14yrs	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.	Lev 8 - 2nd
14	817.535(5)(a)	3rd-14yrs	Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.	Lev 8 - 2nd
15	817.568(2)(b)	3rd-14yrs	Fraudulent use of personal ID; value of \$5,000+ 10+ persons	Lev 5 - 2nd
16	817.568(6)	3rd-14yrs	Fraudulent use of personal identification information of an individual under the age of 18.	Lev 8 - 2nd
17	817.625(2)(b)	3rd-14yrs	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.	Lev 5 - 2nd
18	828.12(2)	3rd-14yrs	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.	Lev 5 - 3rd
19	839.13(2)(b)	3rd-14yrs	False records of individual in care/custody of a state agency w/ great bodily harm or death.	Lev 5 - 2nd
20	843.0855(2)	4th-6yrs	Impersonation of a public officer or employee.	Lev 7 - 3rd
21	847.0135(5)(b)	3rd-14yrs	Lewd or lascivious exhibition using computer; offender 18 years or older.	Lev 5 - 2nd
22	847.0137 (2) & (3)	3rd-14yrs	Transmission of pornography by electronic device or equipment.	Lev 5 - 3rd
23	847.0138 (2) & (3)	3rd-14yrs	Transmission of material harmful to minors to a minor by electronic device or equipment.	Lev 5 - 3rd
24	896.101(5)(a)	3rd-14yrs	Money laundering, financial transactions exceeding \$300 but less than \$20,000. ***RAISE MIN AMOUNT to \$750 or \$1,000???	Lev 7 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.027(2)(b)	3rd-14yrs	Leaving the scene of a crash involving serious bodily injury.	Lev 6 - 2nd
2	316.193(3)(c)2.	3rd-14yrs	DUI resulting in serious bodily injury.	Lev 7 - 3rd
3	316.193(2)(b)	3rd-14yrs	Felony DUI, 4th or subsequent conviction.	Lev 3 - 3rd
4	327.35(3)(c)2.	3rd-14yrs	Vessel BUI resulting in serious bodily injury.	Lev 7 - 3rd
5	400.9935(4)(c)	3rd-14yrs	Operating a clinic, or offering services requiring licensure, without a license.	Lev 6 - 2nd
6	409.920 (2)(b)1.a.	3rd-14yrs	Medicaid provider fraud; \$10,000 or less.	Lev 7 - 3rd
7	782.04(4)	3rd-14yrs	Killing of human w/out design when engaged in act/attempt of fel not arson/sex batt/robbery/burglary/kidnapping/agg. f/e with SBI/death, aircraft piracy/discharging bomb.	Lev 8 - 2nd
8	784.048(5)	3rd-14yrs	Aggravated stalking of person under 16.	Lev 6 - 3rd
9	784.041*****	3rd-14yrs	Felony battery; domestic battery by strangulation -in the presence of a child under 16 ***THIS COULD BE ADDED TO REMOVE MUTLIPLIER ON SCORESHEET	N/A
10	784.07(2)(c)	2nd-20yrs	Aggravated assault on law enforcement officer.	Lev 6 - 2nd
11	790.115(2)(d)	2nd-20yrs	Discharging firearm or weapon on school property.	Lev 6 - 2nd
12	790.162	3rd-14yrs	Threat to throw or discharge destructive device	Lev 5 - 2nd
13	790.221(1)	3rd-14yrs	Possession of short-barreled shotgun or machine gun	Lev 5 - 2nd
14	790.23	3rd-14yrs	Felons in possession of firearms, ammunition, or electronic weapons or devices.	Lev 5 - 2nd
15	796.05(1)	3rd-14yrs	Live on earnings of a prostitute; 1st offense.	Lev 5 - 2nd
16	800.04(6)(b)	3rd-14yrs	Lewd or lascivious conduct; offender 18 years of age or older.	Lev 6 - 2nd
17	806.031(2)	3rd-14yrs	Arson resulting in great bodily harm to firefighter or any other person.	Lev 6 - 2nd
18	810.02(3)(c)	3rd-14yrs	Burglary of occupied structure; unarmed; no assault or battery.	Lev 6 - 2nd
19	810.145(8)(b)	3rd-14yrs	Video voyeurism; certain minor victims; 2nd or subsequent offense.	Lev 6 - 2nd
20	812.014(2)(b)1.	3rd-14yrs	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	Lev 6 - 2nd
21	812.014(6)	3rd-14yrs	Theft; property stolen \$3,000 or more; coordination of others.	Lev 6 - 2nd
22	812.015(9)(a)	3rd-14yrs	Retail theft; property stolen \$750 or more; second or subsequent conviction.	Lev 6 - 2nd
23	812.015(9)(b)	3rd-14yrs	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.	Lev 6 - 2nd
24	817.234(8)(a)	3rd-14yrs	Solicitation of motor vehicle accident victims with intent to defraud.	Lev 7 - 2nd
25	825.1025(3)	3rd-14yrs	Lewd or lascivious molestation of an elderly person or disabled adult.	Lev 6 - 3rd
26	827.071(2) & (3)	3rd-14yrs	Use or induce a child in a sexual performance, or promote or direct such performance.	Lev 6 - 2nd
27	827.071(4)	3rd-14yrs	Possess w/ intent to promote photo material, motion pic includes sex conduct by a child.	Lev 5 - 2nd
28	836.05	3rd-14yrs	Threats; extortion.	Lev 6 - 2nd
29	836.10	3rd-14yrs	Written threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.	Lev 6 - 2nd
30	874.05(1)(b)	3rd-14yrs	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.	Lev 5 - 2nd
31	874.05(2)(a)	3rd-14yrs	Encouraging or recruiting person under 13 years of age to join a criminal gang.	Lev 5 - 2nd
32	893.13(1)(a)1.	3rd-14yrs	Sell/manufacture/deliver cocaine w/ in 1,000 feet of child care/school/public spaces **ADD WHEN SCHOOL OR SCHOOL/PUBLIC FUNCTION IN SESSION	Lev 5 - 2nd
33	893.13(1)(c)2.	3rd-14yrs	Sell/manufacture/deliver cannabis within 1,000 feet of a child care/school/public spaces **ADD WHEN SCHOOL OR SCHOOL/PUBLIC FUNCTION IN SESSION	Lev 5 - 2nd
34	893.13(1)(d)1.	3rd-14yrs	Sell/manufacture/deliver cocaine within 1,000 feet of university.	Lev 5 - 1st
35	893.13(1)(e)2.	3rd-14yrs	Sell/manufacture/deliver cannabis within 1,000 feet of property used for religious services **ADD WHEN RELIGIOUS SERVICES ARE BEING HELD	Lev 5 - 2nd
36	893.13(1)(f)1.	3rd-14yrs	Sell, manufacture, or deliver cocaine within 1,000 feet of public housing facility.	Lev 5 - 1st
37	893.13(4)(b)	3rd-14yrs	Use or hire of minor; deliver to minor other controlled substance.	Lev 5 - 2nd
38	896.104(4)(a)1.	3rd-14yrs	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000. ****RAISE MIN TO \$750 or \$1,000???	Lev 7 - 3rd
39	943.0435(4)(c)	3rd-14yrs	Sexual offender vacating permanent residence; failure to comply with reporting requirements.	Lev 7 - 2nd
40	943.0435(8)	3rd-14yrs	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.	Lev 7 - 2nd
41	943.0435(9)(a)	3rd-14yrs	Sexual offender; failure to comply with reporting requirements.	Lev 7 - 2nd
42	943.0435(13)	3rd-14yrs	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	Lev 7 - 3rd
43	943.0435(14)	3rd-14yrs	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	Lev 7 - 3rd
44	944.47(1)(a)5	3rd-14yrs	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	Lev 6 - 2nd
45	944.607(9)	3rd-14yrs	Sexual offender; failure to comply with reporting requirements.	Lev 7 - 3rd
46	944.607(10)(a)	3rd-14yrs	Sexual offender; failure to submit to the taking of a digitized photograph.	Lev 7 - 3rd
47	944.607(12)	3rd-14yrs	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	Lev 7 - 3rd
48	944.607(13)	3rd-14yrs	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	Lev 7 - 3rd
49	951.22(1)(i)	3rd-14yrs	Firearm or weapon introduced into county detention facility.	Lev 6 - 3rd
50	985.4815(10)	3rd-14yrs	Sexual offender; failure to submit to the taking of a digitized photograph.	Lev 7 - 3rd
51	985.4815(12)	3rd-14yrs	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	Lev 7 - 3rd
52	985.4815(13)	3rd-14yrs	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	Lev 7 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	775.21(10)(a)	2nd-20yrs	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.	Lev 7 - 3rd
2	775.21(10)(b)	2nd-20yrs	Sexual predator working where children regularly congregate.	Lev 7 - 3rd
3	775.21(10)(g)	2nd-20yrs	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.	Lev 7 - 3rd
4	790.165(2)	2nd-20yrs	Manufacture, sell, possess, or deliver hoax bomb.	Lev 7 - 2nd
5	790.166(3)	2nd-20yrs	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.	Lev 7 - 2nd
6	794.011(8)(a)	2nd-20yrs	Solicitation of minor to participate in sexual activity by custodial adult.	Lev 6 - 3rd
7	794.05(1)	2nd-20yrs	Unlawful sexual activity with specified minor.	Lev 6 - 2nd
8	794.08(4)	2nd-20yrs	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.	Lev 7 - 3rd
9	810.02(3)(e)	2nd-20yrs	Burglary of authorized emergency vehicle.	Lev 7 - 2nd
10	812.014(2)(b)2.	2nd-20yrs	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.	Lev 7 - 2nd
11	812.014(2)(b)3.	2nd-20yrs	Property stolen, emergency medical equipment; 2nd degree grand theft.	Lev 7 - 2nd
12	812.014(2)(b)4.	2nd-20yrs	Property stolen, law enforcement equipment from authorized emergency vehicle.	Lev 7 - 2nd
13	812.019(2)	2nd-20yrs	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.	Lev 7 - 1st
14	812.131(2)(a)	3rd-14yrs	Robbery by sudden snatching	Lev 7 - 2nd
15	817.034(4)(a)1.	1st-30yrs	Communications fraud, value greater than \$50,000. RAISE TO \$100,000+????	Lev 7 - 1st
16	817.234(9)	3rd-14yrs	Organizing, planning, or participating in an intentional motor vehicle collision.	Lev 7 - 2nd
17	817.611(2)(b)	3rd-14yrs	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.	Lev 7 - 2nd
18	827.04(3)	3rd-14yrs	Impregnation of a child under 16 years of age by person 21 years of age or older.	Lev 7 - 3rd
19	837.02(2)	3rd-14yrs	Perjury in official proceedings relating to prosecution of a capital felony.	Lev 8 - 2nd
20	837.021(2)	3rd-14yrs	Making contradictory statements in official proceedings relating to prosecution of a capital felony.	Lev 8 - 2nd
21	838.015	2nd-20yrs	Bribery.	Lev 7 - 2nd
22	838.016	2nd-20yrs	Unlawful compensation or reward for official behavior.	Lev 7 - 2nd
23	838.021(3)(a)	3rd-14yrs	Unlawful harm to a public servant.	Lev 7 - 2nd
24	838.22	2nd-20yrs	Bid tampering.	Lev 7 - 2nd
25	847.012	2nd-20yrs	Knowingly using a minor in the production of materials harmful to minors.	Lev 6 - 3rd
26	847.0135(2)	2nd-20yrs	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.	Lev 6 - 3rd
27	847.0135(3)	2nd-20yrs	Solicitation of a child, via a computer service, to commit an unlawful sex act.	Lev 7 - 3rd
28	872.06	2nd-20yrs	Abuse of a dead human body.	Lev 7 - 2nd
29	914.23	2nd-20yrs	Retaliation against a witness, victim, or informant, with bodily injury.	Lev 6 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	409.920 (2)(b)1.b.	2nd-20yrs	Medicaid provider fraud; more than \$10,000, but less than \$50,000	Lev 7 - 2nd
2	560.123(8)(b)2.	3rd-14yrs	Failure to report currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000 by money transmitter.	Lev 8 - 2nd
3	560.125(5)(b)	3rd-14yrs	Money transmitter biz by unauthorized person, currency/payment instruments totaling or exceeding \$20,000, but less than \$100,000.	Lev 8 - 2nd
4	655.50(10)(b)2.	3rd-14yrs	Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.	Lev 8 - 2nd
5	790.19	2nd-20yrs	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	Lev 6 - 2nd
6	790.161(2)	2nd-20yrs	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	Lev 6 - 2nd
7	790.165(3)	2nd-20yrs	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.	Lev 7 - 2nd
8	790.166(4)	2nd-20yrs	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.	Lev 7 - 2nd
9	800.04(4)(b)	2nd-20yrs	Lewd or lascivious battery.	Lev 8 - 2nd
10	800.04(5)(c)1.	2nd-20yrs	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.	Lev 7 - 2nd
11	800.04(5)(c)2.	2nd-20yrs	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.	Lev 7 - 2nd
12	806.01(2)	2nd-20yrs	Maliciously damage structure by fire or explosive.	Lev 7 - 2nd
13	810.02(3)(a)	2nd-20yrs	Burglary of occupied dwelling; unarmed; no assault or battery	Lev 7 - 2nd
14	810.02(3)(d)	2nd-20yrs	Burglary of occupied conveyance; unarmed; no assault or battery.	Lev 7 - 2nd
15	825.102(3)(b)	2nd-20yrs	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.	Lev 7 - 2nd
16	825.103(3)(b)	2nd-20yrs	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.	Lev 7 - 2nd
17	827.03(2)(b)	2nd-20yrs	Neglect of a child causing great bodily harm, disability, or disfigurement.	Lev 7 - 2nd
18	847.0135(4)	2nd-20yrs	Traveling to meet a minor to commit an unlawful sex act.	Lev 7 - 2nd
19	893.1351(2)	2nd-20yrs	Possession of place for trafficking in or manufacturing of controlled substance.	Lev 7 - 2nd
20	896.101(5)(b)	2nd-20yrs	Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.	Lev 8 - 2nd
21	896.104(4)(a)2	2nd-20yrs	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,	Lev 8 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	402.319(2)	2nd-20yrs	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.	Lev 7 - 2nd
2	456.065(2)(d)	2nd-20yrs	Practicing a health care profession without a license which results in serious bodily injury.	Lev 7 - 3rd
3	494.0018(2)	1st-30yrs	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.	Lev 7 - 1st
4	782.051(3)	2nd-20yrs	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.	Lev 7 - 2nd
5	784.045(1)(a)1.	2nd-20yrs	Aggravated battery; intentionally causing great bodily harm or disfigurement.	Lev 7 - 2nd
6	784.045(1)(a)2.	2nd-20yrs	Aggravated battery; using deadly weapon.	Lev 7 - 2nd
7	784.045(1)(b)	2nd-20yrs	Aggravated battery; perpetrator aware victim pregnant	Lev 7 - 2nd
8	794.011(5)(b)	2nd-20yrs	Sexual battery; victim and offender 18 years of age or older; offender does not use physical force likely to cause serious injury.	Lev 8 - 2nd
9	794.011(5)(c)	2nd-20yrs	Sexual battery; victim 12 years of age or older; offender younger than 18 years; offender does not use physical force likely to cause injury.	Lev 8 - 2nd
10	794.08(3)	2nd-20yrs	Female genital mutilation, removal of a victim younger than 18 years of age from this state.	Lev 8 - 2nd
11	796.05(1)	1st-30yrs	Live on earnings of a prostitute; 2nd offense.	Lev 7 - 1st
12	810.02(2)(c)	2nd-20yrs	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.	Lev 8 - 2nd
13	812.014(2)(a)2.	2nd-20yrs	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.	Lev 8 - 2nd
14	812.0145(2)(a)	2nd-20yrs	Theft from person 65 years of age or older; \$50,000 or more.	Lev 7 - 1st
15	812.13(2)(b)	1st-30yrs	Robbery with a weapon.	Lev 8 - 1st
16	812.133(2)(b)	2nd-20yrs	Carjacking; no firearm, deadly weapon, or other weapon.	Lev 7 - 1st
17	817.2341(2)(b) &3(b)	2nd-20yrs	Making false entries of mat fact/false statements regarding prop values relating to the solvency of insur entity which are a significant cause of insolvency of	Lev 7 - 1st
18	817.505(4)(c)	2nd-20yrs	Patient brokering; 20 or more patients.	Lev 8 - 1st
19	817.568(7)	2nd-20yrs	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial auth.	Lev 9 - 2nd
20	817.611(2)(c)	2nd-20yrs	Traffic in or possess 50 or more counterfeit credit cards or related documents.	Lev 8 - 1st
21	874.05(2)(b)	1st-30yrs	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.	Lev 7 - 1st
22	893.13(1)(c)1.	1st-30yrs	Sell, manufacture, or deliver cocaine within 1,000 ft of a child care facility, school, or state, county, or muni park/publicly owned recreational facility or community ctr.	Lev 7 - 1st
23	893.13(1)(e)1.	1st-30yrs	Sell, manufacture, or deliver cocaine or other drug prohibited within 1,000 feet of property used for religious services or a specified business site. *****???????	Lev 7 - 1st
24	893.13(4)(a)	1st-30yrs	Use or hire of minor; deliver to minor other controlled substance.	Lev 7 - 1st
25	893.135 (1)(b)1.a.	1st-30yrs	Trafficking in cocaine, more than 28 grams, less than 200 grams.	Lev 7 - 1st
26	893.135 (1)(c)1.a.	1st-30yrs	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.	Lev 7 - 1st
27	893.135 (1)(c)2.a.	1st-30yrs	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.	Lev 7 - 1st
28	893.135 (1)(c)2.b.	1st-30yrs	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.	Lev 7 - 1st
29	893.135 (1)(c)3.a.	1st-30yrs	Trafficking in oxycodone, 7 grams or more, less than 14 grams.	Lev 7 - 1st
30	893.135 (1)(c)3.b.	1st-30yrs	Trafficking in oxycodone, 14 grams or more, less than 25 grams.	Lev 7 - 1st
31	893.135 (1)(c)4.b.(l)	1st-30yrs	Trafficking in fentanyl, 4 grams or more, less than 14 grams.	Lev 7 - 1st
32	893.135 (1)(d)1.a.	1st-30yrs	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.	Lev 7 - 1st
33	893.135 (1)(g)1.a.	1st-30yrs	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.	Lev 7 - 1st
34	893.135 (1)(h)1.a.	1st-30yrs	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.	Lev 7 - 1st
35	893.135 (1)(i)1.a.	1st-30yrs	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.	Lev 7 - 1st
36	893.135 (1)(k)2.a.	1st-30yrs	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.	Lev 7 - 1st
37	893.135 (1)(m)2.a.	1st-30yrs	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.	Lev 7 - 1st
38	893.135 (1)(m)2.b.	1st-30yrs	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.	Lev 7 - 1st
39	893.135 (1)(n)2.a.	1st-30yrs	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.	Lev 7 - 1st
40	893.135(1)(a)1.	1st-30yrs	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.	Lev 7 - 1st
41	893.135(1)(e)1.	1st-30yrs	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.	Lev 7 - 1st
42	893.135(1)(f)1.	1st-30yrs	Trafficking in amphetamine, 14 grams or more, less than 28 grams.	Lev 7 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.1935(4)(b)	1st-30yrs	Aggravated fleeing or attempted eluding with serious bodily injury or death.	Lev 8 - 1st
2	499.0051(6)	1st-30yrs	Knowing trafficking in contraband prescription drugs.	Lev 8 - 1st
3	499.0051(7)	1st-30yrs	Knowing forgery of prescription labels or prescription drug labels.	Lev 8 - 1st
4	560.123(8)(b)3.	1st-30yrs	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter	Lev 9 - 1st
5	560.125(5)(c)	1st-30yrs	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000	Lev 9 - 1st
6	655.50(10)(b)3	1st-30yrs	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution	Lev 9 - 1st
7	775.0844	1st-30yrs	Aggravated white collar crime	Lev 9 - 1st
8	777.03(2)(a)	1st-30yrs	Accessory after the fact, capital felony.	Lev 8 - 1st
9	782.051(2)	1st-30yrs	Att. fel murder while perpetrating or attempting to perpetrate a felony not enumerated in s. 782.04(3).	Lev 8 - 1st
10	782.07(1)	2nd-20yrs	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).	Lev 7 - 2nd
11	782.071	2nd-20yrs	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).	Lev 7 - 2nd
12	782.072	2nd-20yrs	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).	Lev 7 - 2nd
13	784.07(2)(d)	1st-30yrs	Aggravated battery on law enforcement officer	Lev 7 - 1st
14	784.074(1)(a)	1st-30yrs	Aggravated battery on sexually violent predators facility staff	Lev 7 - 1st
15	784.08(2)(a)	1st-30yrs	Aggravated battery on a person 65 years of age or older	Lev 7 - 1st
16	784.081(1)	1st-30yrs	Aggravated battery on specified official or employee	Lev 7 - 1st
17	784.082(1)	1st-30yrs	Aggravated battery by detained person on visitor or other detainee	Lev 7 - 1st
18	784.083(1)	1st-30yrs	Aggravated battery on code inspector	Lev 7 - 1st
19	787.06(3)(a)2.	1st-30yrs	Human trafficking using coercion for labor and services of an adult.	Lev 7 - 1st
20	787.06(3)(e)2.	1st-30yrs	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.	Lev 7 - 1st
21	790.07(4)	1st-30yrs	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).	Lev 7 - 1st
22	790.16(1)	1st-30yrs	Discharge of a machine gun under specified circumstances.	Lev 7 - 1st
23	790.161(3)	1st-30yrs	Discharging a destructive device which results in bodily harm or property damage.	Lev 8 - 1st
24	790.23	1st-30yrs/Life	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.	Lev 7 - 1st,PBL
25	794.011(5)(a)	1st-30yrs	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.	Lev 8 - 1st
26	796.05(1)(c)	1st-30yrs	Live on earnings of a prostitute; 3rd and subsequent offense.	Lev 7 - 1st
27	800.04(5)(e)	1st-30yrs	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.	Lev 7 - 1st
28	812.014(2)(a)1.	1st-30yrs	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a LEO; property stolen while causing other property damage; 1st degree grand theft.	Lev 7 - 1st
29	812.135(2)(c)	1st-30yrs	Home-invasion robbery, no firearm, deadly weapon, or other weapon.	Lev 8 - 1st
30	817.234(1)(c)	2nd-20yrs	Insurance fraud; property value \$100,000 or more.	Lev 7 - 1st
31	817.535(3)(b)	1st-30yrs	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.	Lev 9 - 1st
32	817.535(4)(a)2.	1st-30yrs	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.	Lev 9 - 1st
33	817.535(5)(b)	1st-30yrs	Filing false lien or other unauthorized document; second or subsequent offense; owner of the property incurs financial loss as a result of the false instrument.	Lev 9 - 1st
34	825.103(3)(a)	1st-30yrs	Exploiting an elderly person or disabled adult and property is valued at \$50,000 or more.	Lev 8 - 1st
35	860.121(2)(c)	1st-30yrs	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.	Lev 8 - 1st
36	860.16	1st-30yrs	Aircraft piracy.	Lev 8 - 1st
37	874.10	1st-30yrs/Life	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.	Lev 7 - 1st,PBL
38	893.13(1)(b)	1st-30yrs	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	Lev 8 - 1st
39	893.13(2)(b)	1st-30yrs	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	Lev 8 - 1st
40	893.13(6)(c)	1st-30yrs	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	Lev 8 - 1st
41	893.135 (1)(b)1.b.	1st-30yrs	Trafficking in cocaine, more than 200 grams, less than 400 grams.	Lev 8 - 1st
42	893.135 (1)(c)1.b.	1st-30yrs	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.	Lev 8 - 1st
43	893.135 (1)(c)2.c.	1st-30yrs	Trafficking in hydrocodone, 100 grams or more, less than 300 grams.	Lev 8 - 1st
44	893.135 (1)(c)3.c.	1st-30yrs	Trafficking in oxycodone, 25 grams or more, less than 100 grams.	Lev 8 - 1st
45	893.135 (1)(c)4.b.(II)	1st-30yrs	Trafficking in fentanyl, 14 grams or more, less than 28 grams.	Lev 8 - 1st
46	893.135 (1)(d)1.b.	1st-30yrs	Trafficking in phencyclidine, 200 grams or more, less than 400 grams.	Lev 8 - 1st
47	893.135 (1)(e)1.b.	1st-30yrs	Trafficking in methaqualone, 5 kilograms or more, less than 25 kilograms.	Lev 8 - 1st
48	893.135 (1)(f)1.b.	1st-30yrs	Trafficking in amphetamine, 28 grams or more, less than 200 grams.	Lev 8 - 1st
49	893.135 (1)(g)1.b.	1st-30yrs	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.	Lev 8 - 1st
50	893.135 (1)(h)1.b.	1st-30yrs	Trafficking in gamma-hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms	Lev 8 - 1st
51	893.135 (1)(i)1.b.	1st-30yrs	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.	Lev 8 - 1st
52	893.135 (1)(k)2.b.	1st-30yrs	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.	Lev 8 - 1st
53	893.135 (1)(m)2.c.	1st-30yrs	Trafficking in synthetic cannabinoids, 1,000 grams or more, less than 30 kilograms.	Lev 8 - 1st

54	893.135 (1)(n)2.b.	1st-30yrs	Trafficking in n-benzyl phenethylamines, 100 grams or more, less than 200 grams.	Lev 8 - 1st
55	893.135(1)(a)2.	1st-30yrs	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.	Lev 8 - 1st
56	893.1351(3)	1st-30yrs	Possession of a place used to manufacture controlled substance when minor is present or resides there.	Lev 8 - 1st
57	895.03(1)	1st-30yrs	Use or invest proceeds derived from pattern of racketeering activity.	Lev 8 - 1st
58	895.03(2)	1st-30yrs	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.	Lev 8 - 1st
59	895.03(3)	1st-30yrs	Conduct or participate in any enterprise through pattern of racketeering activity.	Lev 8 - 1st
60	896.101(5)(c)	1st-30yrs	Money laundering, financial instruments totaling or exceeding \$100,000.	Lev 9 - 1st
61	896.104(4)(a)3.	1st-30yrs	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.	Lev 9 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.027(2)(c)	1st-30yrs	Accident involving death, failure to stop; leaving scene.	Lev 7 - 1st
2	316.193 (3)(c)3.a.	2nd-20yrs	DUI Manslaughter	Lev 8 - 2nd
3	316.193 (3)(c)3.b.	1st-30yrs	DUI manslaughter; failing to render aid or give information	Lev 9 - 1st
4	316.1935(3)(b)	1st-30yrs	Causing SBI/death to another; drive high speed w/ wanton disregard for safety while fleeing/attempting to elude LEO in patrol vehicle w/ siren& lights activated.	Lev 7 - 1st
5	327.35 (3)(c)3.b.	1st-30yrs	BUI manslaughter; failing to render aid or give information	Lev 9 - 1st
6	327.35(3)(c)3.	2nd-20yrs	Vessel BUI manslaughter.	Lev 8 - 2nd
7	409.920 (2)(b)1.c	1st-30yrs	Medicaid provider fraud; \$50,000 or more	Lev 9 - 1st
8	499.0051(8)	1st-30yrs	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm	Lev 9 - 1st
9	782.04(1)	1st-30yrs	Attempt, conspire, or solicit to commit premeditated murder	Lev 9 - 1st
10	782.051(1)	1st-30yrs	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3)	Lev 9 - 1st
11	782.07(2)	1st-30yrs	Aggravated manslaughter of an elderly person or disabled adult	Lev 9 - 1st
12	782.071(1)(b)	1st-30yrs	Committing vehicular homicide and failing to render aid or give information.	Lev 8 - 1st
13	782.072(2)	1st-30yrs	Committing vessel homicide and failing to render aid or give information.	Lev 8 - 1st
14	787.06(3)(a)1.	1st-30yrs	Human trafficking for labor and services of a child.	Lev 8 - 1st
15	787.06(3)(b)	1st-30yrs	Human trafficking using coercion for commercial sexual activity of an adult.	Lev 8 - 1st
16	787.06(3)(c)1.	1st-30yrs	Human trafficking for labor and services of an unauthorized alien child	Lev 9 - 1st
17	787.06(3)(c)2.	1st-30yrs	Human trafficking using coercion for labor and services of an unauthorized alien adult.	Lev 8 - 1st
18	787.06(3)(d)	1st-30yrs	Human trafficking using coercion for commercial sexual activity of an unauthorized adult alien.	Lev 9 - 1st
19	787.06(3)(e)1.	1st-30yrs	Human trafficking for labor and services by the transfer or transport of a child from outside Florida to within the state.	Lev 8 - 1st
20	787.06(3)(f)2.	1st-30yrs	Human trafficking using coercion for commercial sexual activity by the transfer or transport of any adult from outside Florida to within the state.	Lev 8 - 1st
21	790.161	1st-30yrs	Attempted capital destructive device offense	Lev 9 - 1st
22	794.011(2)	1st-30yrs	Attempted sexual battery; victim less than 12 years of age.	Lev 9 - 1st
23	794.011(4)(b)	1st-30yrs	Sexual battery, certain circumstances; victim and offender 18 years of age or older	Lev 9 - 1st
24	794.011(4)(c)	1st-30yrs	Sexual battery, certain circumstances; victim 12 years of age or older; offender younger than 18 years	Lev 9 - 1st
25	794.011(5)(d)	1st-30yrs	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.	Lev 8 - 1st
26	794.08(2)	1st-30yrs	Female genital mutilation; victim younger than 18 years of age.	Lev 9 - 1st
27	800.04(4)(c)	1st-30yrs	Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.	Lev 8 - 1st
28	806.01(1)	1st-30yrs	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.	Lev 8 - 1st
29	812.135(2)(b)	1st-30yrs	Home-invasion robbery with weapon.	Lev 9 - 1st
30	825.102(2)	1st-30yrs	Aggravated abuse of an elderly person or disabled adult.	Lev 8 - 1st
31	825.1025(2)	2nd-20yrs	Lewd or lascivious battery upon an elderly person or disabled adult.	Lev 8 - 2nd
32	827.03(2)(a)	1st-30yrs	Aggravated child abuse.	Lev 9 - 1st
33	847.0145(1)	1st-30yrs	Selling, or otherwise transferring custody or control, of a minor.	Lev 9 - 1st
34	847.0145(2)	1st-30yrs	Purchasing, or otherwise obtaining custody or control, of a minor.	Lev 9 - 1st
35	859.01	1st-30yrs	Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure.	Lev 9 - 1st
36	893.135	1st-30yrs	Attempted capital trafficking offense.	Lev 9 - 1st
37	893.135(1)(a)3.	1st-30yrs	Trafficking in cannabis, more than 10,000 lbs.	Lev 9 - 1st
38	893.135 (1)(b)1.c.	1st-30yrs	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.	Lev 9 - 1st
39	893.135 (1)(c)1.c.	1st-30yrs	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.	Lev 9 - 1st
40	893.135 (1)(c)2.d.	1st-30yrs	Trafficking in hydrocodone, 300 grams or more, less than 30 kilograms.	Lev 9 - 1st
41	893.135 (1)(c)4.b.(III)	1st-30yrs	Trafficking in oxycodone, 100 grams or more, less than 30 kilograms.	Lev 9 - 1st
42	893.135 (1)(c)4.b.(III)	1st-30yrs	Trafficking in fentanyl, 28 grams or more.	Lev 9 - 1st
43	893.135 (1)(d)1.c.	1st-30yrs	Trafficking in phencyclidine, 400 grams or more.	Lev 9 - 1st
44	893.135 (1)(e)1.c.	1st-30yrs	Trafficking in methaqualone, 25 kilograms or more.	Lev 9 - 1st
45	893.135 (1)(f)1.c.	1st-30yrs	Trafficking in amphetamine, 200 grams or more.	Lev 9 - 1st
46	893.135 (1)(h)1.c.	1st-30yrs	Trafficking in gamma-hydroxybutyric acid (GHB), 10 kilograms or more.	Lev 9 - 1st
47	893.135 (1)(j)1.c.	1st-30yrs	Trafficking in 1,4-Butanediol, 10 kilograms or more.	Lev 9 - 1st
48	893.135 (1)(k)2.c.	1st-30yrs	Trafficking in Phenethylamines, 400 grams or more.	Lev 9 - 1st
49	893.135 (1)(m)2.d.	1st-30yrs	Trafficking in synthetic cannabinoids, 30 kilograms or more.	Lev 9 - 1st
50	893.135 (1)(n)2.c.	1st-30yrs	Trafficking in n-benzyl phenethylamines, 200 grams or more.	Lev 9 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV/OLD DEG
1	499.0051(9)	1st-30yrs	Knowing sale or purchase of contraband prescription drugs resulting in death.	Lev 10 - 1st
2	782.04(3)	1st/PBL-30/Life	Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with sbi or death, and other specified felonies	Lev 9 - 1st, PBL
3	787.01(1)(a)1.	1st/PBL-30/Life	Kidnapping; hold for ransom or reward or as a shield or hostage	Lev 9 - 1st, PBL
4	787.01(1)(a)2.	1st/PBL-30/Life	Kidnapping with intent to commit or facilitate commission of any felony	Lev 9 - 1st, PBL
5	787.01(1)(a)4.	1st/PBL-30/Life	Kidnapping with intent to interfere with performance of any governmental or political function.	Lev 9 - 1st, PBL
6	787.06(3)(f)1.	1st/PBL-30/Life	Human trafficking for commercial sexual activity by the transfer or transport of any child from outside Florida to within the state.	Lev 9 - 1st, PBL
7	790.166(2)	1st/PBL-30/Life	Possessing, selling, using, or attempting to use a weapon of mass destruction	Lev 9 - 1st, PBL
8	794.011(2)	Life-Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years	Lev 9 - Life
9	794.011(4)(a)	1st/PBL-30/Life	Sexual battery, certain circumstances; victim 12 years of age or older but younger than 18 years; offender 18 years or older	Lev 9 - 1st, PBL
10	812.13(2)(a)	1st/PBL-30/Life	Robbery with firearm or other deadly weapon.	Lev 9 - 1st, PBL
11	812.133(2)(a)	1st/PBL-30/Life	Carjacking; firearm or other deadly weapon	Lev 9 - 1st, PBL
12	812.135(2)(a)	1st/PBL-30/Life	Home-invasion robbery with firearm or other deadly weapon.	Lev 10 - 1st,PBL
13	810.02(2)(a)	1st/PBL-30/Life	Burglary with assault or battery.	Lev 8 - 1st, PBL
14	810.02(2)(b)	1st/PBL-30/Life	Burglary; armed with explosives or dangerous weapon.	Lev 8 - 1st, PBL

#	FLORIDA STATUTE	NEW FEL/MAX YRS	DESCRIPTION	OLD LEV/OLD DEG
1	782.04(2)	1st/PBL-30/Life	Unlawful killing of human; act is homicide, unpremeditated.	Lev 10 - 1st, PBL
2	782.07(3)	1st-30yrs	Aggravated manslaughter of a child.	Lev - 1st
3	787.01(1)(a)3.	1st/PBL-30yrs	Kidnapping; inflict bodily harm upon or terrorize victim.	Lev 10 - 1st, PBL
4	787.01(3)(a)	Life	Kidnapping; child under age 13, perpetrator also commits aggravated child abuse, sex battery, or lewd or lascivious battery, molestation, conduct, or exhibition.	Lev 10 - Life
5	787.02(3)(a)	1st/PBL-30/Life	False imprisonment; child under age 13; perpetrator also commits agg child abuse, sex battery, or lewd or lascivious battery, molestation, conduct, or exhibition	Lev 9 - 1st, PBL
6	787.06(3)(g)	Life-Life	Human trafficking for commercial sexual activity of a child under the age of 18 or mentally defective or incapacitated person.	Lev 10 - Life
7	787.06(4)(a)	Life-Life	Selling or buying of minors into human trafficking.	Lev 10 - Life
8	794.011(3)	Life-Life	Sexual battery; victim 12 years or older, offender uses or threatens to use deadly weapon or physical force to cause serious injury.	Lev 10 - Life
9	794.011(4)(d)	1st/PBL-30/Life	Sexual battery, certain circumstances; victim 12 years of age or older; prior conviction for specified sex offenses.	Lev 9 - 1st, PBL
10	794.011(8)(b)	1st/PBL-30/Life	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.	Lev 9 - 1st, PBL
11	800.04(5)(b)	Life-Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older	Lev 9 - Life
12	876.32	1st-30yrs	Treason against the state.	Lev 10 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	24.118(3)(a)	3rd-5yrs	Counterfeit or altered state lottery ticket.	Lev 1 - 3rd Deg
2	319.30(5)	3rd-5yrs	Sell, exchange, give away certificate of title or identification number plate.	Lev 1 - 3rd Deg
3	319.35(1)(a)	3rd-5yrs	Tamper, adjust, change, etc., an odometer.	Lev 1 - 3rd Deg
4	320.26(1)(a)	3rd-5yrs	Counterfeit, manufacture, or sell registration license plates or validation stickers.	Lev 1 - 3rd Deg
5	322.212 (1)(a)-(c)	3rd-5yrs	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated ID.	Lev 1 - 3rd Deg
6	322.212(5)(a)	3rd-5yrs	False application for driver license or identification card.	Lev 1 - 3rd Deg
7	713.69	3rd-5yrs	Tenant removes property upon which lien has accrued, value \$1,000 or more.	Lev 1 - 3rd Deg
8	817.52(2)	3rd-5yrs	Hiring with intent to defraud, motor vehicle services.	Lev 1 - 3rd Deg
9	826.01	3rd-5yrs	Bigamy.	Lev 1 - 3rd Deg
10	831.31(1)(a)	3rd-5yrs	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.	Lev 1 - 3rd Deg
11	832.05(2)(b) & (4)(c)	3rd-5yrs	Knowing, making, issuing worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more	Lev 1 - 3rd Deg
12	849.25(2)	3rd-5yrs	Engaging in bookmaking.	Lev 1 - 3rd Deg
13	893.13(2)(a)2.	3rd-5yrs	Purchase of cannabis. ****ADD "MORE THAN 20 GRAMS" TO STATUTE/SUBSECTION	Lev 1 - 3rd Deg
14	893.13(6)(a)	3rd-5yrs	Possession of cannabis (more than 20 grams).	Lev 1 - 3rd Deg
15	893.147(2)	3rd-5yrs	Manufacture or delivery of drug paraphernalia. ***REDUCE TO 1st MISD??	Lev 2 - 3rd Deg

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	212.054(2)(b)	3rd-5yrs	Discretionary sales surtax; limitations, administration, and collection.	Lev 1 - 3rd
2	212.15(2)(b)	3rd-5yrs	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.	Lev 1 - 3rd
3	316.1935(1)	3rd-5yrs	Fleeing or attempting to elude law enforcement officer.	Lev 1 - 3rd
4	322.212(4)	3rd-5yrs	Supply or aid in supplying unauthorized driver license or identification card.	Lev 1 - 3rd
5	379.2431(1)(e)3.	3rd-5yrs	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.	Lev 2 - 3rd
6	443.071(1)	3rd-5yrs	False statement or representation to obtain or increase reemployment assistance benefits.	Lev 1 - 3rd
7	509.151(1)	3rd-5yrs	Defraud an innkeeper, food or lodging value \$1,000 or more.	Lev 1 - 3rd
8	517.07(2)	3rd-5yrs	Failure to furnish a prospectus meeting requirements.	Lev 2 - 3rd
9	810.09(2)(e)	3rd-5yrs	Trespassing on posted commercial horticulture property.	Lev 2 - 3rd
10	812.014(2)(d)	3rd-5yrs	Grand theft, 3rd degree; \$100 or more but less than \$750, taken from unenclosed curtilage of dwelling. **RAISE \$100 to \$300??	Lev 2 - 3rd
11	812.014(3)(c)	3rd-5yrs	Petit theft (3rd conviction); theft of any property not specified in subsection (2).	Lev 1 - 3rd
12	812.015(7)	3rd-5yrs	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.	Lev 2 - 3rd
13	812.081(2)	3rd-5yrs	Unlawfully makes or causes to be made a reproduction of a trade secret.	Lev 1 - 3rd
14	815.04(5)(a)	3rd-5yrs	Offense against intellectual property (i.e., computer programs, data).	Lev 1 - 3rd
15	817.481(3)(a)	3rd-5yrs	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.	Lev 2 - 3rd
16	817.52(3)	3rd-5yrs	Failure to redeliver hired vehicle.	Lev 2 - 3rd
17	817.60(6)(a)	3rd-5yrs	Forgery; purchase goods, services with false card.	Lev 2 - 3rd
18	817.61	3rd-5yrs	Fraudulent use of credit cards over \$100 or more within 6 months. ***RAISE \$100 to \$300??	Lev 2 - 3rd
19	831.04(1)	3rd-5yrs	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.	Lev 1 - 3rd
20	832.041(1)	3rd-5yrs	Stopping payment with intent to defraud \$150 or more. ***RAISE MIN AMOUNT?? \$300	Lev 1 - 3rd
21	843.18	3rd-5yrs	Fleeing by boat to elude a law enforcement officer.	Lev 1 - 3rd
22	893.13(2)(a)2.	3rd-5yrs	Purchase of 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) NOT cannabis.	Lev 1 - 3rd
23	893.13(6)(a)	3rd-5yrs	Possession of any controlled substance other than felony possession of cannabis.	Lev 2 - 3rd
24	934.03(1)(a)	3rd-5yrs	Intercepts, or procures any other person to intercept, any wire or oral communication.	Lev 1 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.066 (3)(b)-(d)	3rd-5yrs	Unlawfully obtaining or using confidential crash reports.	Lev 3 - 3rd
2	319.30(4)	3rd-5yrs	Possession by junkyard of motor vehicle with identification number plate removed.	Lev 3 - 3rd
3	379.2431 (1)(e)(4)	3rd-5yrs	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.	Lev 2 - 3rd
4	379.2431 (1)(e)5.	3rd-5yrs	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, eggs, or nests in violation of the MTPA	Lev 3 - 3rd
5	379.2431 (1)(e)6.	3rd-5yrs	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.	Lev 3 - 3rd
6	379.2431 (1)(e)7.	3rd-5yrs	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.	Lev 3 - 3rd
7	400.9935(4)(e)	3rd-5yrs	Filing a false license application or other required information or failing to report information.	Lev 3 - 3rd
8	440.1051(3)	3rd-5yrs	False report of workers' compensation fraud or retaliation for making such a report.	Lev 3 - 3rd
9	806.13(1)(b)3.	3rd-5yrs	Criminal mischief; damage \$1,000 or more to public communication or any other public service.	Lev 2 - 3rd
10	810.06	3rd-5yrs	Burglary; possession of tools.	Lev 4 - 3rd
11	812.0145(2)(c)	3rd-5yrs	Theft from person 65 years of age or older; \$300 or more but less than \$10,000. ***RAISE MIN to \$750???	Lev 3 - 3rd
12	812.015(8)(b)	3rd-5yrs	Retail theft with intent to sell; conspires with others.	Lev 3 - 3rd
13	817.236	3rd-5yrs	Filing a false motor vehicle insurance application.	Lev 3 - 3rd
14	817.2361	3rd-5yrs	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.	Lev 3 - 3rd
15	817.413(2)	3rd-5yrs	Sale of used goods of \$1,000 or more as new.	Lev 3 - 3rd
16	817.60(5)	3rd-5yrs	Dealing in credit cards of another.	Lev 2 - 3rd
17	831.28(2)(a)	3rd-5yrs	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.	Lev 3 - 3rd
18	838.021(3)(b)	3rd-5yrs	Threatens unlawful harm to public servant.	Lev 3 - 3rd
19	849.09(1)(a)-(d)	3rd-5yrs	Lottery: setup/promote/assist, conduct/adv drawing for prizes, dispose of prop/money by means of lottery	Lev 1 - 3rd
20	849.23	3rd-5yrs	Gambling-related machines; "common offender" as to property rights.	Lev 1 - 3rd
21	860.08	3rd-5yrs	Interfere with a railroad signal.	Lev 1 - 3rd
22	860.15(3)	3rd-5yrs	Overcharging for repairs and parts.	Lev 3 - 3rd
23	893.13(7)(a)10.	3rd-5yrs	Affix false or forged label to package of controlled substance.	Lev 3 - 3rd
24	893.13(7)(a)11.	3rd-5yrs	Furnish false or fraudulent material information on any document or record required by chapter 893.	Lev 3 - 3rd
25	893.13(7)(a)8.	3rd-5yrs	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.	Lev 3 - 3rd
26	893.13(8)(a)1.	3rd-5yrs	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.	Lev 3 - 3rd
27	893.13(8)(a)2.	3rd-5yrs	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.	Lev 3 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.1935(2)	3rd-5yrs	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.	Lev 3 - 3rd
2	319.33(1)(a)	3rd-5yrs	Alter or forge any certificate of title to a motor vehicle or mobile home.	Lev 3 - 3rd
3	319.33(1)(c)	3rd-5yrs	Procure or pass title on stolen vehicle.	Lev 3 - 3rd
4	319.33(4)	3rd-5yrs	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.	Lev 3 - 3rd
5	327.35(2)(b)	3rd-5yrs	Felony BUI.	Lev 3 - 3rd
6	328.05(2)	3rd-5yrs	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.	Lev 3 - 3rd
7	328.07(4)	3rd-5yrs	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.	Lev 3 - 3rd
8	499.0051(1)	3rd-5yrs	Failure to maintain or deliver transaction history, transaction information, or transaction statements.	Lev 4 - 3rd
9	517.12(1)	3rd-5yrs	Failure of dealer, associated person, or issuer of securities to register.	Lev 4 - 3rd
10	787.03(1)	3rd-5yrs	Interference with custody; wrongly takes minor from appointed guardian.	Lev 4 - 3rd
11	800.04(7)(c)	3rd-5yrs	Lewd or lascivious exhibition; offender less than 18 years.	Lev 4 - 3rd
12	806.10(1)	3rd-5yrs	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.	Lev 3 - 3rd
13	806.10(2)	3rd-5yrs	Interferes with or assaults firefighter in performance of duty.	Lev 3 - 3rd
14	810.02(4)(a)	3rd-5yrs	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.	Lev 4 - 3rd
15	810.02(4)(b)	3rd-5yrs	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.	Lev 4 - 3rd
16	810.061(2)	3rd-5yrs	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.	Lev 2 - 3rd
17	810.09(2)(c)	3rd-5yrs	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.	Lev 3 - 3rd
18	812.014(2)(c)1.	3rd-5yrs	Grand theft, 3rd degree; \$750 or more but less than \$5,000.	Lev 2 - 3rd
19	812.014 (2)(c)4.-10.	3rd-5yrs	Grand theft, 3rd degree; specified items.	Lev 4 - 3rd
20	812.0195(2)	3rd-5yrs	Dealing in stolen property by use of the Internet; property stolen \$300 or more. ***RAISE MIN TO \$750???	Lev 4 - 3rd
21	817.234 (8)(b) & (c)	3rd-5yrs	Unlawful solicitation of persons involved in motor vehicle accidents.	Lev 3 - 3rd
22	817.234(1)(a)2.	3rd-5yrs	False statement in support of insurance claim.	Lev 2 - 3rd
23	817.563(1)	3rd-5yrs	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.	Lev 4 - 3rd
24	817.568(2)(a)	3rd-5yrs	Fraudulent use of personal identification information.	Lev 4 - 3rd
25	817.625(2)(a)	3rd-5yrs	Fraudulent use of scanning device, skimming device, or reencoder.	Lev 4 - 3rd
26	817.625(2)(c)	3rd-5yrs	Possess, sell, or deliver skimming device.	Lev 4 - 3rd
27	831.01	3rd-5yrs	Forgery.	Lev 2 - 3rd
28	831.02	3rd-5yrs	Uttering forged instrument; utters or publishes alteration with intent to defraud.	Lev 2 - 3rd
29	831.07	3rd-5yrs	Forging bank bills, checks, drafts, or promissory notes.	Lev 2 - 3rd
30	831.08	3rd-5yrs	Possessing 10 or more forged notes, bills, checks, or drafts.	Lev 2 - 3rd
31	831.09	3rd-5yrs	Uttering forged notes, bills, checks, drafts, or promissory notes.	Lev 2 - 3rd
32	831.11	3rd-5yrs	Bringing into the state forged bank bills, checks, drafts, or notes.	Lev 2 - 3rd
33	832.05(3)(a)	3rd-5yrs	Cashing or depositing item with intent to defraud.	Lev 2 - 3rd
34	837.021(1)	3rd-5yrs	Make contradictory statements in official proceedings.	Lev 4 - 3rd
35	843.08	3rd-5yrs	False personation.	Lev 2 - 3rd
36	893.13(1)(a)2.	3rd-5yrs	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).	Lev 3 - 3rd
37	893.13(7)(a)9.	3rd-5yrs	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.	Lev 3 - 3rd
38	918.13(1)(a)	3rd-5yrs	Alter, destroy, or conceal investigation evidence.	Lev 3 - 3rd
39	934.215	3rd-5yrs	Use of two-way communications device to facilitate commission of a crime.	Lev 4 - 3rd
40	944.47 (1)(a)1. & 2.	3rd-5yrs	Introduce contraband to correctional facility.	Lev 3 - 3rd
41	985.721	3rd-5yrs	Escapes from a juvenile facility (secure detention or residential commitment facility).	Lev 3 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	119.10(2)(b)	3rd-5yrs	Unlawful use of confidential information from police reports.	Lev 3 - 3rd
2	316.027(2)(a)	3rd-5yrs	Accidents involving personal injuries other than SBI, failure to stop; leaving scene.	Lev 5 - 3rd
3	379.365(2)(c)1	3rd-5yrs	Stone crab traps, lines, or buoys; illegal bartering, trading, or sale, conspiring, etc.	Lev 5 - 3rd
4	379.367(4)	3rd-5yrs	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.	Lev 5 - 3rd
5	379.407(5)(b)3	3rd-5yrs	Possession of 100 or more undersized spiny lobsters.	Lev 5 - 3rd
6	381.0041(11)(b)	3rd-5yrs	Donate blood, plasma, or organs knowing HIV positive.	Lev 5 - 3rd
7	403.413(6)(c)	3rd-5yrs	Dumps waste litter exceeding 500 lbs. in weight or 100 cu ft. in volume or any quantity for comm. purposes, or haz waste.	Lev 2 - 3rd
8	501.001(2)(b)	3rd-5yrs	Tampers with a consumer product or the container using materially false/misleading information.	Lev 3 - 2nd
9	517.07(1)	3rd-5yrs	Failure to register securities.	Lev 4 - 3rd
10	590.28(1)	3rd-5yrs	Intentional burning of lands.	Lev 2 - 3rd
11	624.401(4)(a)	3rd-5yrs	Transacting insurance without a certificate of authority.	Lev 3 - 3rd
12	624.401(4)(b)1.	3rd-5yrs	Transacting insurance without a certificate of authority; premium collected less than \$20,000.	Lev 3 - 3rd
13	626.902(1)(a) & (b)	3rd-5yrs	Representing an unauthorized insurer.	Lev 3 - 3rd
14	784.05(3)	3rd-5yrs	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.	Lev 2 - 3rd
15	784.082(3)	3rd-5yrs	Battery by detained person on visitor or other detainee.	Lev 4 - 3rd
16	784.085	3rd-5yrs	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.	Lev 4 - 3rd
17	790.01(2)	3rd-5yrs	Carrying a concealed firearm	Lev 5 - 3rd
18	790.115(1)	3rd-5yrs	Exhibiting firearm or weapon within 1,000 feet of a school. ***ADD "WHILE SCHOOL OR SCHOOL FUNCTION IN SESSION"	Lev 4 - 3rd
19	790.115(2)(b)	3rd-5yrs	Possessing electric weapon or device, destructive device, or other weapon on school property.	Lev 4 - 3rd
20	800.04(6)(c)	3rd-5yrs	Lewd or lascivious conduct; offender less than 18 years of age.	Lev 5 - 3rd
21	810.08(2)(c)	3rd-5yrs	Trespass on property, armed with firearm or dangerous weapon.	Lev 4 - 3rd
22	812.014(2)(c)2.	3rd-5yrs	Grand theft; \$5,000 or more but less than \$10,000.	Lev 3 - 3rd
23	812.131(2)(b)	3rd-5yrs	Robbery by sudden snatching	Lev 5 - 3rd
24	815.04(5)(b)	2nd-15yrs	Computer offense devised to defraud or obtain property.	Lev 3 - 2nd
25	817.034(4)(a)3.	3rd-5yrs	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.	Lev 5 - 3rd
26	817.234(11)(a)	3rd-5yrs	Insurance fraud; property value less than \$20,000.	Lev 3 - 3rd
27	817.2341(1), (2)(a) & (3)(a)	3rd-5yrs	Filing false financial statements/false relating to the solvency of an insuring entity	Lev 5 - 3rd
28	817.505(4)(a)	3rd-5yrs	Patient brokering.	Lev 4 - 3rd
29	817.54	3rd-5yrs	With intent to defraud, obtain mortgage note, etc., by false representation.	Lev 2 - 3rd
30	817.569(2)	3rd-5yrs	Use of public record or public records information or providing false info to facilitate commission of a felony.	Lev 1 - 3rd
31	826.04	3rd-5yrs	Knowingly marries or has sexual intercourse with person to whom related.	Lev 2 - 3rd
32	837.02(1)	3rd-5yrs	Perjury in official proceedings.	Lev 4 - 3rd
33	839.13(2)(a)	3rd-5yrs	Falsifying records of an individual in the care and custody of a state agency.	Lev 4 - 3rd
34	839.13(2)(c)	3rd-5yrs	Falsifying records of the Department of Children and Families.	Lev 4 - 3rd
35	843.01	3rd-5yrs	Resist officer with violence to person; resist arrest with violence.	Lev 5 - 3rd
36	843.021	3rd-5yrs	Possession of a concealed handcuff key by a person in custody.	Lev 4 - 3rd
37	843.15(1)(a)	3rd-5yrs	Failure to appear while on bail for felony (bond estreature or bond jumping).	Lev 4 - 3rd
38	847.0135(5)(c)	3rd-5yrs	Lewd or lascivious exhibition using computer; offender less than 18 years.	Lev 4 - 3rd
39	860.13(1)(a)	3rd-5yrs	Operate aircraft while under the influence.	Lev 1 - 3rd
40	870.01(2)	3rd-5yrs	Riot; inciting or encouraging.	Lev 3 - 3rd
41	893.13(8)(a)3.	3rd-5yrs	Knowingly write a prescription for a controlled substance for a fictitious person.	Lev 3 - 3rd
42	893.13(8)(a)4.	3rd-5yrs	Write a script for a cont. substance for a patient/person/animal if the sole purpose of writing the script is a monetary benefit for the practitioner.	Lev 3 - 3rd
43	944.47(1)c	3rd-5yrs/2nd-15yrs	Possess contraband while upon the grounds of a correctional institution. ****AMEND & ADJUST W/ SPECIFIC ITEMS + CREATE NEW SUB	Lev 3 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.193(2)(b)	2nd-15yrs	Felony DUI, 3rd conviction.	Lev 3 - 3rd
2	316.1935(3)(a)	2nd-15yrs	Driving at high speed/ w/ wanton disregard for safety while fleeing/attempting to elude LEO who is in a patrol vehicle with siren and lights activated.	Lev 4 - 2nd
3	316.1935(4)(a)	2nd-15yrs	Aggravated fleeing or eluding	Lev 5 - 2nd
4	316.80(2)	2nd-15yrs	Unlawful conveyance of fuel; obtaining fraudulently	Lev 5 - 2nd
5	322.34(6)	2nd-15yrs	Careless operation of motor vehicle with suspended license, resulting in death/SBI	Lev 5 - 3rd
6	327.30(5)	3rd-5yrs	Vessel accidents involving personal injury; leaving scene.	Lev 5 - 3rd
7	376.302(5)	3rd-5yrs	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.	Lev 3 - 3rd
8	400.9935(4)(a) or (b)	3rd-5yrs	Operating a clinic, or offering services requiring licensure, without a license.	Lev 3 - 3rd
9	414.39(3)(a)	3rd-5yrs	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.	Lev 1 - 3rd
10	499.0051(5)	2nd-15yrs	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.	Lev 4 - 2nd
11	517.302(1)	3rd-5yrs	Violation of the Florida Securities and Investor Protection Act.	Lev 1 - 3rd
12	697.08	3rd-5yrs	Equity skimming.	Lev 3 - 3rd
13	784.021(1)(a)	3rd-5yrs	Aggravated assault; deadly weapon without intent to kill.	Lev 6 - 3rd
14	784.021(1)(b)	3rd-5yrs	Aggravated assault; intent to commit felony.	Lev 6 - 3rd
15	784.048(3)	3rd-5yrs	Aggravated stalking; credible threat.	Lev 6 - 3rd
16	784.075	3rd-5yrs	Battery on detention or commitment facility staff.	Lev 4 - 3rd
17	784.072(2)(b)	3rd-5yrs	Battery of law enforcement officer, firefighter, etc.	Lev 4 - 3rd
18	784.074(1)(c)	3rd-5yrs	Battery of sexually violent predators facility staff.	Lev 4 - 3rd
19	784.078	3rd-5yrs	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.	Lev 4 - 3rd
20	784.08(2)(c)	3rd-5yrs	Battery on a person 65 years of age or older.	Lev 4 - 3rd
21	784.081(3)	3rd-5yrs	Battery on specified official or employee.	Lev 4 - 3rd
22	784.083(3)	3rd-5yrs	Battery on code inspector.	Lev 4 - 3rd
23	787.04(1)	3rd-5yrs	In violation of court order, take, entice, etc., minor beyond state limits.	Lev 2 - 3rd
24	790.15(3)	3rd-5yrs	Person directs another to discharge firearm from a vehicle.	Lev 3 - 3rd
25	806.111(1)	3rd-5yrs	Possess, manufacture/dispense fire bomb w/ intent to damage any structure/property	Lev 5 - 3rd
26	812.014(2)(c)3	3rd-5yrs	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.	Lev 4 - 3rd
27	812.015(8)(a) & (c)-(e)	3rd-5yrs	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.	Lev 5 - 3rd
28	812.16(2)	3rd-5yrs	Owning, operating, or conducting a chop shop	Lev 5 - 3rd
29	817.233	2nd-15yrs	Burning to defraud insurer.	Lev 6 - 3rd
30	825.102(3)(c)	3rd-5yrs	Neglect of an elderly person or disabled adult.	Lev 6 - 3rd
31	825.1025(4)	3rd-5yrs	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.	Lev 5 - 3rd
32	825.103(3)(c)	3rd-5yrs	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.	Lev 6 - 3rd
33	827.03(2)(d)	2nd-15yrs	Neglect of a child.	Lev 1 - 3rd
34	827.071(5)	2nd-15yrs	Possess/control/intentionally view photo material, mot pic, includes sex conduct by child.	Lev 5 - 3rd
35	828.122(3)	2nd-15yrs	Fighting or baiting animals.	Lev 1 - 3rd
36	828.125(1)	2nd-15yrs	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.	Lev 4 - 2nd
37	838.022	2nd-15yrs	Official misconduct	Lev 4 - 3rd
38	838.15(2)	2nd-15yrs	Commercial bribe receiving.	Lev 1 - 3rd
39	838.16	2nd-15yrs	Commercial bribery.	Lev 6 - 3rd
40	843.025	2nd-15yrs	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.	Lev 4 - 3rd
41	843.0855(4)	3rd-5yrs	Intimidation of a public officer or employee.	Lev 7 - 3rd
42	843.12	3rd-5yrs	Aids or assists person to escape.	Lev 3 - 3rd
43	843.19	2nd-15yrs	Injure, disable, or kill police, fire, or SAR canine or police horse.	Lev 1 - 3rd
44	847.011(1)(a)	3rd-5yrs	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).	Lev 4 - 3rd
45	874.05(1)(a)	3rd-5yrs	Encouraging or recruiting another to join a criminal gang.	Lev 4 - 3rd
46	893.13(1)(d)2	2nd-15yrs	Sell/manufacture/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 w/n 1,000 ft of university.	Lev 3 - 2nd
47	893.13(1)(f)2	2nd-15yrs	Sell/manufacture/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 w/n 1,000 ft of pub housing facility.	Lev 3 - 2nd
48	893.13(4)(c)	3rd-5yrs	Use or hire of minor; deliver to minor other controlled substances.	Lev 3 - 3rd
49	893.1351(1)	3rd-5yrs	Ownership, lease, or rental for trafficking in or manufacturing of controlled substance	Lev 5 - 3rd
50	914.14(2)	2nd-15yrs	Witnesses accepting bribes.	Lev 4 - 3rd
51	914.22(1)	2nd-15yrs	Force, threaten, etc., witness, victim, or informant.	Lev 4 - 3rd
52	914.23(2)	2nd-15yrs	Retaliation against a witness, victim, or informant, no bodily injury.	Lev 4 - 3rd
53	944.46	2nd-15yrs	Harboring, concealing, aiding escaped prisoners.	Lev 6 - 3rd
54	944.47(1)(a)6	3rd-5yrs	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.	Lev 4 - 3rd
55	951.22(1)(h), (j) & (k)	2nd-15yrs	Intoxicating drug, instrumentality/other device to aid escape, or cell telephone/other portable comm device introduced into county detention facility.	Lev 4 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	440.10(1)(g)	2nd-15yrs	Failure to obtain workers' compensation coverage	Lev 5 - 2nd
2	440.105(5)	2nd-15yrs	Unlawful solicitation for the purpose of making workers' compensation claims	Lev 5 - 2nd
3	440.381(2)	2nd-15yrs	False, misleading, or incomp info w/ purpose of avoiding/reducing wkr comp premiums.	Lev 5 - 3rd
4	456.065(2)	3rd-5yrs	Practicing a health care profession without a license.	Lev 7 - 3rd
5	458.327(1)	3rd-5yrs	Practicing medicine without a license.	Lev 7 - 3rd
6	459.013(1)	3rd-5yrs	Practicing osteopathic medicine without a license.	Lev 7 - 3rd
7	460.411(1)	3rd-5yrs	Practicing chiropractic medicine without a license.	Lev 7 - 3rd
8	461.012(1)	3rd-5yrs	Practicing podiatric medicine without a license.	Lev 7 - 3rd
9	462.17	3rd-5yrs	Practicing naturopathy without a license.	Lev 7 - 3rd
10	463.015(1)	3rd-5yrs	Practicing optometry without a license.	Lev 7 - 3rd
11	464.016(1)	3rd-5yrs	Practicing nursing without a license.	Lev 7 - 3rd
12	465.015(2)	3rd-5yrs	Practicing pharmacy without a license.	Lev 7 - 3rd
13	466.026(1)	3rd-5yrs	Practicing dentistry or dental hygiene without a license.	Lev 7 - 3rd
14	467.201	3rd-5yrs	Practicing midwifery without a license.	Lev 7 - 3rd
15	468.366	3rd-5yrs	Delivering respiratory care services without a license.	Lev 7 - 3rd
16	483.828(1)	3rd-5yrs	Practicing as clinical laboratory personnel without a license.	Lev 7 - 3rd
17	483.901(7)	3rd-5yrs	Practicing medical physics without a license.	Lev 7 - 3rd
18	484.013(1)(c)	3rd-5yrs	Preparing or dispensing optical devices without a prescription.	Lev 7 - 3rd
19	484.053	3rd-5yrs	Dispensing hearing aids without a license.	Lev 7 - 3rd
20	499.0051(2)	2nd-15yrs	Knowing forgery of transaction history, transaction information, or transaction statement.	Lev 6 - 2nd
21	499.0051(3)	2nd-15yrs	Knowing purchase or receipt of prescription drug from unauthorized person.	Lev 6 - 2nd
22	499.0051(4)	2nd-15yrs	Knowing sale or transfer of prescription drug to unauthorized person.	Lev 6 - 2nd
23	560.123(8)(b)1.	3rd-5yrs	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business.	Lev 7 - 3rd
24	560.125(5)(a)	3rd-5yrs	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.	Lev 7 - 3rd
25	624.401(4)(b)2.	2nd-15yrs	Transacting ins. w/out certificate/authority; premium collected \$20,000+ <\$100,000.	Lev 5 - 2nd
26	626.902(1)(c)	2nd-15yrs	Representing an unauthorized insurer; repeat offender.	Lev 5 - 2nd
27	655.50(10)(b)1.	3rd-5yrs	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.	Lev 7 - 3rd
28	784.041	3rd-5yrs	Felony battery; domestic battery by strangulation.	Lev 6 - 3rd
29	784.074(1)(b)	2nd-15yrs	Aggravated assault on sexually violent predators facility staff.	Lev 6 - 2nd
30	784.08(2)(b)	2nd-15yrs	Aggravated assault on a person 65 years of age or older.	Lev 6 - 2nd
31	784.081(2)	2nd-15yrs	Aggravated assault on specified official or employee.	Lev 6 - 2nd
32	784.082(2)	2nd-15yrs	Aggravated assault by detained person on visitor or other detainee.	Lev 6 - 2nd
33	784.083(2)	2nd-15yrs	Aggravated assault on code inspector.	Lev 6 - 2nd
34	787.02(2)	2nd-15yrs	False imprisonment; restraining with purpose other than those in s. 787.01.	Lev 6 - 3rd
35	787.04(2)	2nd-15yrs	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.	Lev 4 - 3rd
36	787.04(3)	2nd-15yrs	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.	Lev 4 - 3rd
37	787.07	2nd-15yrs	Human smuggling	Lev 4 - 3rd
38	790.163(1)	2nd-15yrs	False report of bomb, explosive, weapon of mass destr., or use of f/a in violent manner.	Lev 5 - 2nd
39	790.164(1)	2nd-15yrs	False report concerning bomb/explosive/weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	Lev 6 - 2nd
40	800.04(7)(b)	2nd-15yrs	Lewd or lascivious exhibition; offender 18 yrs +	Lev 5 - 2nd
41	810.02(3)(b)	2nd-15yrs	Burglary of unoccupied dwelling; unarmed; no assault or battery.	Lev 7 - 2nd
42	812.0145(2)(b)	2nd-15yrs	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.	Lev 5 - 2nd
43	812.019(1)	2nd-15yrs	Stolen property; dealing in or trafficking in.	Lev 5 - 2nd
44	817.4821(5)	2nd-15yrs	Possess cloning paraphernalia with intent to create cloned cellular telephones.	Lev 6 - 2nd
45	817.535(2)(a)	2nd-15yrs	Filing false lien or other unauthorized document	Lev 7 - 3rd
46	817.611(2)(a)	2nd-15yrs	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.	Lev 5 - 2nd
47	825.102(1)	2nd-15yrs	Abuse of an elderly person or disabled adult.	Lev 6 - 3rd
48	827.03(2)(c)	2nd-15yrs	Abuse of a child.	Lev 6 - 3rd
49	831.29	2nd-15yrs	Possession of instruments for counterfeiting driver licenses or identification cards.	Lev 3 - 2nd
50	837.05(2)	2nd-15yrs	Giving false information about alleged capital felony to a law enforcement officer.	Lev 7 - 3rd
51	843.0855(3)	2nd-15yrs	Unlawful simulation of legal process.	Lev 7 - 3rd
52	847.011	2nd-15yrs	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.	Lev 6 - 3rd
53	893.13(2)(a)1.	2nd-15yrs	Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)5. drugs). **SEPARATE/ADJUST FOR SCHEDULES/DRUG TYPE???	Lev 4 - 2nd
54	918.12	2nd-15yrs	Tampering with jurors.	Lev 6 - 3rd
55	944.35(3)(a)2.	2nd-15yrs	Committing malicious battery upon/inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm	Lev 6 - 3rd
56	944.4	2nd-15yrs	Escapes	Lev 6 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	775.0875(1)	2nd-15yrs	Taking firearm from law enforcement officer.	Lev 6 - 3rd
2	784.048(4)	2nd-15yrs	Aggravated stalking; violation of injunction or court order	Lev 7 - 3rd
3	784.048(7)	2nd-15yrs	Aggravated stalking; violation of court order	Lev 7 - 3rd
4	790.115(2)(c)	2nd-15yrs	Possessing firearm on school property.	Lev 4 - 3rd
5	800.04(5)(d)	2nd-15yrs	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	Lev 6 - 3rd
6	812.014 (2)(c)6****Mx1.5	2nd-15yrs	NEW CHARGE TO BE ADDED****Grand theft, 3rd degree; GTA with 3/+ priors COULD BE ADDED TO REMOVE SCORESHEET MULTIPLIER	N/A
7	812.13(2)(c)	2nd-15yrs	Robbery, no firearm or other weapon (strong-arm robbery).	Lev 6 - 2nd
8	817.034(4)(a)2.	2nd-15yrs	Communications fraud, value \$20,000 to \$50,000.	Lev 5 - 2nd
9	817.234(11)(b)	2nd-15yrs	Insurance fraud; property value \$20,000 or more but less than \$100,000.	Lev 5 - 2nd
10	817.505(4)(b)	2nd-15yrs	Patient brokering; 10 or more patients.	Lev 6 - 2nd
11	817.535(2)(b)	2nd-15yrs	Filing false lien or other unauthorized document; second or subsequent offense.	Lev 8 - 2nd
12	817.535(3)(a)	2nd-15yrs	Filing false lien or other unauthorized document; property owner is a public officer or employee.	Lev 8 - 2nd
13	817.535(4)(a)1.	2nd-15yrs	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.	Lev 8 - 2nd
14	817.535(5)(a)	2nd-15yrs	Filing false lien or other unauthorized document; owner of the property incurs financial loss as a result of the false instrument.	Lev 8 - 2nd
15	817.568(2)(b)	2nd-15yrs	Fraudulent use of personal ID; value of \$5,000+ 10+ persons	Lev 5 - 2nd
16	817.568(6)	2nd-15yrs	Fraudulent use of personal identification information of an individual under the age of 18.	Lev 8 - 2nd
17	817.625(2)(b)	2nd-15yrs	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.	Lev 5 - 2nd
18	828.12(2)	2nd-15yrs	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.	Lev 5 - 3rd
19	839.13(2)(b)	2nd-15yrs	False records of individual in care/custody of a state agency w/ great bodily harm or death.	Lev 5 - 2nd
20	843.085(2)	2nd-15yrs	Impersonation of a public officer or employee.	Lev 7 - 3rd
21	847.0135(5)(b)	2nd-15yrs	Lewd or lascivious exhibition using computer; offender 18 years or older.	Lev 5 - 2nd
22	847.0137 (2) & (3)	2nd-15yrs	Transmission of pornography by electronic device or equipment.	Lev 5 - 3rd
23	847.0138 (2) & (3)	2nd-15yrs	Transmission of material harmful to minors to a minor by electronic device or equipment.	Lev 5 - 3rd
24	896.101(5)(a)	2nd-15yrs	Money laundering, financial transactions exceeding \$300 but less than \$20,000. ***RAISE MIN AMOUNT to \$750 or \$1,000???	Lev 7 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.027(2)(b)	2nd-15yrs	Leaving the scene of a crash involving serious bodily injury.	Lev 6 - 2nd
2	316.193(3)(c)2.	2nd-15yrs	DUI resulting in serious bodily injury.	Lev 7 - 3rd
3	316.193(2)(b)	2nd-15yrs	Felony DUI, 4th or subsequent conviction.	Lev 3 - 3rd
4	327.35(3)(c)2.	2nd-15yrs	Vessel BUI resulting in serious bodily injury.	Lev 7 - 3rd
5	400.9935(4)(c)	2nd-15yrs	Operating a clinic, or offering services requiring licensure, without a license.	Lev 6 - 2nd
6	409.920 (2)(b)1.a.	2nd-15yrs	Medicaid provider fraud; \$10,000 or less.	Lev 7 - 3rd
7	782.04(4)	2nd-15yrs	Killing of human w/out design when engaged in act/attempt of fel not arson/sex batt/robbery/burglary/kidnaping/agg. /e with SBI/death, aircraft piracy/discharging bomb.	Lev 8 - 2nd
8	784.048(5)	2nd-15yrs	Aggravated stalking of person under 16.	Lev 6 - 3rd
9	784.041*****	2nd-15yrs	Felony battery; domestic battery by strangulation -in the presence of a child under 16 ***THIS COULD BE ADDED TO REMOVE MUTLTIPLIER ON SCORESHEET	N/A
10	784.07(2)(c)	2nd-15yrs	Aggravated assault on law enforcement officer.	Lev 6 - 2nd
11	790.115(2)(d)	2nd-15yrs	Discharging firearm or weapon on school property.	Lev 6 - 2nd
12	790.162	2nd-15yrs	Threat to throw or discharge destructive device	Lev 5 - 2nd
13	790.221(1)	2nd-15yrs	Possession of short-barreled shotgun or machine gun	Lev 5 - 2nd
14	790.23	2nd-15yrs	Felons in possession of firearms, ammunition, or electronic weapons or devices.	Lev 5 - 2nd
15	796.05(1)	2nd-15yrs	Live on earnings of a prostitute; 1st offense.	Lev 5 - 2nd
16	800.04(6)(b)	2nd-15yrs	Lewd or lascivious conduct; offender 18 years of age or older.	Lev 6 - 2nd
17	806.031(2)	2nd-15yrs	Arson resulting in great bodily harm to firefighter or any other person.	Lev 6 - 2nd
18	810.02(3)(c)	2nd-15yrs	Burglary of occupied structure; unarmed; no assault or battery.	Lev 6 - 2nd
19	810.145(8)(b)	2nd-15yrs	Video voyeurism; certain minor victims; 2nd or subsequent offense.	Lev 6 - 2nd
20	812.014(2)(b)1.	2nd-15yrs	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	Lev 6 - 2nd
21	812.014(6)	2nd-15yrs	Theft; property stolen \$3,000 or more; coordination of others.	Lev 6 - 2nd
22	812.015(9)(a)	2nd-15yrs	Retail theft; property stolen \$750 or more; second or subsequent conviction.	Lev 6 - 2nd
23	812.015(9)(b)	2nd-15yrs	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.	Lev 6 - 2nd
24	817.234(8)(a)	2nd-15yrs	Solicitation of motor vehicle accident victims with intent to defraud.	Lev 7 - 2nd
25	825.1025(3)	2nd-15yrs	Lewd or lascivious molestation of an elderly person or disabled adult.	Lev 6 - 3rd
26	827.071(2) & (3)	2nd-15yrs	Use or induce a child in a sexual performance, or promote or direct such performance.	Lev 6 - 2nd
27	827.071(4)	2nd-15yrs	Possess w/ intent to promote photo material, motion pic includes sex conduct by a child.	Lev 5 - 2nd
28	836.05	2nd-15yrs	Threats; extortion.	Lev 6 - 2nd
29	836.10	2nd-15yrs	Written threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.	Lev 6 - 2nd
30	874.05(1)(b)	2nd-15yrs	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.	Lev 5 - 2nd
31	874.05(2)(a)	2nd-15yrs	Encouraging or recruiting person under 13 years of age to join a criminal gang.	Lev 5 - 2nd
32	893.13(1)(a)1.	2nd-15yrs	Sell/manufacture/deliver cocaine w/ in 1,000 feet of child care/school/public spaces **ADD WHEN SCHOOL OR SCHOOL/PUBLIC FUNCTION IN SESSION	Lev 5 - 2nd
33	893.13(1)(c)2.	2nd-15yrs	Sell/manufacture/deliver cannabis within 1,000 feet of a child care/school/public spaces **ADD WHEN SCHOOL OR SCHOOL/PUBLIC FUNCTION IN SESSION	Lev 5 - 2nd
34	893.13(1)(d)1.	2nd-15yrs	Sell/manufacture/deliver cocaine within 1,000 feet of university.	Lev 5 - 1st
35	893.13(1)(e)2.	2nd-15yrs	Sell/manufacture/deliver cannabis within 1,000 feet of property used for religious services **ADD WHEN RELIGIOUS SERVICES ARE BEING HELD	Lev 5 - 2nd
36	893.13(1)(f)1.	2nd-15yrs	Sell, manufacture, or deliver cocaine within 1,000 feet of public housing facility.	Lev 5 - 1st
37	893.13(4)(b)	2nd-15yrs	Use or hire of minor; deliver to minor other controlled substance.	Lev 5 - 2nd
38	896.104(4)(a)1.	2nd-15yrs	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000. ****RAISE MIN TO \$750 or \$1,000???	Lev 7 - 3rd
39	943.0435(4)(c)	2nd-15yrs	Sexual offender vacating permanent residence; failure to comply with reporting requirements.	Lev 7 - 2nd
40	943.0435(8)	2nd-15yrs	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.	Lev 7 - 2nd
41	943.0435(9)(a)	2nd-15yrs	Sexual offender; failure to comply with reporting requirements.	Lev 7 - 2nd
42	943.0435(13)	2nd-15yrs	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	Lev 7 - 3rd
43	943.0435(14)	2nd-15yrs	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	Lev 7 - 3rd
44	944.47(1)(a)5	2nd-15yrs	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	Lev 6 - 2nd
45	944.607(9)	2nd-15yrs	Sexual offender; failure to comply with reporting requirements.	Lev 7 - 3rd
46	944.607(10)(a)	2nd-15yrs	Sexual offender; failure to submit to the taking of a digitized photograph.	Lev 7 - 3rd
47	944.607(12)	2nd-15yrs	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	Lev 7 - 3rd
48	944.607(13)	2nd-15yrs	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	Lev 7 - 3rd
49	951.22(1)(i)	2nd-15yrs	Firearm or weapon introduced into county detention facility.	Lev 6 - 3rd
50	985.4815(10)	2nd-15yrs	Sexual offender; failure to submit to the taking of a digitized photograph.	Lev 7 - 3rd
51	985.4815(12)	2nd-15yrs	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	Lev 7 - 3rd
52	985.4815(13)	2nd-15yrs	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	Lev 7 - 3rd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	775.21(10)(a)	2nd-15yrs	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.	Lev 7 - 3rd
2	775.21(10)(b)	2nd-15yrs	Sexual predator working where children regularly congregate.	Lev 7 - 3rd
3	775.21(10)(g)	2nd-15yrs	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.	Lev 7 - 3rd
4	790.165(2)	2nd-15yrs	Manufacture, sell, possess, or deliver hoax bomb.	Lev 7 - 2nd
5	790.166(3)	2nd-15yrs	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.	Lev 7 - 2nd
6	794.011(8)(a)	2nd-15yrs	Solicitation of minor to participate in sexual activity by custodial adult.	Lev 6 - 3rd
7	794.05(1)	2nd-15yrs	Unlawful sexual activity with specified minor.	Lev 6 - 2nd
8	794.08(4)	2nd-15yrs	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.	Lev 7 - 3rd
9	810.02(3)(e)	2nd-15yrs	Burglary of authorized emergency vehicle.	Lev 7 - 2nd
10	812.014(2)(b)2.	2nd-15yrs	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.	Lev 7 - 2nd
11	812.014(2)(b)3.	2nd-15yrs	Property stolen, emergency medical equipment; 2nd degree grand theft.	Lev 7 - 2nd
12	812.014(2)(b)4.	2nd-15yrs	Property stolen, law enforcement equipment from authorized emergency vehicle.	Lev 7 - 2nd
13	812.019(2)	2nd-20yrs	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.	Lev 7 - 1st
14	812.131(2)(a)	2nd-15yrs	Robbery by sudden snatching	Lev 7 - 2nd
15	817.034(4)(a)1.	1st-30yrs	Communications fraud, value greater than \$50,000. RAISE TO \$100,000+???? OR CREATE ADDITIONAL SUBSECTION FOR \$100k	Lev 7 - 1st
16	817.234(9)	2nd-15yrs	Organizing, planning, or participating in an intentional motor vehicle collision.	Lev 7 - 2nd
17	817.611(2)(b)	2nd-15yrs	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.	Lev 7 - 2nd
18	827.04(3)	2nd-15yrs	Impregnation of a child under 16 years of age by person 21 years of age or older.	Lev 7 - 3rd
19	837.02(2)	2nd-15yrs	Perjury in official proceedings relating to prosecution of a capital felony.	Lev 8 - 2nd
20	837.021(2)	2nd-15yrs	Making contradictory statements in official proceedings relating to prosecution of a capital felony.	Lev 8 - 2nd
21	838.015	2nd-15yrs	Bribery.	Lev 7 - 2nd
22	838.016	2nd-15yrs	Unlawful compensation or reward for official behavior.	Lev 7 - 2nd
23	838.021(3)(a)	2nd-15yrs	Unlawful harm to a public servant.	Lev 7 - 2nd
24	838.22	2nd-15yrs	Bid tampering.	Lev 7 - 2nd
25	847.012	2nd-15yrs	Knowingly using a minor in the production of materials harmful to minors.	Lev 6 - 3rd
26	847.0135(2)	2nd-15yrs	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.	Lev 6 - 3rd
27	847.0135(3)	2nd-15yrs	Solicitation of a child, via a computer service, to commit an unlawful sex act.	Lev 7 - 3rd
28	872.06	2nd-15yrs	Abuse of a dead human body.	Lev 7 - 2nd
29	914.23	2nd-15yrs	Retaliation against a witness, victim, or informant, with bodily injury.	Lev 6 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	409.920 (2)(b)1.b.	2nd-15yrs	Medicaid provider fraud; more than \$10,000, but less than \$50,000	Lev 7 - 2nd
2	560.123(8)(b)2.	2nd-15yrs	Failure to report currency or payment instruments totaling or exceeding \$20,000, but less than \$100,000 by money transmitter.	Lev 8 - 2nd
3	560.125(5)(b)	2nd-15yrs	Money transmitter biz by unauthorized person, currency/payment instruments totaling or exceeding \$20,000, but less than \$100,000.	Lev 8 - 2nd
4	655.50(10)(b)2.	2nd-15yrs	Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.	Lev 8 - 2nd
5	790.19	2nd-15yrs	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	Lev 6 - 2nd
6	790.161(2)	2nd-15yrs	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	Lev 6 - 2nd
7	790.165(3)	2nd-15yrs	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.	Lev 7 - 2nd
8	790.166(4)	2nd-15yrs	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.	Lev 7 - 2nd
9	800.04(4)(b)	2nd-15yrs	Lewd or lascivious battery.	Lev 8 - 2nd
10	800.04(5)(c)1.	2nd-15yrs	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.	Lev 7 - 2nd
11	800.04(5)(c)2.	2nd-15yrs	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.	Lev 7 - 2nd
12	806.01(2)	2nd-15yrs	Maliciously damage structure by fire or explosive.	Lev 7 - 2nd
13	810.02(3)(a)	2nd-15yrs	Burglary of occupied dwelling; unarmed; no assault or battery	Lev 7 - 2nd
14	810.02(3)(d)	2nd-15yrs	Burglary of occupied conveyance; unarmed; no assault or battery.	Lev 7 - 2nd
15	825.102(3)(b)	2nd-15yrs	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.	Lev 7 - 2nd
16	825.103(3)(b)	2nd-15yrs	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.	Lev 7 - 2nd
17	827.03(2)(b)	2nd-15yrs	Neglect of a child causing great bodily harm, disability, or disfigurement.	Lev 7 - 2nd
18	847.0135(4)	2nd-15yrs	Traveling to meet a minor to commit an unlawful sex act.	Lev 7 - 2nd
19	893.1351(2)	2nd-15yrs	Possession of place for trafficking in or manufacturing of controlled substance.	Lev 7 - 2nd
20	896.101(5)(b)	2nd-15yrs	Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.	Lev 8 - 2nd
21	896.104(4)(a)2	2nd-15yrs	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$20,000 but less than \$100,000. □	Lev 8 - 2nd

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	402.319(2)	2nd-15yrs	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.	Lev 7 - 2nd
2	456.065(2)(d)	2nd-15yrs	Practicing a health care profession without a license which results in serious bodily injury.	Lev 7 - 3rd
3	494.0018(2)	1st-30yrs	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.	Lev 7 - 1st
4	782.051(3)	2nd-15yrs	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.	Lev 7 - 2nd
5	784.045(1)(a)1.	2nd-15yrs	Aggravated battery; intentionally causing great bodily harm or disfigurement.	Lev 7 - 2nd
6	784.045(1)(a)2.	2nd-15yrs	Aggravated battery; using deadly weapon.	Lev 7 - 2nd
7	784.045(1)(b)	2nd-15yrs	Aggravated battery; perpetrator aware victim pregnant	Lev 7 - 2nd
8	794.011(5)(b)	2nd-15yrs	Sexual battery; victim and offender 18 years of age or older; offender does not use physical force likely to cause serious injury.	Lev 8 - 2nd
9	794.011(5)(c)	2nd-15yrs	Sexual battery; victim 12 years of age or older; offender younger than 18 years; offender does not use physical force likely to cause injury.	Lev 8 - 2nd
10	794.08(3)	2nd-15yrs	Female genital mutilation, removal of a victim younger than 18 years of age from this state.	Lev 8 - 2nd
11	796.05(1)	1st-30yrs	Live on earnings of a prostitute; 2nd offense.	Lev 7 - 1st
12	810.02(2)(c)	2nd-15yrs	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.	Lev 8 - 2nd
13	812.014(2)(a)2.	2nd-15yrs	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.	Lev 8 - 2nd
14	812.0145(2)(a)	1st-30yrs	Theft from person 65 years of age or older; \$50,000 or more.	Lev 7 - 1st
15	812.13(2)(b)	1st-30yrs	Robbery with a weapon.	Lev 8 - 1st
16	812.133(2)(b)	1st-30yrs	Carjacking; no firearm, deadly weapon, or other weapon.	Lev 7 - 1st
17	817.2341(2)(b) & 3(b)	1st-30yrs	Making false entries of mat fact/false statements regarding prop values relating to the solvency of insur entity which are a significant cause of insolvency of	Lev 7 - 1st
18	817.505(4)(c)	1st-30yrs	Patient brokering; 20 or more patients.	Lev 8 - 1st
19	817.568(7)	2nd-15yrs	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial auth.	Lev 9 - 2nd
20	817.611(2)(c)	1st-30yrs	Traffic in or possess 50 or more counterfeit credit cards or related documents.	Lev 8 - 1st
21	874.05(2)(b)	1st-30yrs	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.	Lev 7 - 1st
22	893.13(1)(c)1.	1st-30yrs	Sell, manufacture, or deliver cocaine within 1,000 ft of a child care facility, school, or state, county, or muni park/publicly owned recreational facility or community ctr.	Lev 7 - 1st
23	893.13(1)(e)1.	1st-30yrs	Sell, manufacture, or deliver cocaine or other drug prohibited within 1,000 feet of property used for religious services or a specified business site. ****?	Lev 7 - 1st
24	893.13(4)(a)	1st-30yrs	Use or hire of minor; deliver to minor other controlled substance.	Lev 7 - 1st
25	893.135 (1)(b)1.a.	1st-30yrs	Trafficking in cocaine, more than 28 grams, less than 200 grams.	Lev 7 - 1st
26	893.135 (1)(c)1.a.	1st-30yrs	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.	Lev 7 - 1st
27	893.135 (1)(c)2.a.	1st-30yrs	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.	Lev 7 - 1st
28	893.135 (1)(c)2.b.	1st-30yrs	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.	Lev 7 - 1st
29	893.135 (1)(c)3.a.	1st-30yrs	Trafficking in oxycodone, 7 grams or more, less than 14 grams.	Lev 7 - 1st
30	893.135 (1)(c)3.b.	1st-30yrs	Trafficking in oxycodone, 14 grams or more, less than 25 grams.	Lev 7 - 1st
31	893.135 (1)(c)4.b.(l)	1st-30yrs	Trafficking in fentanyl, 4 grams or more, less than 14 grams.	Lev 7 - 1st
32	893.135 (1)(d)1.a.	1st-30yrs	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.	Lev 7 - 1st
33	893.135 (1)(g)1.a.	1st-30yrs	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.	Lev 7 - 1st
34	893.135 (1)(h)1.a.	1st-30yrs	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.	Lev 7 - 1st
35	893.135 (1)(j)1.a.	1st-30yrs	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.	Lev 7 - 1st
36	893.135 (1)(k)2.a.	1st-30yrs	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.	Lev 7 - 1st
37	893.135 (1)(m)2.a.	1st-30yrs	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.	Lev 7 - 1st
38	893.135 (1)(m)2.b.	1st-30yrs	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.	Lev 7 - 1st
39	893.135 (1)(n)2.a.	1st-30yrs	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.	Lev 7 - 1st
40	893.135(1)(a)1.	1st-30yrs	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.	Lev 7 - 1st
41	893.135(1)(e)1.	1st-30yrs	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.	Lev 7 - 1st
42	893.135(1)(f)1.	1st-30yrs	Trafficking in amphetamine, 14 grams or more, less than 28 grams.	Lev 7 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.1935(4)(b)	1st-30yrs	Aggravated fleeing or attempted eluding with serious bodily injury or death.	Lev 8 - 1st
2	499.0051(6)	1st-30yrs	Knowing trafficking in contraband prescription drugs.	Lev 8 - 1st
3	499.0051(7)	1st-30yrs	Knowing forgery of prescription labels or prescription drug labels.	Lev 8 - 1st
4	560.123(8)(b)3.	1st-30yrs	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter	Lev 9 - 1st
5	560.125(5)(c)	1st-30yrs	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000	Lev 9 - 1st
6	655.50(10)(b)3	1st-30yrs	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution	Lev 9 - 1st
7	775.0844	1st-30yrs	Aggravated white collar crime	Lev 9 - 1st
8	777.03(2)(a)	1st-30yrs	Accessory after the fact, capital felony.	Lev 8 - 1st
9	782.051(2)	1st-30yrs	Att. fel murder while perpetrating or attempting to perpetrate a felony not enumerated in s. 782.04(3).	Lev 8 - 1st
10	782.07(1)	2nd-15yrs	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).	Lev 7 - 2nd
11	782.071	2nd-15yrs	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).	Lev 7 - 2nd
12	782.072	2nd-15yrs	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).	Lev 7 - 2nd
13	784.07(2)(d)	1st-30yrs	Aggravated battery on law enforcement officer	Lev 7 - 1st
14	784.074(1)(a)	1st-30yrs	Aggravated battery on sexually violent predators facility staff	Lev 7 - 1st
15	784.08(2)(a)	1st-30yrs	Aggravated battery on a person 65 years of age or older	Lev 7 - 1st
16	784.081(1)	1st-30yrs	Aggravated battery on specified official or employee	Lev 7 - 1st
17	784.082(1)	1st-30yrs	Aggravated battery by detained person on visitor or other detainee	Lev 7 - 1st
18	784.083(1)	1st-30yrs	Aggravated battery on code inspector	Lev 7 - 1st
19	787.06(3)(a)2.	1st-30yrs	Human trafficking using coercion for labor and services of an adult.	Lev 7 - 1st
20	787.06(3)(e)2.	1st-30yrs	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.	Lev 7 - 1st
21	790.07(4)	1st-30yrs	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).	Lev 7 - 1st
22	790.16(1)	1st-30yrs	Discharge of a machine gun under specified circumstances.	Lev 7 - 1st
23	790.161(3)	1st-30yrs	Discharging a destructive device which results in bodily harm or property damage.	Lev 8 - 1st
24	790.23	1st-30yrs/Life	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.	Lev 7 - 1st,PBL
25	794.011(5)(a)	1st-30yrs	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.	Lev 8 - 1st
26	796.05(1)(c)	1st-30yrs	Live on earnings of a prostitute; 3rd and subsequent offense.	Lev 7 - 1st
27	800.04(5)(e)	1st-30yrs	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.	Lev 7 - 1st
28	812.014(2)(a)1.	1st-30yrs	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a LEO; property stolen while causing other property damage; 1st degree grand theft.	Lev 7 - 1st
29	812.135(2)(c)	1st-30yrs	Home-invasion robbery, no firearm, deadly weapon, or other weapon.	Lev 8 - 1st
30	817.234(11)(c)	1st-30yrs	Insurance fraud; property value \$100,000 or more.	Lev 7 - 1st
31	817.535(3)(b)	1st-30yrs	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.	Lev 9 - 1st
32	817.535(4)(a)2.	1st-30yrs	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.	Lev 9 - 1st
33	817.535(5)(b)	1st-30yrs	Filing false lien or other unauthorized document; second or subsequent offense; owner of the property incurs financial loss as a result of the false instrument.	Lev 9 - 1st
34	825.103(3)(a)	1st-30yrs	Exploiting an elderly person or disabled adult and property is valued at \$50,000 or more.	Lev 8 - 1st
35	860.121(2)(c)	1st-30yrs	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.	Lev 8 - 1st
36	860.16	1st-30yrs	Aircraft piracy.	Lev 8 - 1st
37	874.10	1st-30yrs/Life	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.	Lev 7 - 1st,PBL
38	893.13(1)(b)	1st-30yrs	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	Lev 8 - 1st
39	893.13(2)(b)	1st-30yrs	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	Lev 8 - 1st
40	893.13(6)(c)	1st-30yrs	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	Lev 8 - 1st
41	893.135 (1)(b)1.b.	1st-30yrs	Trafficking in cocaine, more than 200 grams, less than 400 grams.	Lev 8 - 1st
42	893.135 (1)(c)1.b.	1st-30yrs	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.	Lev 8 - 1st
43	893.135 (1)(c)2.c.	1st-30yrs	Trafficking in hydrocodone, 100 grams or more, less than 300 grams.	Lev 8 - 1st
44	893.135 (1)(c)3.c.	1st-30yrs	Trafficking in oxycodone, 25 grams or more, less than 100 grams.	Lev 8 - 1st
45	893.135 (1)(c)4.b.(II)	1st-30yrs	Trafficking in fentanyl, 14 grams or more, less than 28 grams.	Lev 8 - 1st
46	893.135 (1)(d)1.b.	1st-30yrs	Trafficking in phencyclidine, 200 grams or more, less than 400 grams.	Lev 8 - 1st
47	893.135 (1)(e)1.b.	1st-30yrs	Trafficking in methaqualone, 5 kilograms or more, less than 25 kilograms.	Lev 8 - 1st
48	893.135 (1)(f)1.b.	1st-30yrs	Trafficking in amphetamine, 28 grams or more, less than 200 grams.	Lev 8 - 1st
49	893.135 (1)(g)1.b.	1st-30yrs	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.	Lev 8 - 1st
50	893.135 (1)(h)1.b.	1st-30yrs	Trafficking in gamma-hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms	Lev 8 - 1st
51	893.135 (1)(i)1.b.	1st-30yrs	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.	Lev 8 - 1st
52	893.135 (1)(k)2.b.	1st-30yrs	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.	Lev 8 - 1st
53	893.135 (1)(m)2.c.	1st-30yrs	Trafficking in synthetic cannabinoids, 1,000 grams or more, less than 30 kilograms.	Lev 8 - 1st
54	893.135 (1)(n)2.b.	1st-30yrs	Trafficking in n-benzyl phenethylamines, 100 grams or more, less than 200 grams.	Lev 8 - 1st
55	893.135(1)(a)2.	1st-30yrs	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.	Lev 8 - 1st
56	893.1351(3)	1st-30yrs	Possession of a place used to manufacture controlled substance when minor is present or resides there.	Lev 8 - 1st
57	895.03(1)	1st-30yrs	Use or invest proceeds derived from pattern of racketeering activity.	Lev 8 - 1st
58	895.03(2)	1st-30yrs	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.	Lev 8 - 1st
59	895.03(3)	1st-30yrs	Conduct or participate in any enterprise through pattern of racketeering activity.	Lev 8 - 1st
60	896.101(5)(c)	1st-30yrs	Money laundering, financial instruments totaling or exceeding \$100,000.	Lev 9 - 1st
61	896.104(4)(a)3.	1st-30yrs	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.	Lev 9 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV-OLD DEG
1	316.027(2)(c)	1st-30yrs	Accident involving death, failure to stop; leaving scene.	Lev 7 - 1st
2	316.193 (3)(c)3.a.	2nd-15yrs	DUI Manslaughter	Lev 8 - 2nd
3	316.193 (3)(c)3.b.	1st-30yrs	DUI manslaughter; failing to render aid or give information	Lev 9 - 1st
4	316.1935(3)(b)	1st-30yrs	Causing SBI/death to another; drive high speed w/ wanton disregard for safety while fleeing/attempting to elude LEO in patrol vehicle w/ siren& lights activated.	Lev 7 - 1st
5	327.35 (3)(c)3.b.	1st-30yrs	BUI manslaughter; failing to render aid or give information	Lev 9 - 1st
6	327.35(3)(c)3.	2nd-15yrs	Vessel BUI manslaughter.	Lev 8 - 2nd
7	409.920 (2)(b)1.c	1st-30yrs	Medicaid provider fraud; \$50,000 or more	Lev 9 - 1st
8	499.0051(8)	1st-30yrs	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm	Lev 9 - 1st
9	782.04(1)	1st-30yrs	Attempt, conspire, or solicit to commit premeditated murder	Lev 9 - 1st
10	782.051(1)	1st-30yrs	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3)	Lev 9 - 1st
11	782.07(2)	1st-30yrs	Aggravated manslaughter of an elderly person or disabled adult	Lev 9 - 1st
12	782.071(1)(b)	1st-30yrs	Committing vehicular homicide and failing to render aid or give information.	Lev 8 - 1st
13	782.072(2)	1st-30yrs	Committing vessel homicide and failing to render aid or give information.	Lev 8 - 1st
14	787.06(3)(a)1.	1st-30yrs	Human trafficking for labor and services of a child.	Lev 8 - 1st
15	787.06(3)(b)	1st-30yrs	Human trafficking using coercion for commercial sexual activity of an adult.	Lev 8 - 1st
16	787.06(3)(c)1.	1st-30yrs	Human trafficking for labor and services of an unauthorized alien child	Lev 9 - 1st
17	787.06(3)(c)2.	1st-30yrs	Human trafficking using coercion for labor and services of an unauthorized alien adult.	Lev 8 - 1st
18	787.06(3)(d)	1st-30yrs	Human trafficking using coercion for commercial sexual activity of an unauthorized adult alien.	Lev 9 - 1st
19	787.06(3)(e)1.	1st-30yrs	Human trafficking for labor and services by the transfer or transport of a child from outside Florida to within the state.	Lev 8 - 1st
20	787.06(3)(f)2.	1st-30yrs	Human trafficking using coercion for commercial sexual activity by the transfer or transport of any adult from outside Florida to within the state.	Lev 8 - 1st
21	790.161	1st-30yrs	Attempted capital destructive device offense	Lev 9 - 1st
22	794.011(2)	1st-30yrs	Attempted sexual battery; victim less than 12 years of age.	Lev 9 - 1st
23	794.011(4)(b)	1st-30yrs	Sexual battery, certain circumstances; victim and offender 18 years of age or older	Lev 9 - 1st
24	794.011(4)(c)	1st-30yrs	Sexual battery, certain circumstances; victim 12 years of age or older; offender younger than 18 years	Lev 9 - 1st
25	794.011(5)(d)	1st-30yrs	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.	Lev 8 - 1st
26	794.08(2)	1st-30yrs	Female genital mutilation; victim younger than 18 years of age.	Lev 9 - 1st
27	800.04(4)(c)	1st-30yrs	Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.	Lev 8 - 1st
28	806.01(1)	1st-30yrs	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.	Lev 8 - 1st
29	812.135(2)(b)	1st-30yrs	Home-invasion robbery with weapon.	Lev 9 - 1st
30	825.102(2)	1st-30yrs	Aggravated abuse of an elderly person or disabled adult.	Lev 8 - 1st
31	825.1025(2)	1st-30yrs	Lewd or lascivious battery upon an elderly person or disabled adult.	Lev 8 - 2nd
32	827.03(2)(a)	1st-30yrs	Aggravated child abuse.	Lev 9 - 1st
33	847.0145(1)	1st-30yrs	Selling, or otherwise transferring custody or control, of a minor.	Lev 9 - 1st
34	847.0145(2)	1st-30yrs	Purchasing, or otherwise obtaining custody or control, of a minor.	Lev 9 - 1st
35	859.01	1st-30yrs	Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure.	Lev 9 - 1st
36	893.135	1st-30yrs	Attempted capital trafficking offense.	Lev 9 - 1st
37	893.135(1)(a)3.	1st-30yrs	Trafficking in cannabis, more than 10,000 lbs.	Lev 9 - 1st
38	893.135 (1)(b)1.c.	1st-30yrs	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.	Lev 9 - 1st
39	893.135 (1)(c)1.c.	1st-30yrs	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.	Lev 9 - 1st
40	893.135 (1)(c)2.d.	1st-30yrs	Trafficking in hydrocodone, 300 grams or more, less than 30 kilograms.	Lev 9 - 1st
41	893.135 (1)(c)4.b.(III)	1st-30yrs	Trafficking in oxycodone, 100 grams or more, less than 30 kilograms.	Lev 9 - 1st
42	893.135 (1)(c)4.b.(III)	1st-30yrs	Trafficking in fentanyl, 28 grams or more.	Lev 9 - 1st
43	893.135 (1)(d)1.c.	1st-30yrs	Trafficking in phencyclidine, 400 grams or more.	Lev 9 - 1st
44	893.135 (1)(e)1.c.	1st-30yrs	Trafficking in methaqualone, 25 kilograms or more.	Lev 9 - 1st
45	893.135 (1)(f)1.c.	1st-30yrs	Trafficking in amphetamine, 200 grams or more.	Lev 9 - 1st
46	893.135 (1)(h)1.c.	1st-30yrs	Trafficking in gamma-hydroxybutyric acid (GHB), 10 kilograms or more.	Lev 9 - 1st
47	893.135 (1)(j)1.c.	1st-30yrs	Trafficking in 1,4-Butanediol, 10 kilograms or more.	Lev 9 - 1st
48	893.135 (1)(k)2.c.	1st-30yrs	Trafficking in Phenethylamines, 400 grams or more.	Lev 9 - 1st
49	893.135 (1)(m)2.d.	1st-30yrs	Trafficking in synthetic cannabinoids, 30 kilograms or more.	Lev 9 - 1st
50	893.135 (1)(n)2.c.	1st-30yrs	Trafficking in n-benzyl phenethylamines, 200 grams or more.	Lev 9 - 1st

#	FLORIDA STATUTE	NEW FEL-MAX YRS	DESCRIPTION	OLD LEV/OLD DEG
1	499.0051(9)	1st-30yrs	Knowing sale or purchase of contraband prescription drugs resulting in death.	Lev 10 - 1st
2	782.04(3)	1st/PBL-30/Life	Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with sbi or death, and other specified felonies	Lev 9 - 1st, PBL
3	787.01(1)(a)1.	1st/PBL-30/Life	Kidnapping; hold for ransom or reward or as a shield or hostage	Lev 9 - 1st, PBL
4	787.01(1)(a)2.	1st/PBL-30/Life	Kidnapping with intent to commit or facilitate commission of any felony	Lev 9 - 1st, PBL
5	787.01(1)(a)4.	1st/PBL-30/Life	Kidnapping with intent to interfere with performance of any governmental or political function.	Lev 9 - 1st, PBL
6	787.06(3)(f)1.	1st/PBL-30/Life	Human trafficking for commercial sexual activity by the transfer or transport of any child from outside Florida to within the state.	Lev 9 - 1st, PBL
7	790.166(2)	1st/PBL-30/Life	Possessing, selling, using, or attempting to use a weapon of mass destruction	Lev 9 - 1st, PBL
8	794.011(2)	Life-Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years	Lev 9 - Life
9	794.011(4)(a)	1st/PBL-30/Life	Sexual battery, certain circumstances; victim 12 years of age or older but younger than 18 years; offender 18 years or older	Lev 9 - 1st, PBL
10	812.13(2)(a)	1st/PBL-30/Life	Robbery with firearm or other deadly weapon.	Lev 9 - 1st, PBL
11	812.133(2)(a)	1st/PBL-30/Life	Carjacking; firearm or other deadly weapon	Lev 9 - 1st, PBL
12	812.135(2)(a)	1st/PBL-30/Life	Home-invasion robbery with firearm or other deadly weapon.	Lev 10 - 1st, PBL
13	810.02(2)(a)	1st/PBL-30/Life	Burglary with assault or battery.	Lev 8 - 1st, PBL
14	810.02(2)(b)	1st/PBL-30/Life	Burglary; armed with explosives or dangerous weapon.	Lev 8 - 1st, PBL

#	FLORIDA STATUTE	NEW FEL/MAX YRS	DESCRIPTION	OLD LEV/OLD DEG
1	782.04(2)	1st/PBL-30/Life	Unlawful killing of human; act is homicide, unpremeditated.	Lev 10 - 1st, PBL
2	782.07(3)	1st-30yrs	Aggravated manslaughter of a child.	Lev - 1st
3	787.01(1)(a)3.	1st/PBL-30yrs	Kidnapping; inflict bodily harm upon or terrorize victim.	Lev 10 - 1st, PBL
4	787.01(3)(a)	Life	Kidnapping; child under age 13, perpetrator also commits aggravated child abuse, sex battery, or lewd or lascivious battery, molestation, conduct, or exhibition.	Lev 10 - Life
5	787.02(3)(a)	1st/PBL-30/Life	False imprisonment; child under age 13; perpetrator also commits agg child abuse, sex battery, or lewd or lascivious battery, molestation, conduct, or exhibition	Lev 9 - 1st, PBL
6	787.06(3)(g)	Life-Life	Human trafficking for commercial sexual activity of a child under the age of 18 or mentally defective or incapacitated person.	Lev 10 - Life
7	787.06(4)(a)	Life-Life	Selling or buying of minors into human trafficking.	Lev 10 - Life
8	794.011(3)	Life-Life	Sexual battery; victim 12 years or older, offender uses or threatens to use deadly weapon or physical force to cause serious injury.	Lev 10 - Life
9	794.011(4)(d)	1st/PBL-30/Life	Sexual battery, certain circumstances; victim 12 years of age or older; prior conviction for specified sex offenses.	Lev 9 - 1st, PBL
10	794.011(8)(b)	1st/PBL-30/Life	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.	Lev 9 - 1st, PBL
11	800.04(5)(b)	Life-Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older	Lev 9 - Life
12	876.32	1st-30yrs	Treason against the state.	Lev 10 - 1st

**PROPOSED RESOLUTIONS FROM
CASELAW ISSUES FOR CONSIDERATION**

1. RESOLUTION #13 (caselaw issue #2) – Downward departures based on minor victim’s consent to criminal offense

Background: Fla. Stat. § 921.0026(2)(f) specifies that a court may downwardly depart from the lowest permissible sentence for an offense if “[t]he victim was an initiator, willing participant aggressor, or provoker of the incident.” In *State v. Rife*, 789 So. 2d 288 (Fla. 2001), the Florida Supreme Court held that this mitigator applies even when the victim is a minor and the defendant is convicted of a crime such as statutory rape. It explained, “The plain language of the downward departure statute in question . . . does not limit its applicability to crimes in which the victims are adults.” *Id.* at 293. The Court also emphasized, however, “There is no question that the Legislature has the authority to preclude a trial judge from imposing a downward departure sentence based on willing participation or consent of the minor victim.” *Id.* at 292.

Based on the Florida Supreme Court’s invitation to the legislature to consider and address this issue for itself, the Task Force can adopt **one** of the following five different potential approaches:

a. Resolution 13a – *Make no recommendation*

b. Resolution 13b – *Protect all minors* – Resolved that Fla. Stat. § 921.0026(2)(f) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . [t]he victim was 18 years of age or older at the time of the offense, and was an initiator, willing participant, aggressor, or provoker of the incident.”¹

This alternative would completely preclude criminal defendants from seeking downward departures based on the mitigating factor of the victim’s consent to, or participation in, an offense whenever the victim is a minor.

c. Resolution 13c – *Prohibit defendants from using the mitigator when they have violated a statute that specifically protects minors* – Resolved that Fla. Stat. § 921.0026(2)(f) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . [t]he victim was an initiator, willing participant, aggressor, or provoker of the incident, except when the victim is a minor and one or more of the statutes of which the defendant was convicted required as an element that the victim be a minor, under a certain age, or within a certain age range.”

This alternative would preclude criminal defendants’ from seeking downward departures based on the victim’s involvement in, or consent to, the offense only where the defendant is convicted of a crime specifically enacted to protect minors. The statutory rape law at issue in *Rife*, for example, was adopted because the legislature determined that minors lack capacity to consent to

¹ Throughout these proposed resolutions, the underlined text is the recommended new language to be added to the existing statute.

sexual contact with adults. Based on that determination, it is likely improper for a court to rely on a minor's consent as a basis for granting a downward departure for a defendant convicted of such offenses. Such downward departures may be especially problematic in cases such as *Rife*, where the defendant was the victim's legal guardian.

d. Resolution 13d – *Codify the Florida Supreme Court's ruling in Rife* – Resolved that Fla. Stat. § 921.0026(2)(f) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . [t]he victim was an initiator, willing participant, aggressor, or provoker of the incident. The court may apply this mitigating circumstance regardless of whether the victim was a minor or adult at the time of the offense, but may take into account the victim's age in exercising this discretion.”

This alternative would codify the Florida Supreme Court's holding in *Rife* and allow courts to grant downward departures to defendants who have violated laws protecting minors based on those minors' purported consent or involvement in the defendant's conduct.

e. Resolution 13e – *Bring the issue to the legislature's attention* – Resolved that the Legislature should consider whether it wishes to allow a defendant to receive a downward departure under Fla. Stat. § 921.0026(f) based on the victim's consent or involvement in an offense when the victim is a minor, particularly where the crime arose from the minor's incapacity to consent to the defendant's conduct.

This alternative would simply alert the Legislature to the issue raised in *Rife* without recommending a specific course of action.

2. **RESOLUTION #14 (caselaw issue #3) – Restitution as a basis for downward departure**

Background: Fla. Stat. § 921.0026(2)(e) specifies that a court may downwardly depart from the lowest permissible sentence for an offense if “[t]he need for payment of restitution to the victim outweighs the need for a prison sentence.” District Courts of Appeals have overturned circuit courts’ rulings concerning this mitigator on several occasions on the grounds they did not make adequate findings or engage in appropriate analysis in deciding whether departure based on mitigation concerns is appropriate. *See, e.g., State v. Rogers*, 250 So. 3d 821 (Fla. 5th DCA 2018); *State v. Lackey*, 248 So. 3d 1222 (Fla. 2d DCA 2018); *State v. Montgomery*, 155 So. 3d 1182 (Fla. 2d DCA 2014); *State v. Ford*, 27 So. 3d 725 (Fla. 3d DCA 2010). In other cases, courts have applied this mitigator without making findings as to the amount of restitution a defendant would be able to provide, *see State v. Wheeler*, 180 So. 3d 1117 (Fla. 5th DCA 2015), and have refused to apply the mitigator, denying an opportunity for timely restitution, where the victim was deemed too wealthy, *Bailey v. State*, 199 So. 3d 304 (Fla. 3d DCA 2016); *Wheeler*, 180 So. 3d 1117; *Demoss v. State*, 843 So. 2d 309 (Fla. 1st DCA 2003), or the stolen materials had substantial sentimental value, *Lackey*, 248 So. 3d at 1225-26.

This proposed resolution would provide circuit courts more specific guidance in applying the restitution mitigator.

Resolution 14 – Resolved that Fla. Stat. § 921.0026(2)(e) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . (i) the record contains some reasonable evidence of the extent of the victim’s loss; (ii) the victim requests quicker restitution rather than longer imprisonment, regardless of the extent of the victim’s wealth; (iii) the defendant has a substantial likelihood of providing materially greater and quicker restitution if a downward departure is granted; and (iv) public safety concerns do not require longer incarceration.” ~~[t]he need for restitution to the victim outweighs the need for a prison sentence.~~”

These amendments synthesize current caselaw into an easily comprehensible and applicable standard for trial courts to apply, while modifying some of the most troubling aspects or omissions of the current standard. It ensures that the standard to establish the victim’s loss are not unreasonably stringent, the victim’s preferences are taken into account, and wealthier victims are not discriminated against. Moreover, these amendments ensure that downward departures are granted where a reasonable probability exists that they will actually result in quicker restitution for the victim, without jeopardizing public safety. By guiding trial courts’ exercises of discretion, these amendments also substantially reduce the likelihood that their attempts to invoke this mitigator will continue to be overturned on appeal.

3. RESOLUTION #15 (caselaw issue #4) – Applying the unsophisticated offense departure for accidental crimes

Background: Fla. Stat. § 921.0026(2)(j) specifies that a court may downwardly depart from the lowest permissible sentence for an offense if “[t]he offense was committed in an unsophisticated manner and was an isolated incident for which the defendant has shown remorse.” In *State v. Van Bebbler*, 848 So. 2d 1046 (Fla. 2003), the Florida Supreme Court held that a defendant convicted of DUI manslaughter could take advantage of this downward departure, even though that offense is not a specific intent crime. The state had argued that, since DUI manslaughter arises from accidental, negligent, or reckless conduct, it is not the type of offense that could be committed in either a “sophisticated” or “unsophisticated” manner. The Florida Supreme Court held that § 921.0026(2)(j) was currently drafted in a manner that nevertheless allowed such defendants to receive a downward departure. It explained, “Because the statute states that the mitigator in section 921.0026(2)(j) applies to any felony offense, except any capital felony, committed on or after October 1, 1998, we hold that the mitigator in section 921.0026(2)(j) is available to support a downward departure from a felony DUI conviction.” *Van Bebbler*, 848 So. 2d at 1050. It affirmed the lower court’s decision to grant the departure in that case because “the defendant would continue to suffer a great deal of remorse and shame.” *Id.* It did not point to any other aspects of the offense that made it “unsophisticated.”

Based on the Florida Supreme Court’s invitation to the legislature to consider and address this issue for itself, the Task Force can adopt **one** of the following five different potential approaches:

a. Resolution 15a – *Make no recommendation*

b. Resolution 15b – *Prohibit the use of the “unsophisticated offense” mitigator for DUI manslaughter* – Resolved that Fla. Stat. § 921.0026(2)(j) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . [t]he offense was committed in an unsophisticated manner and was an isolated incident for which the defendant has shown remorse, except where the offense is DUI manslaughter.”

This alternative would narrowly overturn the Florida Supreme Court’s ruling in *VanBebber*, providing that a defendant convicted of DUI manslaughter cannot receive a downward departure based on the purportedly “unsophisticated” manner in which the offense was committed. DUI manslaughter is not an intentional crime; it is not an offense that a defendant plans out. Consequently it does not seem to be the type of crime that can actually be committed in either a “sophisticated” or “unsophisticated” manner.

c. Resolution 15c – *Prohibit the use of the “unsophisticated offense” mitigator for all crimes that lack a specific intent mens rea element* – Resolved that Fla. Stat. § 921.0026(2)(j) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . [t]he offense was committed in an unsophisticated manner and was an isolated incident for which the defendant has shown remorse, for offenses in which specific intent is an element.”

This alternative would limit the “unsophisticated manner” mitigator to intentional crimes. “Sophistication” connotes a defendant’s voluntary choice to perform a crime in a careful, planned, or particularly competent or effective manner, rather than rushed, hurriedly, and opportunistically. It appears to be a category error to attempt to consider whether an unintentional crime—typically, an accident—was performed sophisticatedly. There is little basis for granting leniency based on the unsophisticated nature of an offense when the defendant did not intentionally choose the manner in which he would commit it.

The previous proposal, Resolution 15b, would eliminate the “unsophisticated mitigator” specifically for DUI manslaughter. Eliminating the mitigator just for a single offense, while allowing it to remain in place for other, quite similar offenses (such as operating an aircraft under the influence) would be arbitrary and raise troubling inequities. Moreover, the same concern that makes the “unsophisticated manner” mitigator inappropriate for DUI manslaughter—the crime’s unintentional, essentially accidental nature—applies equally to certain other offenses in the criminal code. Thus, for both consistency and to fully implement the legislative intent underlying this mitigator, it should be limited to offenses involving specific intent as a *mens rea* element.

d. Resolution 15d – Codify the Florida Supreme Court’s Ruling in VanBebber – Resolved that Fla. Stat. § 921.0026(2)(j) be amended to read, “Mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified include, but are not limited to: . . . [t]he offense was committed in an unsophisticated manner and was an isolated incident for which the defendant has shown remorse, regardless of the *mens rea* or mental state required for the offense.”

This alternative would codify the Florida Supreme Court’s holding in *VanBebber* and allow courts to grant downward departures based on an offense’s lack of sophistication to defendants who have committed crimes based on negligence, recklessness, or strict liability.

e. Resolution 15e – Bring the issue to the legislature’s attention – Resolved that the Legislature should consider whether a defendant should be able to invoke the “unsophisticated offense” mitigator either specifically in DUI manslaughter cases or more broadly when they have been convicted of offenses that lack a specific intent *mens rea* element.

This alternative would simply alert the Legislature to the issue raised in *VanBebber* without recommending a specific course of action.

4. RESOLUTION #16 (caselaw issue #10) – Clarifying the definition of conviction

Background: Fla. Stat. § 921.0021(2) defines “conviction” as “a determination of guilt that is the result of a plea or a trial, regardless of whether adjudication is withheld.” In *Montgomery v. State*, 897 So. 2d 1282, 1286 (Fla. 2005), the Florida Supreme Court held that the definition of conviction includes no contest pleas, even when adjudication is withheld. It declared, “[A] no contest plea followed by a withhold of adjudication is a conviction for purposes of sentencing.” *Id.* The Court explained, “[A] no contest plea, where adjudication was withheld, is included as a conviction because the statute does not distinguish between guilty pleas and nolo contendere pleas.” *Id.* The Criminal Punishment Code should be clarified to dispel potential confusion about the effects of no contest pleas and withheld adjudications by codifying *Montgomery’s* holding as follows:

Resolution 16 – Resolved that Fla. Stat. § 921.0021(2) should be amended to read, “‘Conviction’ means a determination of guilt that is the result of a plea, including a plea of no contest or nolo contendere, or a trial, regardless of whether adjudication is withheld.” (note: only the underlined language is new).

Discussion Topic – Should a Legal Status Violation in Part V be added for:

- i. Individuals who violated a restraining order or other injunction issued by a federal or state court in committing any offense of conviction?
- ii. Individuals who acted under color of law in committing any offense of conviction?
- iii. Undocumented or otherwise unauthorized migrants illegally present in the United States who committed an offense of conviction?
- iv. Individuals who leave a child for whom they have legal custody unattended for the purpose of committing any offense of conviction?
- v. Individuals who committed any offense of conviction after having received clemency, pardon, early release, probation, parole, a sentence reduction, or a downward departure from any federal or state court or government official?

Offenses to Consider Recategorizing

Color Coding:

Yellow highlights are recommendations made to conform our offense level recommendations to other resolutions we've adopted concerning the elimination of various enhancements.

Green highlights are recommended reductions in offense level severity

Blue highlights are recommendations to ensure that our recommendations do not *decrease* the number of points assigned to a particular offense due to its risks or consequences. A major underlying theme of these recommendations is to avoid reducing the points associated with serious sexual offenses, violent offenses, or crimes involving robbery or theft.

Offense Level 1 (4 points)

1. #2 – Fla. Stat. 212.15 – *Failure to remit sales taxes (\$1,000 - \$20,000)* – increase to level 2 due to amount range
2. #5 – Fla. Stat. 320.26(1)(a) – *Counterfeit or manufacture license plates* – increase to level 3 due to potential for serious criminal activity
3. #7-8 – *Supplying false IDs*– consider increasing to level 2 since providing false IDs is more serious than merely possessing one (which is a companion level 1 offense)
4. #12 – *Erasing or altering deeds/plats* – consider increasing to level 5 – We've recommended that altering a title to a motor home, in contrast, be designated as a level 4 offense (#2), and the value of real property typically exceeds a motor home by multiple times. Moreover, property records are presumptively accurate & the basis for multimillion dollar deals.
5. #16 – *Interfere with railroad signal* – increase to level 2

Offense Level 2 (8 points)

1. #9 – Fla. Stat. 812.014(2)(c)1 – *Grand theft, third degree \$750-\$5,000* – increase to level 3 due to potential \$5,000 value *and* under the existing chart presently in force it's currently a level 2 offense (10 points)
2. #10 – Fla. Stat. 812.014(2)(d) – *Grand theft, third degree \$100-750, unenclosed curtilage of dwelling* – increase to level 3 because the offense typically involves personal property taken from the area of a person's home, *and* under the existing chart presently in force it's currently a level 2 offense (10 points) for which we shouldn't be reducing the sentence
3. #14 – Fla. Stat. 817.481(3)(A) – *purchasing over \$300 with counterfeit credit card* – increase to level 3 because it's a more serious offense than #16 (generally purchasing goods with a false card), under the existing chart presently in force it's currently a level 2 offense (10 points) for which we shouldn't be reducing the sentence, and there's no maximum limit on the amount of the falsely purchased goods
4. #17 – Fla. Stat. 817.61 – *fraudulent use of credit cards over \$100 within six months* – increase to level 3 because it's a more serious offense than #16 (generally purchasing goods with a false card), under the existing chart presently in force it's currently a level 2 offense (10 points) for which we shouldn't be reducing the sentence, and there's no maximum limit on the amount of the falsely purchased goods

Offense Level 3 (12 points)

1. **#1 – Fla. Stat. 316.066(3)(b)-(d) – Unlawfully obtaining confidential crash reports** – consider decreasing to level 2
2. **#4 – Fla. Stat. 379.2431(1)e(4) – Taking, distributing etc. turtles, eggs, or nests – increase to level 4** because we are recommending that possessing turtle eggs—#3 on this chart—be designated a level 3 offense; an offense that can involve live turtles seems more serious; and adjusting upward to level 4 would cause the point value to remain the same as under current law, under the existing chart presently in force this is currently a level 3 offense that scores 16 points.
3. **#5 – Fla. Stat. 379.2431(1)e(6) – Possessing turtle species or hatchling – increase to level 4** for the same reasons: possession of live turtles should be more serious than possessing only eggs, and under the existing chart presently in force it's currently a level 3 offense that scores 16 points
4. **#9 – Fla Stat. 806.10(1) – Maliciously injuring or destroying firefighting equipment – increase to level 4** – under the existing chart presently in force it's currently a level 3 offense that scores 16 points, and we should not reduce the protection afforded firefighters; moreover, destroying firefighting equipment can create tremendous public safety risks independent of the harm to the equipment itself.
5. **#13 – Fla. Stat. 812.0145(2)(c)2 – Grand theft (\$5,000 - \$10,000) – increase to level 4** because under the existing chart presently in force it's currently a level 3 offense that scores 16 points, and we should not reduce the penalties for offenses involving such high valued goods; this adjustment is also consistent with the recommendation to increase the offense levels of other grand theft offenses
6. **#14 – Fla. Stat. 812.0145(2)(c)2 – Grand theft (\$5,000 - \$10,000) – increase to level 4** because this offense involves the aggravating factor of a particularly vulnerable victim (senior citizens), and the amount involved is potentially substantial. Under the existing chart presently in force it's currently a level 3 offense that scores 16 points, and we should not reduce the penalties for offenses involving such high valued goods against vulnerable populations. This adjustment is also consistent with the recommendation to increase the offense levels of other grand theft offenses.
7. **#15 – Fla. Stat. 812.015(8)(b) – Retail theft with intent to sell – increase to level 4** – Under the existing chart presently in force it's currently a level 3 offense that scores 16 points, and we should not reduce the penalties since this offense involves theft for profit motives
8. **#27 – Fla. Stat. 893.13(7)(a) – Withhold information from practitioner regarding previous receipt of controlled substance** – decrease to level 1 – this offense interferes with the doctor-patient relationship, can ensnare people who are reasonably unaware their conduct is criminal, and unnecessarily contributes to the criminalization of addiction
9. **#30 – Fla. Stat. 985.721 – Escape from a juvenile facility – increase to level 5** – Under the existing chart presently in force, this is currently a level 3 offense scoring 16 points. With the elimination of the Escape enhancement, instead of being reduced to a ranking that would result in fewer than 16 points, it must be increased to a ranking that would result in at least 20 points (*i.e.*, level 5, with 22 points).

Offense Level 4 (16 points)

1. #1 – Fla. Stat. 316.1935(2) – *Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 3 offense scoring 16 points. With the elimination of the Fleeing enhancement, it must be increased to a ranking that would result in at least 20 points (i.e. level 5, with 22 points).

2. #9 – Fla. Stat. 517.07(1) – *Failure to register securities* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. Given the potential for fraud associated with unregistered securities, there does not appear to be any reason to decrease the severity of this offense by reducing the sentence

3. #11 – Fla. Stat. 784.085 – *Battery of child by throwing semen, feces, or urine* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. Given the disgusting nature of the offense and the fact that it targets children, there is no reason to decrease its severity by reducing the sentence.

4. #12 – Fla. Stat. 787.03(1) – *Wrongfully taking child from custodian* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. Since this offense targets children, is related to kidnapping, can cause great trauma and fear, and carries a risk of violence, there does not appear to be any reason to decrease its severity by reducing the sentence

5. #13 – Fla. Stat. 790.115(1) – *Exhibit of a firearm within 1,000 feet of a school* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. Given the obviously danger involved in this offense and the potential relationship to school shootings, there does not appear to be any reason to decrease the severity of this offense by reducing the sentence.

In addition, rather than the revision presently recommended in the chart, the offense should be limited to acts committed between the hours of 6:00 A.M. – 11:00 P.M. *or* while some school function is in progress (we want to protect students walking to and from school, regardless of whether the school even has commenced yet or ended).

6. #14 – Fla. Stat. 790.115(2)(b) – *Possession of destructive device on school property* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. Given the obviously danger involved in this offense and the potential relationship to school shootings, there does not appear to be any reason to decrease the severity of this offense by reducing the sentence.

7. #17 – Fla. Stat. 810.02(4)(a) – *Burglary of an unoccupied structure* – **increase to level 5** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. The whole reason this offense differs from criminal trespass is that the unlawful entry is with the specific intent of committing another crime. There is no reason to treat this offense as less serious.

8. #21 – Fla. Stat. § 812.014(2)(c)3 – *Grand theft (\$10,000 - \$20,000)* – increase to level 5 because under the existing chart presently in force it's currently a level 4 offense that scores 22 points, and we should not reduce the penalties for offenses involving even more highly valued goods; this adjustment is also consistent with the recommendation to increase the offense levels of other grand theft offenses

9. #27 – Fla. Stat. 817.625(2)(a) – *Fraudulent use of scanning device or reencoder* – increase to level 5 because under the existing chart presently in force it's currently a level 4 offense that scores 22 points, and this offense involves sophisticated defendants and technology, and creates a serious risk of identity theft or potentially even financial harm that can impose substantial burdens on victims.

10. #36 – Fla. Stat. 837.02(1) – *Perjury* – increase to level 5 because under the existing chart presently in force it's currently a level 4 offense that scores 22 points, and there's reason to decrease the severity of the offense by reducing its sentence.

11. #40 – Fla. Stat. 843.15(1)(a) – *Failure to appear while on bail for felony* – increase to level 6 (22 points) because under the existing chart presently in force it's currently a level 4 offense that scores 16 points, and we need to increase that number of points to compensate for removing the "failure to appear" enhancement on the scoresheet.

12. #44 – Fla. Stat. 934.215 – *Use of Two-Way Communications Device to Facilitate Commission of a Crime* – decrease to level 2 – This does not seem to be a meaningful aggravating factor for an offense.

Offense Level 5 (22 points)

1. **#1 – Fla. Stat. 119.102(2)(b) – Unlawful use of confidential information from police reports – decrease to level 4** – Under the existing chart presently in force it’s currently a level 3 offense that scores 16 points, and there doesn’t seem to be a reason to increase it to 22 points.
2. **#11 – Fla. Stat. 624.401(4)(b)1 – Transacting insurance w/o certificate of authority + premium is less than \$20,000 – decrease to level 4** – This seems to be a lesser-included offense of #10, transacting insurance without a certificate of authority, because the amount involved is limited, so it should be categorized at a lower offense level.
3. **#14 – Fla. Stat. 784.082(3) – Battery by detained person on visitor or other detainee – increase to level 6** because under the existing chart presently in force it’s presently a level 4 offense that scores 22 points, and we need to increase that number of points to compensate for refraining from applying the “incarcerated” enhancement on the scoresheet.
4. **#15 – Fla. Stat. 790.01(2) – Carrying a concealed firearm – increase to level 6** because under the existing chart presently in force it’s presently a level 5 offense that scores 28 points, and we shouldn’t decrease potential sentence for offenses with such a risk of violence.
5. **#17 – Fla. Stat. 806.111 – Possession or manufacture of fire bomb with intent to damage structure - increase to level 6** because under the existing chart presently in force it’s presently a level 5 offense that scores 28 points, and there is no reason to be decreasing the potential sentence for offenses so closely related to bombings and potentially even terrorism.
6. **#19 – Fla. Stat. 812.131(2)(b) – Robbery by sudden snatching – increase to level 6** because under the existing chart presently in force it’s presently a level 5 offense that scores 28 points, and there’s no reason to be decreasing its point value. This is a common offense, particularly in our tourist areas, involves taking property from the victim’s person which creates a risk of violence, and can be traumatic for the victim and a major burden to replace a driver’s license, credit cards, cash, and sentimental items carried in a purse.
7. **#20 – Fla. Stat. 812.16(2) – Owning or operating a chop shop – increase to level 7** because under the existing chart presently in force it’s currently a level 5 offense that scores 28 points, and there’s no reason to be decreasing the point range. Chop shops are an integral component of car-theft rings and are often engaged in tens of thousands of dollars, if not more, of illicit business. Car theft is a scourge in many areas of the state and we should be doing more to deter and prevent it. This is not an impulsive, spur-of-the-moment crime committed by unsophisticated defendants.
8. **#25 – Fla. Stat. 817.505(4)(a) – Patient brokering – decrease to level 2** – this offense does not seem to poses any actual risk to patients; it’s primarily a prophylactic law aimed at eliminating physicians’ conflicts of interests. This is not the sort of thing for which we should be sending doctors to jail for lengthy periods of time.
9. **#27 – Fla. Stat. 817.569(2) – Use of Public Records Information to Commit Offense – decrease to level 2** – Under the existing chart presently in force, this is currently a level 1 offense that scores 4 points. There does not seem to be adequate justification for increasing it all the way up to level 5, scoring 22 points. This can cover an incredibly wide range of offenses and does not categorically seem to pose the same risks as other level 5 crimes.

10. #28 – Fla. Stat. § 825.1025(4) – *Lewd or lascivious exhibition in the presence of an elderly person or disabled adult* – increase to level 6 – Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. Given its sexual nature and vulnerable victims, there is no reason to be decreasing the number of points associated with it.

**** 11. #30 – Fla. Stat. 827.071(5) – *Possession or using child pornography* – increase to level 6 – Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. Given its sexual nature and vulnerable victims, there is no reason to be decreasing the number of points associated with it. There is no possible way we can be coming down easier on child pornography in any way.

12. #33 – Fla. Stat. 843.01 – *Resist officer with violence to person* – increase to level 8 – Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. Under the law enforcement enhancement, that would be increased to 42 points. This must be characterized as a level 8 offense scoring 46 points to be consistent with our other resolutions.

13. #34 – Fla. Stat. 843.0855(4) – *Intimidation of a public officer or employee* – increase to level 7 – Under the existing chart presently in force, this is currently a level 7 offense that scores 56 points. Reducing it down to a level 5 on the new chart scoring only 22 points is a dramatic drop that might generate opposition from the main task force or legislature. A more reasonable and less controversial adjustment would be to the new level 7, scoring 36 points.

14. #38 – Fla. Stat. 893.13(4)(c) – *Using a minor to deliver controlled substances* – increase to 7 – This offense is often gang-related, involves the use of minors to circumvent drug laws, and not only leads impressionable minors into criminal activity, but exposes them to the risk of violence in the illegal drug trade. This is a serious offense that creates multiple types of harm and its offense level should be increased.

15. #39 – Fla. Stat. 893.13(8)(a)3 – *Writing a prescription for a fictitious person* – decrease to level 3 – Under the existing chart presently in force, this is currently a level 3 offense that scores 16 points. There is no basis for increasing the offense level; to the contrary, given downward adjustments to other drug-related offenses in our proposal, the offense level for this should likely be decreased.

16. #40 – Fla. Stat. 893.13(8)(a)4 – *Writing a prescription solely for monetary benefit* – decrease to level 3 – Same reasoning as above. Under the existing chart presently in force, this is currently a level 3 offense that scores 16 points. There is no basis for increasing the offense level; to the contrary, given downward adjustments to other drug-related offenses in our proposal, the offense level for this should likely be decreased.

17. #41 – Fla. Stat. 893.1351(1) – *Owning or leasing drug den or lab for trafficking or manufacturing controlled substances* – increase to level 7 – Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. This is a law that will not target simple street-level dealers or young people who made a mistake, but rather drug manufacturers and people destroying a neighborhood by systematically conducting a drug trade. This is a serious offense and should not have its points decreased; to the contrary, it should be increased.

Offense Level 6 (28 points)

1. **#1 – Fla. Stat. 316.193(2)(b) – Felony DUI, 3rd conviction – Decrease to Level 5** – Under the existing chart presently in force, this is a level 3 offense scoring 16 points. It seems excessive to add 12 more points. This should be adjusted to Level 5, scoring 22 points.
2. **#3 – Fla. Stat. 316.1935(3)(a) – Aggravated Fleeing – Increase to Level 7** – Under the existing chart presently in force, this is a level 5 offense scoring 28 points. With the 4-point fleeing enhancement, this would be increased to a total of 32 points. This should be adjusted to Level 7, scoring 36 points.
3. **#5 – Fla. Stat. 332.34(6) – Careless Operation of Motor Vehicle on Suspended License Resulting in Death or Significant Bodily Injury – Increase to Level 11** – Under the existing chart presently in force, this is a Level 5 offense scoring 28 points. With the 40-point Severe Injury enhancement (as an alternative to the even larger 120-point Death enhancement), that increase to a total of 68 points. This should be adjusted to Level 11, scoring 68 points, to be consistent with our other resolutions.
4. **#8 – Fla. Stat. 400.9935(4)(a)-(b) – Operating clinic without a license – Decrease to Level 5** – Under the existing chart presently in force, this is a level 3 offense scoring 16 points. It seems excessive to add 12 more points. This should be adjusted to Level 4, scoring 16 points.
5. **#11 – Fla. Stat. 517.302 – Securities and Investor Protection Act – Decrease to Level 4** – Under the existing chart presently in force, this is a level 1 offense scoring 4 points. It seems excessive to add 24 more points. This should be adjusted to Level 4, scoring 16 points, allowing for prison time if circumstances warrant without increasing the point value by six times.
6. **#13 – Fla. Stat. 784.021(1)(a) – Aggravated assault; deadly weapon w/o intent to kill – Increase to Level 7** – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There does not seem to be any reason to make the offense less severe by reducing the points associated with it. This should be characterized as a Level 7 offense scoring 36 points.
7. **#14 – Fla. Stat. 784.021(1)(b) – Aggravated assault; intent to commit felony – Increase to Level 7** – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There does not seem to be any reason to make the offense less severe by reducing the points associated with it. This should be characterized as a Level 7 offense scoring 36 points.
8. **#15 – Fla. Stat. 784.048(3) – Aggravated Stalking; Credible Threat – Increase to Level 7** – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There does not seem to be any reason to make the offense less severe by reducing the points associated with it. This should be characterized as a Level 7 offense scoring 36 points.
9. **#16 – Fla. Stat. 784.075 – Battery of Detention/Commitment Facility Staff – Increase to Level 7** – Under the existing chart presently in force, this is currently a Level 4 offense scoring 22 points. With the 1.5-times law enforcement multiplier, that is increased to a total of 33 points. This should be characterized as a Level 7 offense scoring 36 points to be consistent with our resolutions.

10. #17 – Fla. Stat. 784.07(2)(b) – *Battery of Law Enforcement Officer* – Increase to Level 7 – Under the existing chart presently in force, this is currently a Level 4 offense scoring 22 points. With the 1.5-times law enforcement multiplier, that is increased to a total of 33 points. This should be characterized as a Level 7 offense scoring 36 points to be consistent with our resolutions.

11. #18 – Fla. Stat. 784.074(1)(c) – *Battery of Sexual Predator Facility Staff* – Increase to Level 7 – Under the existing chart presently in force, this is currently a Level 4 offense scoring 22 points. With the 1.5-times law enforcement multiplier, that is increased to a total of 33 points. This should be characterized as a Level 7 offense scoring 36 points to be consistent with our resolutions.

12. #19 – Fla. Stat. 784.078 – *Battery of Facility Employee with Urine or Feces* – Increase to Level 7 – Under the existing chart presently in force, this is currently a Level 4 offense scoring 22 points. With the 1.5-times law enforcement multiplier, that is increased to a total of 33 points. This should be characterized as a Level 7 offense scoring 36 points to be consistent with our resolutions.

13. #23 – Fla. Stat. 787.02 – *False Imprisonment* – Increase to Level 7 – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There does not seem to be any reason to make the offense less severe by reducing the points associated with it. This should be characterized as a Level 7 offense scoring 36 points.

14. #28 – Fla. Stat. 825.102(1) – *Elder Abuse* – Increase to Level 7 – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There does not seem to be any reason to make the offense less severe by reducing the points associated with it. Victims in elder abuse cases are often helpless. Moreover, outright child abuse often may be more blameworthy than child neglect, which often can be a more passive crime yet is also characterized in the new chart at this same offense level 6. Child abuse should be characterized as a Level 7 offense scoring 36 points.

15. #31 – Fla. Stat. 827.03(2)(c) – *Child Abuse* – Increase to Level 7 – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There does not seem to be any reason to make the offense less severe by reducing the points associated with it. Child abuse can be a terrifying crime with lifelong consequences for the victims that affects their future. Moreover, outright child abuse often may be more blameworthy than child neglect, which often can be a more passive crime yet is also characterized in the new chart at this same offense level 6. Child abuse should be characterized as a Level 7 offense scoring 36 points.

16. #33 – Fla. Stat. 828.122(3) – *Fighting and Baiting Animals* – Decrease to Level 5 – Under the existing chart presently in force, this is currently a Level 1 offense scoring 4 points. The accompanying crime, Injuring or Killing a Police Horse or Canine (40#), is also being characterized as a Level 6 offense. It seems like there might be a possibility that fighting animals might be characterized at a lesser level than permanently injuring or killing an animal, particularly a police horse or dog. This should be characterized as a Level 5 offense scoring 22 points.

17. **#36 – Fla. Stat. 838.15(2) – Commercial Bribe Receiving – Decrease to level 4** – Under the existing chart presently in force, this is currently a Level 1 offense scoring 4 points. There does not appear to be a basis for increasing it by 24 points. It should be characterized as a Level 4 offense scoring 16 points.

18. **#38 – Fla. Stat. 843.025 – Deprive law enforcement, corrections, or probation officer of protection or communication equipment – Increase to Level 7** – Under the existing chart presently in force, this is currently a Level 4 offense scoring 22 points. With the Law Enforcement Protection 1.5-times multiplier, that is increased to a total of 33 points. This must be characterized as a Level 7 offense, scoring 36 points.

19. **#41 – Fla. Stat. 847.011(1)(a) – Selling or distributing obscene or lewd material; second conviction – Decrease to Level 4** – Under the existing chart presently in force, this is currently a Level 4 offense scoring 22 points. There does not appear to be any reason to increase this offense to 28 points. Rather, it might be possible to reduce the offense level to 4, scoring 16 points.

20. **#42 – Fla. Stat. 874.05(1)(a) – Encouraging or recruiting someone to join a gang – Increase to Level 7** – Under the existing chart presently in force, this is currently a level 4 offense scoring 22 points. With the 1.5-times Gang Activity multiplier, this is increased to a total of 33 points. This must be characterized as a Level 7 offense, scoring 36 points, to be consistent with our other resolutions.

21. **#48 – Fla. Stat. 918.12 – Jury Tampering – Increase to Level 7** – Under the existing chart presently in force, this is currently a level 6 offense scoring 36 points. Neither the severity of the offense nor the points assigned to it should be reduced. It is a serious crime that undermines the integrity of the judicial system. It should be characterized as Level 7 to avoid reducing its points.

22. **#49 – Fla. Stat. 944.35(3)(a)2 – Malicious Battery / Inhuman Treatment on Inmate Resulting in Great Bodily Harm – Increase to Level 12** – Under the existing chart presently in force, this is currently a level 6 offense scoring 36 points. With the 40-point Severe Injury Enhancement, this is increased to a total of 76 points. This must be characterized as a Level 12 offense, scoring 76 points, to be consistent with our other resolutions.

23. **#51 – Fla. Stat. 944.46 – Harboring, concealing, aiding escaped prisoners – Increase to Level 8** – Under the existing chart presently in force, this is currently a level 6 offense scoring 36 points. With the 4-point Escape Enhancement, this is increased to a total of 40 points. This must be characterized as a Level 8 offense, scoring 46 points, to be consistent with our other resolutions.

Offense Level 7 (36 points)

1. #1 – Fla. Stat. 440.10(1)(g) – *Failure to obtain workers compensation coverage* – Decrease to level 6 - Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. This does not seem to be something that should be made more serious. It should be reduced to level 6, scoring 28 points.

2. #2 – Fla. Stat. 440.105(5) – *Unlawful solicitation for the purpose of making workers' compensation claims* – Decrease to level 4 - Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. This does not seem to be something that should be made more serious. Moreover, it seems less serious than the accompanying offenses of failure to obtain workers' compensation coverage. It should be reduced to level 4, scoring 16 points.

3. #3 – Fla. Stat. 440.381(2) – *False statements to avoid workers' compensation coverage* – Decrease to level 6 - Under the existing chart presently in force, this is currently a level 5 offense that scores 28 points. This does not seem to be something that should be made more serious. It should be reduced to level 6, scoring 28 points.

**4. #21 – 23 (three offenses) – Fla. Stat. 499.0051(2)-(4) – *Unauthorized transactions involving prescription drugs* – Decrease to third-degree felonies – Under the existing chart presently in force, these are currently level 6 offenses, scoring 28 points, and ranked as second-degree (with a maximum of 15 years in prison). Under our new chart, these should be reduced to third-degree offenses (with a maximum of 14 years in prison). There's no reason to increase the maximum sentence by five years for these offenses, and all the other offenses in our proposed new Offense Level 7 are only third-degree felonies. One of our resolutions specifies that all offenses within each offense level should be classified as felonies of the same degree.

5. #25 – Fla. Stat. 560.125(5)(a) – *Unauthorized money services business, \$300-20,000 worth of transactions* – Increase to level 8 – Under the existing chart presently in force, this is currently a level 7 offense, scoring 56 points. Reducing this to 36 points seems like too large of a drop. Moreover, this seems more serious than the accompanying offense (#24) of failing to report a currency transaction involving \$300-20,000. This should be increased one level to Level 8, scoring 46 points.

6. #30 – Fla. Stat. 784.074(1)(b) – *Aggravated Assault on Sexually Violent Predators Facility Staff* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 6 offense, scoring 36 points. It is subject to a 1.5 times multiplier for a Law Enforcement Victim, as well as a 40-point enhancement for Severe Injury. Thus, it would currently receive a total of 94 points. It should be reassigned to Level 14 under the new chart, scoring 92 points.

7. #31 – Fla. Stat. 784.074(2)(b) – *Aggravating Assault on Person 65 or Over* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense, scoring 36 points. It is subject to a 40-point enhancement for Severe Injury. Thus, it would currently receive a total of 76 points. It should be reassigned to Level 12 under the new chart, scoring 92 points.

8. #32 – Fla. Stat. 784.081(2) – *Aggravating Assault on Specified Official or Employee* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense, scoring 36 points. It is subject to a 40-point enhancement for Severe Injury. Thus, it would currently receive a total of 76 points. It should be reassigned to Level 12 under the new chart, scoring 92 points.

9. #33 – Fla. Stat. 784.074(1)(b) – *Aggravated Assault on Sexually Violent Predators Facility Staff* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 6 offense, scoring 36 points. It is subject to a 4-point enhancement for Incarceration, as well as a 40-point enhancement for Severe Injury. Thus, it would currently receive a total of 80 points. It should be reassigned to Level 13 under the new chart, scoring 84 points.

10. #34 – Fla. Stat. 784.083(2) – *Aggravating Assault on Code Inspector* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense, scoring 36 points. It is subject to a 40-point enhancement for Severe Injury. Thus, it would currently receive a total of 76 points. It should be reassigned to Level 12 under the new chart, scoring 92 points.

11. #40 – Fla. Stat. 810.02(3)(b) – *Burglary of Unoccupied Dwelling Unarmed, No Assault/Battery* – Increase to Level 8 – Under the existing chart presently in force, this is currently a level 7 offense, scoring 56 points. Reducing this to 36 points seems like too large of a drop. Moreover, this offense is limited to breaking into inhabited *homes* while their owners are away. And a trespass constitutes “burglary” only when the defendant intends to commit some other crime in their victim’s home. Such an invasion is serious and warrants jail time. This should be increased to level 10, scoring 60 points, to avoid reducing its severity.

12. #41 – Fla. Stat. 812.0145(2)(b) – *Theft from Person 65 Years or Older, \$10,000-50,000* – Increase to Level 8 – Under the existing chart presently in force, this is currently a level 5 offense, scoring 28 points. Stealing this much money from a vulnerable population is a crime that warrants some jail time. It should be increased to level 8, scoring 46 points.

13. #46 – Fla. Stat. 837.05(2) – *Gives false information about alleged capital felony to law enforcement officer* – Increase to Level 8 – Under the existing chart presently in force, this is currently a level 7 offense, scoring 56 points. There is no reason to reduce the severity of this offense. False information about a capital felony is among the most serious lies a person can tell the government. It should be increased to Level 10 to avoid reducing the number of points assigned to it.

14. #50 – Fla. Stat. 944.4 – *Escape* – Increase to Level 8 – Under the existing chart presently in force, this is currently a level 6 offense, scoring 36 points. With the 4-point Escape enhancement, this is raised to a total of 40 points. This offense should be increased to Level 8 to be consistent with our resolutions and compensate for eliminating the Enhancement.

Offense Level 8 (46 points)

1. #1 – Fla. Stat. 560.123(8)(b) – *Failure to Report Currency or Payment Instruments \$20,000-100,000* – Increase to level 10 - Under the existing chart presently in force, this is currently a level 8 offense that scores 74 points. Even if that is somewhat too harsh, it seems inappropriate to radically decrease the severity by nearly 30 points. This should be reassigned to level 10 in the new chart, scoring 60 points.
2. #2 – Fla. Stat. 560.125(5)(b) – *Unauthorized money transmission business \$20,000-100,000* – Increase to level 10 - Under the existing chart presently in force, this is currently a level 8 offense that scores 74 points. Even if that is somewhat too harsh, it seems inappropriate to radically decrease the severity by nearly 30 points. This should be reassigned to level 10 in the new chart, scoring 60 points.
3. #3 – Fla. Stat. 655.50(10)(b)2 – *Financial institution failure to report transactions, \$20,000-100,000* – Increase to level 10 - Under the existing chart presently in force, this is currently a level 8 offense that scores 74 points. Even if that is somewhat too harsh, it seems inappropriate to radically decrease the severity by nearly 30 points. This should be reassigned to level 10 in the new chart, scoring 60 points.
4. #4 – Fla. Stat. 775.0875(1) – *Taking a Firearm from a Law Enforcement Officer* – Increase to Level 9 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 1.5-times enhancement for Law Enforcement Victim, this would be increased to a total of 54 points. This should be reassigned to Level 9, or 52 points.
5. #5 – Fla. Stat. 784.048(4) – *Aggravated Stalking; Violation of Injunction* – Increase to Level 9 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. There is no reason to substantially decrease the number of points to assign to this serious offense. This should be reassigned to Level 9, scoring 52 points.
6. #6 – Fla. Stat. 784.048(7) – *Aggravated Stalking; Violation of Court Order* – Increase to Level 9 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. There is no reason to substantially decrease the number of points to assign to this serious offense. This should be reassigned to Level 9, scoring 52 points.
7. #8 – Fla. Stat. 800.04(5)(d) – *Lewd molestation; victim 12-15, offender under 18* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 40-point sexual penetration times enhancement, this would be a total of 76 points. This should be reassigned to Level 12, or 76 points.
8. #9 – Fla. Stat. 812.014(2)(c)6 – *Grand Theft Auto, 3d degree, Third Offense* – Increase to Level 10 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 1.5x point multiplier that applies in these circumstances, this would be a total of 54 points. This should be reassigned to Level 10, scoring 60 points, to avoid reducing the points for this offense; reflect both the gravity of the offense and the repeated convictions, and act consistently with the resolutions.

9. #13 - Fla. Stat. 817.505(4)(b) – *Patient Brokering 10 or more patients* – decrease to Level 6 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. There is no reason to be increasing the severity of the offense. To the contrary, since it does not directly hurt anyone and is a purely prophylactic measure, its severity should be reduced. This should be reassigned to Level 6.

10. #14 – 17 – Fla. Stat. 817.535(2)-(5) – *Filing False Liens (various circumstances)* – Increase to level 10 - Under the existing chart presently in force, these four offenses are all currently Level 7 offenses that score 56 points. There is no reason to substantially decrease the number of points to assign to these serious offenses. These should each be reassigned to Level 10, scoring 60 points.

11. #21 – Fla. Stat. 817.611(2)(c) – *Traffic in or possess 50+ counterfeit cards* – Increase to Level 10 – Under the existing chart presently in force, this is a Level 8 offense that scores 74 points. This offense should not be reduced down to 46 points (especially since we’re recommending that 15-49 cards be a level 10 offense; see level 10, #19). Moreover, this is an aggravated form of trafficking in 5-14 cards, which the proposed chart also characterizes as a Level 8 offense. This offense, which involves trafficking in 50 or more cards, should be reassigned to Level 10, with 60 points.

12. #24 – Fla. Stat. 837.02(2) – *Perjury in Official Proceedings Relating to Capital Felony Prosecution* – Increase to Level 12 – Under the existing chart presently in force, this is a Level 8 offense that scores 74 points. The severity of this offense should not be diminished. Thus, this offense should be increased to Level 12, scoring 76 points.

13. #25 – Fla. Stat. 837.021(2) – *Making Contradictory Statements in Capital Felony Prosecution* – Increase to Level 11 – Under the existing chart presently in force, this is a Level 8 offense that scores 74 points. The severity of this offense should not be diminished. Thus, this offense should be increased to Level 12, scoring 76 points.

14. #28 – Fla. Stat. 847.0135(5)(b) – *Lewd or Lascivious Exhibition Using Computer; Offender Over 18* – decrease to Level 5 or 6 – Under the existing chart presently in force, this is a Level 5 offense that scores 28 points. This offense does not involve child pornography, and the recipient does not need to be a minor or even an unwilling recipient. The severity should not be made harsher, and potentially even should be reduced. This offense should be characterized as a Level 5 offense, scoring 22 points, or a Level 6 offense, scoring 28 points.

Offense Level 9 (52 points)

1. **#2 – Fla. Stat. 316.193(3)(c)2 – DUI Resulting in Serious Bodily Injury – Increase to Level 14** – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 40-point severe injury enhancement, this would be a total of 96 points. This should be reassigned to Level 14, or 92 points.
2. **#3 – Fla. Stat. 316.193(2)(b) – Felony DUI; Fourth Conviction – Decrease to Level 8** – Under the existing chart presently in force, this is currently a Level 3 offense that scores 16 points. Increasing it by 36 points is too extreme. Reducing it to Level 8 with 46 points guarantees jail without imposing a draconian sentence.
3. **#4 – Fla. Stat. 327.35(3)(c)2 – BUI Resulting in Serious Bodily Injury – Increase to Level 14** – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 40-point severe injury enhancement, this would be a total of 96 points. This should be reassigned to Level 14, or 92 points.
4. **#5 – Fla. Stat. 400.9935(4)(c) – Operating a clinic without a license – Decrease to level 7** – Under the existing chart presently in force, this is currently a Level 6 offense scoring 36 points. There is no reason for increasing the severity of this offense by 16 points and triggering a mandatory prison sentence. The current point level should be maintained by reassigning this crime to offense level 7, scoring 36 points.
5. **#6 – Fla. Stat. 409.920(2)(b)1.a – Medicaid provider fraud – Decrease to level 7** – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. This offense should be reduced to level 8, scoring 46 points.
6. **#7 – Fla. Stat. 782.04(4) – Killing without design while engaged in certain felonies – Increase to Level 18** – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With the 120-day enhancement for Death, that increases to a total of 194 points. This offense should be increased to Level 18, scoring 180 points.
7. **#10 – Fla. Stat. 784.07(2)(c) – Aggravated assault on law enforcement officer – Increase to Level 14** – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 1.5-times multiplier for law enforcement victims, as well as the 40-point enhancement for Severe injuries, that increases to a total of 94 points. This offense should be increased to Level 14, scoring 92 points.
8. **#13 – Fla. Stat. 790.163(1) – False bomb reports – Decrease to Level 7** – Under the existing chart presently in force, this is currently a Level 5 offense that scores 28 points. There does not seem to be a need to increase the severity of this offense by an additional 24 points. Moreover, this is less serious than other offenses the chart classifies as Level 9, such as discharging weapons in schools. This should be characterized as a Level 7 offense, scoring 36 points.
9. **#16 – Fla. Stat. 796.05(1) – Living off the earnings of a prostitute, first offense – Decrease to Level 7** – Under the existing chart presently in force, this is currently a Level 5 offense that scores 28 points. There does not seem to be a need to increase the severity of this offense by an additional 24 points. Moreover, this is less serious than other offenses the chart classifies as Level 9, such as discharging weapons in schools. This should be characterized as a Level 6 offense, scoring 28 points.

10. #17 – Fla. Stat. 800.04(6)(b) – *Lewd and Lascivious Conduct* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 40-point enhancement for sexual contact, that is increased to a total of 76 points. This offense should therefore be assigned to Level 12, scoring 76 points.
11. #18 – Fla. Stat. 806.031(2) – *Arson resulting in great bodily harm* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 40-point enhancement for severe injury, that is increased to a total of 76 points. This offense should therefore be assigned to Level 12, scoring 76 points.
12. #21 – Fla. Stat. 812.014(2)(b)1 – *Second degree grand theft, \$20,000-100,000* – Increase to Level 10 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. Given the amount of money involved, it should be increased to Level 10, scoring 60 points.
13. #25 – Fla. Stat. 825.1025(3) – *Lewd or Lascivious molestation of elderly person* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 40-point enhancement for sexual contact, that totals 76 points. This offense should therefore be assigned to Level 12, scoring 76 points.
14. #38 – Fla. Stat. 896.104(4)(a)1 – *Structuring transactions \$300-20,000* – Decrease to Level 7 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. This offense involves a limited amount of money and the avoidance of reporting requirements. It is less serious than other offenses characterized in the new Level 9. It should be assigned instead to Level 7, scoring 36 points, thereby avoiding mandatory prison.
15. #40 – Fla. Stat. 943.0435(8) – *Failure to Comply with Reporting Requirements: Sexual offender remains in state after indicating intent to leave* – Decrease to Level 8 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. Remaining in the state after indicating an intent to leave appears less serious than the other accompanying violations of sex offender reporting requirements (#39, 41-43, 45, 47-48, 51). This offense should therefore be assigned to Level 8, scoring 46 points.
16. #46 – Fla. Stat. 943.0435(8) – *Failure to Comply with Reporting Requirements: Failure to Take Digital Photo* – Decrease to Level 8 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. Failing to take a digital photo – especially since the state will already have photographs of convicted sex offender – appears less serious than the other accompanying violations of sex offender reporting requirements (#39, 41-43, 45, 47-48, 51). This offense should therefore be assigned to Level 8, scoring 46 points.
17. #50 – Fla. Stat. 985.4815(10) – *Failure to Comply with Reporting Requirements: Failure to Take Digital Photo* – Decrease to Level 8 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. Failing to take a digital photo – especially since the state will already have photographs of convicted sex offender – appears less serious than the other accompanying violations of sex offender reporting requirements (#39, 41-43, 45, 47-48, 51). This offense should therefore be assigned to Level 8, scoring 46 points.

Offense Level #10 (60 points)

1. **#6 – Fla. Stat. 790.166(3) – Possessing, selling, or using a hoax weapon of mass destruction – Increase to Level 11** – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. The accompanying offenses—possessing, selling, or using a hoax bomb (#4)—are classified in the new Level 10. Committing the same acts with a hoax weapon of mass destruction seems more serious, and should be classified at a higher offense level. This offense should therefore be assigned to Level 11, scoring 68.
2. **#7 – Fla. Stat. 790.166(4) – Possessing, selling, or threatening to use a hoax weapon of mass destruction while committing a felony – Increase to Level 11** – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. The accompanying offense—possessing, displaying, or threatening to use a hoax bomb in the commission of a felony (#5)—are classified in the new Level 10. Committing the same acts with a hoax weapon of mass destruction seems more serious, and should be classified at a higher offense level. This offense should therefore be assigned to Level 11, scoring 68.
3. **#9 – Fla. Stat. 794.05(1) – Sex between 16-17 year-old victim and 24+ year-old defendant – Increase to Level 16** – Under the existing chart presently in force, this is currently a Level 6 offense that scores 36 points. With the 80-point enhancement for sexual penetration, this totals 116 points. This offense should therefore be assigned to Level 16, scoring 122 points.
4. **#18 – Fla. Stat. 817.234(9) – Organizing or participating in intentional motor vehicle collision – Increase to Level 11** – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. The accompanying offense, soliciting motor vehicle accident victims, is recommended to be a Level 10 offense on the new chart, scoring 60 points. Since actually participating in or organizing an intentional motor vehicle crash is much more serious than simply soliciting participants, this offense should be ranked at the next higher offense level. This offense should therefore be assigned to Level 11, scoring 68 points.
5. **#19 – Fla. Stat. 817.611(2)(b) – Traffic in or possess 15-49 counterfeit cards – Increase to Level 9** – Under the existing chart presently in force, this is a Level 7 offense that scores 56 points. This document recommends that the proposed new chart characterize the more serious offense of Trafficking in 50 Counterfeit Cards (see new chart, Level 8, #21) as a Level 10 offense. Consequently, this lesser-included offense should be reduced to Level 9, scoring 52 points, which is comparable to its current categorization.
6. **#20 – Fla. Stat. 827.04(3) – Impregnation of a child under 16 by defendant 21 or older – Increase to Level 17** – Under the existing chart presently in force, this is a Level 7 offense that scores 56 points. With the Sexual Penetration Enhancement of 80 points, that would be increased to a total of 136 points. This offense should therefore be assigned to Level 17, scoring 140 points.
7. **#26 – Fla. Stat. 847.0135(2) – Facilitating sexual contact with minor or its depiction – Increase to Level 12** – Under the existing chart presently in force, this is a Level 6 offense that scores 36 points. With the Sexual Contact Enhancement of 40 points, that would be increased to a total of 76 points. This offense should therefore be assigned to Level 12, scoring 76 points.

8. #28 – Fla. Stat. 896.101(5)(b) – *Money laundering, \$20,000-100,000* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. There is no reason to reduce the severity of this offense, particularly given its close connection to drugs, violence, racketeering, weapons, human trafficking, and smuggling. This offense should therefore be assigned to Level 12, scoring 76 points.

Offense Level #11 (68 points)

1. #1 – Fla. Stat. 409.920(2)(b)1.b – *Medicaid Provider Fraud, \$10,000-50,000* – Decrease to Level 10 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. There does not appear to be any reason that this should be categorized that much more severely. This should be reassigned to level 10 in the new chart, scoring 60 points.

***2. #4 – Fla. Stat. 800.04(4)(b) – *Lewd or Lascivious Battery* – Increase to Level 16 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. It should definitely not be decreased in severity. Furthermore, with the 40-point enhancement for Sexual Contact, this would be increased to a total of 114 points. This should be reassigned to Level 16, or 122 points.

3. #5 – Fla. Stat. 800.04(5)(c)1 – *Lewd or Lascivious Molestation, victim under 12, offender under 18* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 40-point enhancement for Sexual Contact, this would be increased to a total of 96 points. This should be reassigned to Level 14, or 92 points.

4. #6 – Fla. Stat. 800.04(5)(c)2 – *Lewd or Lascivious Molestation, victim 12-16, offender over 18* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 40-point enhancement for Sexual Contact, this would be increased to a total of 96 points. This should be reassigned to Level 14, or 92 points.

5. #8 – Fla. Stat. 810.02(3)(a) – *Burglary of Occupied Dwelling; Unarmed, No Assault or Battery* – Increase to Level 12 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. Since this is a more serious offense than the accompanying crime of burglary of an occupied conveyance (#9), it should be assigned a higher offense level. This should be reassigned to Level 12, or 76 points.

6. #10 – Fla. Stat. 825.102(3)(b) – *Neglecting an Elderly Person or Disabled Adult + Great Bodily Harm* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 40-point enhancement for Severe Injury, this would be increased to a total of 96 points. This should be reassigned to Level 14, or 92 points.

7. #12 – Fla. Stat. 827.03(2)(b) – *Neglecting a Child + Great Bodily Harm* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 40-point enhancement for Severe Injury, this would be increased to a total of 96 points. This should be reassigned to Level 14, or 92 points.

8. #14 – Fla. Stat. 872.06 – *Abuse of Dead Human Body* – Decrease to Level 10 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. There does not appear to be any reason that this should be categorized that much more severely. This should be reassigned to level 10 in the new chart, scoring 60 points.

Offense Level #12 (76 points)

1. #1 – Fla. Stat. 402.319(2) – *Misrepresentation/negligence resulting in great bodily harm or disfiguration* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With a 40 point enhancement for severe injury, that would be increased to a total of 96 points. This must be characterized as a Level 14 offense scoring 92 points.
2. #2 – Fla. Stat. 456.065(2) – *Practicing medicine without a license resulting in great bodily harm or disfiguration* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With a 40 point enhancement for severe injury, that would be increased to a total of 96 points. This must be characterized as a Level 14 offense scoring 92 points.
3. #8 – Fla. Stat. 794.011(5)(b) – *Sexual battery, victim 18+, offender 18+, no force likely to cause serious injury* – Increase to Level 17 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With an 80-point enhancement for sexual penetration, that would be increased to a total of 154 points. This must be characterized as a Level 17 offense scoring 140 points.
4. #9 – Fla. Stat. 794.011(5)(c) – *Sexual battery, victim 12+, offender under, no force likely to cause serious injury* – Increase to Level 17 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With an 80-point enhancement for sexual penetration, that would be increased to a total of 154 points. This must be characterized as a Level 17 offense scoring 140 points.
5. #11 – Fla. Stat. 796.05(1) – *Living off the earnings of a prostitute* – Decrease to Level 9 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. There does not seem to be a need to substantially increase the severity by 20 additional points. This should be characterized as a Level 9 offense scoring 52 points.
6. #17 – Fla. Stat. 817.234(11)(c) – *Insurance fraud, \$100,000+* – Increase to Level 13 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. Most other offenses involving a minimum of \$100,000 in stolen or fraudulently obtained funds are categorized as Level 13 offenses. This should be characterized as a Level 13 offense scoring 84 points.
7. #19 – Fla. Stat. 817.505(4)(c) – *Patient brokering, 20+ patients* – Decrease to Level 9 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. There does not seem to be a need to increase the severity by 20 additional points, and this is an offense primarily concerning protective measures against conflicts of interest for which the severity could be reduced. It does not result in physical or direct financial harm to the victims. This should be characterized as a Level 9 offense scoring 52 points.

8. #21 – Fla. Stat. 874.05(2)(b) – *Encouraging or Recruiting a Person Under 13 to Join a Gang; Second Offense* – Increase to Level 13 – Under the existing chart presently in force, this is currently a Level 7 offense that scores 56 points. With the 1.5-times point multiplier for gang offenses, that is increased to a total of 84 points. This offense must be characterized as a Level 13 offense scoring 84 points to compensate for failure to apply that enhancement.

9. #25 to 42 – Fla. Stat. 893.135 – *Trafficking various illegal drugs*- Increase to Level 13 – Under the existing chart presently in force, each of these crimes is currently a level 7 offense that scores 56 points. With the 1.5-times point multiplier for drug trafficking, that is increased to a total of 84 points. This offense must be characterized as a Level 13 offense scoring 84 points to compensate for failure to apply that enhancement.

Offense Level #13 (84 points)

1. #1 – Fla. Stat. 316.1935(4)(b) – *Aggravated Fleeing with Serious Bodily Injury or Death* – Increase to Level 16 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With a 4-point enhancement for fleeing and 40-point severe injury enhancement, that would be increased to a total of 118 points. This must be characterized as a Level 16 offense scoring 122 points.
2. #2 – Fla. Stat. 409.920(2)(b)1.c – *Medicaid provider fraud, \$50,000+* – Decrease to Level 12 – Under the existing chart presently in force, this is currently a Level 9 offense scoring 92 points. Other offenses involving theft of at least \$50,000 are now ranked at offense level 12. This should be characterized as a Level 12 offense scoring 76 points.
3. #3 – Fla. Stat. 499.0051(6) – *Trafficking in Contraband Prescription Drugs* – Increase Level 15 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With a 1.5-times multiplier for drug trafficking, this would be increased to a total of 111 points. This must be characterized as a Level 15 offense scoring 108 points.
4. #5 – Fla. Stat. 560.123(8)(b)3 – *Failure to Report Currency Transaction Totaling \$100,000* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 9 offense scoring 92 points. Given the amount of money involved and the close connection to other illicit crimes, there is no reason to reduce the severity of the offense. This should be characterized as a Level 14 offense scoring 92 points.
5. #6 – Fla. Stat. 560.125(5)(c) – *Unauthorized Money Transmission Business* – Increase to Level 15 – Under the existing chart presently in force, this is currently a Level 9 offense scoring 92 points. Given the amount of money involved and the close connection to other illicit crimes, there is no reason to reduce the severity of the offense. Moreover, operating an ongoing illegal business seems more serious than just a discrete, potentially single transmission. This should be characterized as a Level 15 offense scoring 108 points.
6. #7 – Fla. Stat. 655.50(10)(b)3 – *Failure to Report Financial Transaction Totaling \$100,000* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 9 offense scoring 92 points. Given the amount of money involved and the close connection to other illicit crimes, there is no reason to reduce the severity of the offense. This should be characterized as a Level 14 offense scoring 92 points.
7. #11 – Fla. Stat. 782.07(1) – *Killing through act or negligence of another (manslaughter)* – Increase to Level 18 – Under the existing chart presently in force, this is currently a Level 7 offense scoring 56 points. With the 120-point death enhancement, this would increase to a total of 176 points. This should be characterized as a Level 18 offense scoring 180 points.
8. #12 – Fla. Stat. 782.071 – *Killing Unborn Child with Reckless Driving (vehicular manslaughter)* – Increase to Level 18 – Under the existing chart presently in force, this is currently a Level 7 offense scoring 56 points. With the 120-point death enhancement, this would increase to a total of 176 points. This should be characterized as a Level 18 offense scoring 180 points.

9. #13 – Fla. Stat. 782.072 – *Killing Person with Reckless Driving of a Vessel (vessel homicide)* – Increase to Level 18 – Under the existing chart presently in force, this is currently a Level 7 offense scoring 56 points. With the 120-point death enhancement, this would increase to a total of 176 points. This should be characterized as a Level 18 offense scoring 180 points.

10. #14 – Fla. Stat. 784.07(2)(d) – *Aggravated Battery on Law Enforcement Officer* – Increase to Level 16 – Under the existing chart presently in force, this is currently a Level 7 offense triggering 56 points. With a 1.5-times multiplier for law enforcement victim and a 40-point enhancement for severe injury, that would be increased to a total of 124 points. This must be characterized as a Level 16 offense scoring 122 points.

11. #15 – Fla. Stat. 784.074(1)(a) – *Aggravated Battery on Sexual Predators Facility Staff* – Increase to Level 16 – Under the existing chart presently in force, this is currently a Level 7 offense triggering 56 points. With a 1.5-times multiplier for law enforcement victim and a 40-point enhancement for severe injury, that would be increased to a total of 124 points. This must be characterized as a Level 16 offense scoring 122 points.

12. #16 – Fla. Stat. 784.07(2)(d) – *Aggravated Battery on Person 65+* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense triggering 56 points. With a 40-point enhancement for severe injury, that would be increased to a total of 96 points. This must be characterized as a Level 14 offense scoring 92 points.

13. #17 – Fla. Stat. 784.081(1) – *Aggravated Battery on Specified Official/Employee* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense triggering 56 points. With a 40-point enhancement for severe injury, that would be increased to a total of 96 points. This must be characterized as a Level 14 offense scoring 92 points.

14. #18 – Fla. Stat. 784.082(1) – *Aggravated Battery by Detained Person on Visitor or Other Detainee* – Increase to Level 15 – Under the existing chart presently in force, this is currently a Level 7 offense triggering 56 points. With a 40-point enhancement for severe injury and additional 4-point incarceration enhancement, that would be increased to a total of 100 points. This must be characterized as a Level 15 offense scoring 100 points.

15. #19 – Fla. Stat. 784.083(1) – *Aggravated Battery on Code Inspector* – Increase to Level 14 – Under the existing chart presently in force, this is currently a Level 7 offense triggering 56 points. With a 40-point enhancement for severe injury, that would be increased to a total of 96 points. This must be characterized as a Level 14 offense scoring 92 points.

16. #26 – Fla. Stat. 794.011(5)(a) – *Sexual battery, victim 12-18, offender 18+, no force likely to cause serious injury* – Increase to Level 17 – Under the existing chart presently in force, this is currently a Level 8 offense scoring 74 points. With an 80-point enhancement for penetration, that would be increased to a total of 154 points. This must be characterized as a Level 17 offense scoring 140 points.

17. #28 – Fla. Stat. 800.04(5)(e) – *Lewd and Lascivious molestation, victim 12-16, offender 18+ and prior sex conviction* – Increase to Level 15 – Under the existing chart presently in force, this is currently a Level 7 offense scoring 56 points. With the 40-point sexual contact enhancement, that is increased to a total of 96 points. This must be characterized as a Level 15 offense scoring 108 points.

18. #31 – Fla. Stat. 817.034(4)(a)1 – *Communications Fraud, \$50,000+ - Decrease to Level 12* – Under the existing chart presently in force, this is currently a Level 7 offense scoring 56 points. The other monetarily-based offenses in the proposed new Level 13 with no other aggravating factors (i.e., vulnerable population) are all triggered by \$100,000 or more. Conversely, the other monetarily-based offenses in the proposed new Level 12 are all triggered by \$50,000, like this one. Moreover, there does not seem to be a need to increase the points assigned to this offense by an additional 28 points. This should be characterized as a Level 12 offense.

19. #36 – Fla. Stat. 860.121(2)(c) – *Throwing or shooting objects in path of train resulting in great bodily harm* – Increase to Level 15 – Under the existing chart presently in force, this is currently a Level 8 offense scoring 74 points. With the 40-point enhancement for Severe Injury, that rises to a total of 114 points. This should be characterized as a Level 15 offense, scoring 108 points, to reflect our resolutions.

20. #42-56 – Fla. Stat. 893.135(1)(b)1.b to 893.135(1)(a)2 – *Trafficking various controlled substances* – Increase to Level 15 – Under the existing chart presently in force, each of these is currently a Level 8 offense scoring 74 points. With the 1.5-times point multiplier for Drug Trafficking offenses, each of these would be increased to a total of 111 points. Each offense should therefore be characterized as a Level 15 offense.

21. #61 – Fla. Stat. 896.101(5)(c) – *Money laundering, \$100,000+ - Increase to Level 14* – Under the existing chart presently in force, this is a Level 9 offense scoring 92 points. There is no basis for reducing the severity of this offense down to 84 points. Moreover, this is more serious than the accompanying offense of mere structuring, #61, also characterized at the new level 13. Consequently, this offense should be recharacterized as Level 14 to maintain its same point score.

Offense Level #14 (92 points)

1. #2 – Fla. Stat. 316.193(3)(c)3.a – *DUI Manslaughter* – increase to Level 18 – Under the existing chart presently in force, this is currently a level 8 offense that scores 74 points. With a 120-point death enhancement, that would be increased to a total of 194 points. This must be characterized as a Level 18 offense scoring 180 points.
2. #3 – Fla. Stat. 316.193(3)(c)3.b – *DUI Manslaughter + Failure to Render Aid* – increase to Level 19 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With a 120-point death enhancement, that would be increased to a total of 212 points. This is a more serious offense than DUI Manslaughter alone (discussed above). This must be characterized as a Level 19 offense scoring 240 points.
3. #4 – Fla. Stat. 316.1935(3)(b) – *Causing SBI/Death while driving at high speed to evade law enforcement with siren and lights activated* – increase to Level 18 – Under the existing chart presently in force, this is currently a level 7 offense that scores 56 points. With a 120-point death enhancement, and a 4-point fleeing enhancement, that would be increased to a total of 180 points. This must be characterized as a Level 18 offense scoring 180 points.
4. #5 – Fla. Stat. 327.35(3)(c)3.b – *BUI Manslaughter + Failure to Render Aid* – increase to Level 19 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With a 120-point death enhancement, that would be increased to a total of 212 points. This is a more serious offense than BUI Manslaughter alone (discussed below). This must be characterized as a Level 19 offense scoring 240 points.
5. #6 – Fla. Stat. 327.35(3)(c)3 – *Vessel BUI Manslaughter* – increase to Level 18 – Under the existing chart presently in force, this is currently a level 8 offense that scores 74 points. With a 120-point death enhancement, that would be increased to a total of 194 points. This must be characterized as a Level 18 offense scoring 180 points.
6. #7 – Fla. Stat. 499.0051(8) – *Knowing sale or purchase of contraband drugs resulting in great bodily harm* – increase to Level 17 – Under the existing chart presently in force, this is currently a Level 9 offense that scores 92 points. With a 40-point severe injury enhancement, that scores 132 points. This must be characterized as a Level 17 offense scoring 140 points.
7. #10 – Fla. Stat. 782.07(2) – *Aggravated manslaughter of an elderly person or disabled adult* – increase to Level 19 – Under the existing chart presently in force, this is currently a Level 9 offense that scores 92 points. With a 120-point death enhancement, that scores 212 points. This must be characterized as a Level 19 offense scoring 240 points.
8. #11 – Fla. Stat. 782.071(1)(b) – *Committing vehicular homicide and failing to render aid or give information* – increase to Level 18 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With a 120-point death enhancement, that scores 194 points. This must be characterized as a Level 18 offense scoring 180 points.

9. #12 – Fla. Stat. 782.072(2) – *Committing vessel homicide and failing to render aid or give information* – increase to Level 18 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With a 120-point death enhancement, that scores 194 points. This must be characterized as a Level 18 offense scoring 180 points.

10. #22 – Fla. Stat. 794.011(4)(b) – *Sexual battery, certain circumstances; victim and offender 18 years of age or older* – increase to Level 18 – Under the existing chart presently in force, this is currently a Level 9 offense that scores 92 points. With an 80-point sexual penetration enhancement, that would be increased to a total of 172 points. This must be characterized as a Level 18 offense scoring 180 points.

11. #23 – Fla. Stat. 794.011(4)(c) – *Sexual battery, certain circumstances; victim 12 or older, defendant under 18* – increase to Level 17 or Level 18 – Under the existing chart presently in force, this is currently a Level 9 offense that scores 92 points. With an 80-point sexual penetration enhancement, that would be increased to a total of 172 points. Ordinarily, this should be characterized as a Level 18 offense scoring 180 points. However, since this has a mitigating factor (defendant under 18) not present in offense #22 above, consider whether it should be a lower ranking (Level 17, scoring 140 points).

12. #24 – Fla. Stat. 794.011(5)(d) – *Sexual battery; victim 12 or older, offender does not use force; offender has prior sex conviction* – increase to Level 17 or 18 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With an 80-point sexual penetration enhancement, that would be increased to a total of 154 points. This must be characterized as a Level 17 (140 points) or Level 18 offense (scoring 160 points).

13. #26 – Fla. Stat. 800.04(4)(c) – *Lewd or lascivious battery, offender over 18, offender has prior sex conviction* – increase to Level 16 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 74 points. With a 40-point sexual contact enhancement, that would be increased to a total of 114 points. This must be characterized as a Level 16 offense (scoring 122 points).

14. #29 – Fla. Stat. 825.102(2) – *Aggravated Abuse of an Elderly Person or Disabled Adult* – increase to Level 16 – Under the existing chart presently in force, this is currently a Level 8 offense that scores 84 points. With a 40-point Severe Injury enhancement, that would be increased to a total of 114 points. This must be a Level 16 offense (scoring 122 points).

15. #30 – Fla. Stat. 800.1025(2) – *Lewd or lascivious battery of elderly person or disabled child* – increase to Level 16 – Under the chart presently in force, this is a Level 8 offense scoring 74 points. With a 40-point sexual contact enhancement, that would be increased to a total of 114 points. This must be characterized as a Level 16 offense (scoring 122 points).

16. #31 – Fla. Stat. 827.03(2)(a) – *Aggravated Child Abuse* – Increase to Level 17 – Under the existing chart presently in force, this is currently a Level 9 offense that scores 92 points. With a 40-point severe injury enhancement, that scores 132 points. This must be characterized as a Level 17 offense scoring 140 points.

17. #36-49 – Fla. Stat. 893.135(1)(a)-(n) – *Drug trafficking (various drugs)* – Increase to Level 17 – Under the existing chart presently in force, each is a Level 9 offense scoring 92 points. With 1.5-times enhancement for trafficking, that scores 138 points. Each must be characterized as a Level 17 offense scoring 140 points.

Offense Level #15 (108 points)

1. #1 – Fla. Stat. 499.0051(9) – *Selling contraband drugs resulting in death* – increase to Level 19 – Under the existing chart presently in force, this is currently a level 10 offense that scores 116 points. With a 120-point death enhancement, that would be increased to a total of 236 points. This must be characterized as a Level 19 offense scoring 240 points to be consistent with other resolutions.

2. #2 – Fla. Stat. 782.04(3) – *Accomplice to Felony Murder* – increase to Level 19 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With a 120-point death enhancement, that would be increased to a total of 208 points. This must be characterized as a Level 19 offense scoring 240 points to be consistent with other resolutions.

3. #8 – Fla. Stat. 794.011(2) – *Sexual battery, victim under 12 and offender under 18* – increase to Level 18 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With an 80-point sexual penetration enhancement, that would be increased to a total of 172 points. This must be characterized as a Level 18 offense scoring 180 points to be consistent with other resolutions.

4. #9 – Fla. Stat. 794.011(4)(a) – *Sexual battery, victim 12-18, offender over 18* – increase to Level 18 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With an 80-point sexual penetration enhancement, that would be increased to a total of 172 points. This must be characterized as a Level 18 offense scoring 180 points to be consistent with other resolutions.

5. #12 – Fla. Stat. 812.135(2)(a) – *Home invasion robbery with firearm* – Increase to Level 16 – Under the existing chart presently in force, this is currently a level 10 offense that scores 116 points. This is a terrifying offense, in the sanctity of one's home, when a person or their children are present, that creates a serious risk of sexual assault or death. There is no basis for decreasing the points assigned to it. This should be increased to level 16 so the assigned points are not reduced.

Offense Level #16 (124 points)

1. #1 – Fla. Stat. 782.04(2) – *Second-degree murder* – Increase to Level 20 – Under the existing chart presently in force, this is currently a level 10 offense that scores 116 points. With the 240-point second-degree murder enhancement, that is increased to a total of 356 points. This must be characterized a Level 20 offense scoring 360 points to be consistent with other resolutions.

2. #2 – Fla. Stat. 782.07(3) – *Aggravated manslaughter of a child* – Increase to Level 19 – Under the existing chart presently in force, this is currently a level 10 offense that scores 116 points. With the 120-point death enhancement, that would be increased to a total of 236 points. This must be characterized a Level 19 offense scoring 240 points to be consistent with other resolutions.

3. #4 – Fla. Stat. 787.01(3)(a) – *Kidnapping of child under 13 with commission of molestation or sexual battery* – Increase to Level 19 – Under the chart presently in force, this is currently a level 10 offense scoring 116 points. With the adult-on-minor sexual offense enhancement (which doubles the points), that increases to a total of 232 points. This must be characterized a Level 19 offense scoring 240 points to be consistent with other resolutions.

4. #5 – Fla. Stat. 787.02(3)(a) – *False imprisonment of child under 13 with commission of molestation or sexual battery* – Increase to Level 18 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With the adult-on-minor sexual offense enhancement (which doubles the point value), that is raised to a total of 184 points. This must be characterized a Level 18 offense scoring 180 points to be consistent with other resolutions.

5. #8 – Fla. Stat. 794.011(3) – *Sexual battery, victim 12 or under; offender uses/threatens force to cause injury* – Increase to Level 19 – In the chart presently in force, this is a level 10 offense scoring 116 points. With the severe injury enhancement of 40 points & sex penetration enhancement of 80 points, that is raised to 236 points. This must be characterized as a Level 19 offense scoring 240 points to be consistent with other resolutions.

6. #9 – Fla. Stat. 794.011(4)(d) – *Sexual battery, victim over 12, offender had previous sex convictions* – Increase to Level 18 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With the sex penetration enhancement of 80 points, this would be increased to a total of 172 points. This must be characterized as a Level 18 offense scoring 180 points to be consistent with other resolutions.

7. #10 – Fla. Stat. 794.011(8)(b) – *Sexual battery, victim is 12-18 years old, offender had custody of them* – Increase to Level 18 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With the sex penetration enhancement of 80 points, this would be increased to a total of 172 points. This must be characterized as a new Level 18 offense scoring 180 points to be consistent with other resolutions.

8. #11 – Fla. Stat. 800.04(5)(b) – *Molestation, victim under 12, offender over 18* – Increase to Level 18 – Under the existing chart presently in force, this is currently a level 9 offense that scores 92 points. With the sex penetration enhancement of 80 points, that is increased to a total of 172 points. This must be characterized as a new Level 18 offense scoring 180 points to be consistent with other resolutions.

Notes on New Offense Levels

Current System

Existing Offense Level	Current Points
1	4
2	10
3	16
4	22
5	28
6	36
7	56
8	74
9	92
10	116
<i>Levels 1 – 4 (22 or less points): non-prison sanction may be required</i>	
<i>Levels 1 – 6 (44 or less points): non-prison sanction possible</i>	
<i>Levels 7 – 10 (over 44 points): prison sentence required</i>	

Recommended New System

New Offense Level	Recommended Points
1	4
2	8
3	12
4	16
5	22
6	28
7	36
8	46
9	52
10	60
11	68
12	76
13	84
14	92
15	108
16	<u>124</u>
17	140
18	180
19	240
20	360
White background: general offense levels Grey background: enhanced offense levels to reflect eliminating large enhancements <i>Levels 1 – 5 (22 or less points): non-prison sanction may be required</i> <i>Levels 1 – 8 (44 or less points): non-prison sanction possible</i> <i>Levels 9 – 16 (over 44 points): prison sentence required</i>	

NOTE: some statutes will have to be amended to reflect new minimums on theft (i.e. \$300->\$750)

DEGREE TO BE ENHANCED	<i>e.g. from 3rd degree felony to 2nd</i>
DEGREE TO BE REDUCED	<i>e.g. from 2nd degree felony to 3rd</i>
OFFENSE SEVERITY TO BE INCREASED	<i>e.g. from Level 1 to Level 2</i>
OFFENSE SEVERITY TO BE REDUCED	<i>e.g. from Level 2 to Level 1</i>
AMOUNT IN CONSIDERATION TO BE ADJUSTED	<i>e.g. worthless check from \$150 to \$300</i>
SUBSECTION TO BE ADDED	<i>e.g. adding enhanced level for presence of minors in DV</i>

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES/RECOMMENDATIONS
1	24.118(3)(a)	3rd	Counterfeit or altered state lottery ticket.	
2	212.054(2)(b)	3rd	Discretionary sales surtax; limitations, administration, and collection.	
3	212.15(2)(b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.	
4	316.1935(1)	3rd	Fleeing or attempting to elude law enforcement officer.	
5	319.30(5)	3rd	Sell, exchange, give away certificate of title or identification number plate.	
6	319.35(1)(a)	3rd	Tamper, adjust, change, etc., an odometer.	
7	320.26(1)(a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.	
8	322.212 (1)(a)-(c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated ID.	
9	322.212(4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.	
10	322.212(5)(a)	3rd	False application for driver license or identification card.	
12	414.39(3)(a)	3rd	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.	RAISE TO LEVEL 5
13	443.071(1)	3rd	False statement or representation to obtain or increase reemployment assistance benefits.	
14	509.151(1)	3rd	Defraud an innkeeper, food or lodging value \$1,000 or more.	
15	517.302(1)	3rd	Violation of the Florida Securities and Investor Protection Act.	
16	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.	
17	812.014(3)(c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).	
18	812.081(2)	3rd	Unlawfully makes or causes to be made a reproduction of a trade secret.	
19	815.04(5)(a)	3rd	Offense against intellectual property (i.e., computer programs, data).	
20	817.52(2)	3rd	Hiring with intent to defraud, motor vehicle services.	
21	817.569(2)	3rd	Use of public record or public records information or providing false info to facilitate commission of a felony.	INCREASE TO LEVEL 4
22	826.01	3rd	Bigamy.	
23	828.122(3)	3rd	Fighting or baiting animals.	INCREASE TO LEVEL 5
24	831.04(1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.	
25	831.31(1)(a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.	
26	832.041(1)	3rd	Stopping payment with intent to defraud \$150 or more.	RAISE MIN TO \$300
27	832.05(2)(b) &(4)(c)	3rd	Knowing, making, issuing worthless checks \$150+ or obtaining property in return for worthless check \$150+	
28	838.15(2)	3rd	Commercial bribe receiving.	INCREASE TO LEVEL 5
29	838.16	3rd	Commercial bribery.	INCREASE TO LEVEL 5
30	843.18	3rd	Fleeing by boat to elude a law enforcement officer.	
31	847.011(1)(a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).	INCREASE TO LEVEL 4
32	849.09(1)(a)-(d)	3rd	Lottery: setup/promote/assist, conduct/adv drawing for prizes, dispose of prop/money by means of lottery	
33	849.23	3rd	Gambling-related machines; "common offender" as to property rights.	
34	849.25(2)	3rd	Engaging in bookmaking.	

35	860.08	3rd	Interfere with a railroad signal.	
36	860.13(1)(a)	3rd	Operate aircraft while under the influence.	INCREASE TO LEVEL 4
37	893.13(2)(a)2.	3rd	Purchase of cannabis.	add "more than 20 grams"
38	893.13(6)(a)	3rd	Possession of cannabis (more than 20 grams).	
39	934.03(1)(a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.	

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	379.2431 (1)(e)3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.	SUBSECTION BELOW TO BE ADJ.
2	379.2431 (1)(e)4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.	RAISE TO LEVEL 3
3	403.413(6)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cu ft. in volume or any quantity for comm. purposes, or haz waste.	
4	517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.	
5	590.28(1)	3rd	Intentional burning of lands.	RAISE TO LEVEL 4
6	784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.	RAISE TO LEVEL 4
7	787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.	RAISE TO LEVEL 5
8	806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.	
9	810.061(2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.	
10	810.09(2)(e)	3rd	Trespassing on posted commercial horticulture property.	
11	812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$750 or more but less than \$5,000.	
12	812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or more but less than \$750, taken from unenclosed curtilage of dwelling.	RAISE \$100 TO \$300
13	812.015(7)	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.	
14	817.234(1)(a)2.	3rd	False statement in support of insurance claim.	
15	817.481(3)(a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.	
16	817.52(3)	3rd	Failure to redeliver hired vehicle.	
17	817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.	
18	817.60(5)	3rd	Dealing in credit cards of another.	
19	817.60(6)(a)	3rd	Forgery; purchase goods, services with false card.	
20	817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.	RAISE \$100 TO \$300
21	826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.	
22	831.01	3rd	Forgery.	
23	831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.	
24	831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.	
25	831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.	
26	831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.	
27	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.	
28	832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.	
29	843.08	3rd	False personation.	RAISE TO LEVEL 3
30	893.13(2)(a)2.	3rd	Purchase of 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) NOT cannabis.	
31	893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.	REDUCE TO LEVEL 1 or 1st MISD

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.	RAISE TO LEVEL 4
2	316.066 (3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.	
3	316.193(2)(b)	3rd	Felony DUI, 3rd conviction.	RAISE TO LEVEL 5
4	316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.	
5	319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.	
6	319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.	
7	319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.	
8	319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.	
9	327.35(2)(b)	3rd	Felony BUI.	
10	328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.	
11	328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.	
12	376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.	RAISE TO LEVEL 5
13	379.2431 (1)(e)5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, eggs, or nests in violation of the MTPA	
14	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.	
15	379.2431 (1)(e)7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.	
16	400.9935(4)(a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.	RAISE TO LEVEL 5
17	400.9935(4)(e)	3rd	Filing a false license application or other required information or failing to report information.	
18	440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.	
19	501.001(2)(b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.	
20	624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.	
21	624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.	
22	626.902(1)(a)& 3rd(b)	3rd	Representing an unauthorized insurer.	
23	697.08	3rd	Equity skimming.	
24	790.15(3)	3rd	Person directs another to discharge firearm from a vehicle.	RAISE TO LEVEL 5
25	806.10(1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.	
26	806.10(2)	3rd	Interferes with or assaults firefighter in performance of duty.	
27	810.09(2)(c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.	
28	812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.	
29	812.0145(2)(c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.	RAISE MIN to \$750
30	812.015(8)(b)	3rd	Retail theft with intent to sell; conspires with others.	
31	815.04(5)(b)	2nd	Computer offense devised to defraud or obtain property.	
32	817.034(4)(a)3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.	
33	817.233	3rd	Burning to defraud insurer.	RAISE TO LEVEL 5
34	817.234 (8)(b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.	
35	817.234(11)(a)	3rd	Insurance fraud; property value less than \$20,000.	
36	817.236	3rd	Filing a false motor vehicle insurance application.	
37	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.	
38	817.413(2)	3rd	Sale of used goods of \$1,000 or more as new.	
39	831.28(2)(a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.	
40	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.	
41	838.021(3)(b)	3rd	Threatens unlawful harm to public servant.	

42	843.19	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.	RAISE TO LEVEL 5
43	860.15(3)	3rd	Overcharging for repairs and parts.	
44	870.01(2)	3rd	Riot; inciting or encouraging.	
45	893.13(1)(a)2.	3rd	Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs).	
46	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.	
47	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.	
48	893.13(4)(c)	3rd	Use or hire of minor; deliver to minor other controlled substances.	
49	893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.	
50	893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.	
51	893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.	
52	893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.	
53	893.13(7)(a)11.	3rd	Furnish false or fraudulent material information on any document or record required by chapter 893.	
54	893.13(8)(a)1.	3rd	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.	
55	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.	
56	893.13(8)(a)3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.	
57	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.	
58	918.13(1)(a)	3rd	Alter, destroy, or conceal investigation evidence.	
59	944.47 (1)(a)1. & 2.	3rd	Introduce contraband to correctional facility.	
60	944.47(1)(c)	2nd	Possess contraband while upon the grounds of a correctional institution.	
61	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).	

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	316.1935(3)(a)	2nd	Driving at high speed/ w/ wanton disregard for safety while fleeing/attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.	RAISE TO LEVEL 5
2	499.0051(1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.	
3	499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.	
4	517.07(1)	3rd	Failure to register securities.	
5	517.12(1)	3rd	Failure of dealer, associated person, or issuer of securities to register.	
6	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.	RAISE TO LEVEL 5
7	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.	RAISE TO LEVEL 5
8	784.075	3rd	Battery on detention or commitment facility staff.	RAISE TO LEVEL 5
9	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.	RAISE TO LEVEL 5
10	784.08(2)(c)	3rd	Battery on a person 65 years of age or older.	RAISE TO LEVEL 5
11	784.081(3)	3rd	Battery on specified official or employee.	RAISE TO LEVEL 5
12	784.082(3)	3rd	Battery by detained person on visitor or other detainee.	RAISE TO LEVEL 5
13	784.083(3)	3rd	Battery on code inspector.	RAISE TO LEVEL 5
14	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.	
15	787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.	
16	787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.	RAISE TO LEVEL 6
17	787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.	RAISE TO LEVEL 6
18	787.07	3rd	Human smuggling.	RAISE TO LEVEL 6
19	790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.	
20	790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.	
21	790.115(2)(c)	3rd	Possessing firearm on school property.	RAISE TO LEVEL 6/2nd Deg
22	800.04(7)(c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.	
23	810.02(4)(a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.	
24	810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery. ****AMEND SUBSECTION FOR ATTEMPT???	REDUCE for ATTEMPT?
25	810.06	3rd	Burglary; possession of tools.	REDUCE TO LEVEL 3
26	810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.	RAISE TO LEVEL 5
27	812.014(2)(c)3	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.	
28	812.014 (2)(c)4.-10.	3rd	Grand theft, 3rd degree; specified items.	
29	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.	RAISE MIN TO \$750
30	817.505(4)(a)	3rd	Patient brokering.	
31	817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.	
32	817.568(2)(a)	3rd	Fraudulent use of personal identification information.	
33	817.625(2)(a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.	
34	817.625(2)(c)	3rd	Possess, sell, or deliver skimming device.	
35	828.125(1)	3rd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.	
36	837.02(1)	3rd	Perjury in official proceedings.	
37	837.021(1)	3rd	Make contradictory statements in official proceedings.	
38	838.022	3rd	Official misconduct.	RAISE TO LEVEL 5
39	839.13(2)(a)	3rd	Falsifying records of an individual in the care and custody of a state agency.	RAISE TO LEVEL 5
40	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.	RAISE TO LEVEL 5

41	843.021	3rd	Possession of a concealed handcuff key by a person in custody.	
42	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.	RAISE TO LEVEL 5
43	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).	
44	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.	
45	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.	RAISE TO LEVEL 5
46	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).	
47	914.14(2)	3rd	Witnesses accepting bribes.	
48	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.	RAISE TO LEVEL 5
49	914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.	RAISE TO LEVEL 5
50	918.12	3rd	Tampering with jurors.	RAISE TO LEVEL 6
51	934.215	3rd	Use of two-way communications device to facilitate commission of a crime.	
52	944.47(1)(a)6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.	
53	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.	

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	316.027(2)(a)	3rd	Accidents involving personal injuries other than SBI, failure to stop; leaving scene.	
2	316.1935(4)(a)	2nd	Aggravated fleeing or eluding	
3	316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fraudulently	
4	322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death/SBI	
5	327.30(5)	3rd	Vessel accidents involving personal injury; leaving scene.	
6	379.365(2)(c)1	3rd	Stone crab traps, lines, or buoys; illegal bartering, trading, or sale, conspiring, etc.	
7	379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.	
8	379.407(5)(b)3	3rd	Possession of 100 or more undersized spiny lobsters.	
9	381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.	
10	440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage	
11	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims	
12	440.381(2)	3rd	False, misleading, or incomp info w/ purpose of avoiding/reducing wkr comp premiums.	
13	624.401(4)(b)2.	2nd	Transacting ins. w/out certificate/authority; premium collected \$20,000+ <\$100,000.	
14	626.902(1)(c)	2nd	Representing an unauthorized insurer; repeat offender.	
15	790.01(2)	3rd	Carrying a concealed firearm	REDUCE TO LEVEL 4 (felon in possession ranks as LEVEL 5)
16	790.162	2nd	Threat to throw or discharge destructive device	
17	790.163(1)	2nd	False report of bomb, explosive, weapon of mass destr., or use of f/a in violent manner.	
18	790.221(1)	2nd	Possession of short-barreled shotgun or machine gun	
19	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.	
20	796.05(1)	2nd	Live on earnings of a prostitute; 1st offense.	
21	800.04(6)(c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.	
22	800.04(7)(b)	2nd	Lewd or lascivious exhibition; offender 18 yrs +	
23	806.111(1)	3rd	Possess, manufacture/dispense fire bomb w/ intent to damage any structure/property	
24	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.	
25	812.015(8)(a)&(c)-(e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.	
26	812.019(1)	2nd	Stolen property; dealing in or trafficking in.	
27	812.131(2)(b)	3rd	Robbery by sudden snatching	
28	812.16(2)	3rd	Owning, operating, or conducting a chop shop	
29	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.	
30	817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.	
31	817.2341(1), (2)(a)&(3)(a)	3rd	Filing false financial statements/false relating to the solvency of an insuring entity	
32	817.568(2)(b)	2nd	Fraudulent use of personal ID; value of \$5,000+ 10+ persons	
33	817.611(2)(a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.	

34	817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.		
35	825.1025(4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.		
36	827.071(4)	2nd	Possess w/ intent to promote photo material, motion pic includes sex conduct by a child.	RAISE TO LEVEL 6	
37	827.071(5)	3rd	Possess/control/intentionally view photo material, mot pic, includes sex conduct by child.	RAISE TO LEVEL 7	
38	828.12(2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.	RAISE TO LEVEL 7	
39	839.13(2)(b)	2nd	False records of individual in care/custody of a state agency w/ great bodily harm or death.		
40	843.01	3rd	Resist officer with violence to person; resist arrest with violence.	REDUCE TO LEVEL 4 (batt leo is now LEVEL 4)	
41	847.0135(5)(b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.		
42	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.	RAISE TO LEVEL 7	
43	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.	RAISE TO LEVEL 7	
44	874.05(1)(b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.	RAISE TO LEVEL 7	
45	874.05(2)(a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.	RAISE TO LEVEL 7	
46	893.13(1)(a)1.	2nd	Sell/manufacture/deliver cocaine w/ in 1,000 feet of child care/school/public spaces	add "6am to 12am" just as schools have	RAISE TO LEVEL 6
47	893.13(1)(c)2.	2nd	Sell/manufacture/deliver cannabis within 1,000 feet of a child care/school/public spaces	add "6am to 12am" just as schools have	RAISE TO LEVEL 6
48	893.13(1)(d)1.	1st	Sell/manufacture/deliver cocaine within 1,000 feet of university.	REDUCE TO 2nd Deg	RAISE TO LEVEL 6
49	893.13(1)(e)2.	2nd	Sell/manufacture/deliver cannabis within 1,000 feet of property used for religious services.	add "while services and/or gatherings are being held"	RAISE TO LEVEL 6
50	893.13(1)(f)1.	1st	Sell, manufacture, or deliver cocaine within 1,000 feet of public housing facility.	REDUCE TO 2nd Deg	RAISE TO LEVEL 6
51	893.13(4)(b)	2nd	Use or hire of minor; deliver to minor other controlled substance.		
52	893.1351(1)	3rd	Ownership, lease, or rental for trafficking in or manufacturing of controlled substance		

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.	RAISE TO LEVEL 7
2	316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.	RAISE TO LEVEL 7
3	400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.	RAISE TO LEVEL 7
4	499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.	
5	499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.	
6	499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.	
7	775.0875(1)	3rd	Taking firearm from law enforcement officer.	
8	784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.	
9	784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.	
10	784.041	3rd	Felony battery; domestic battery by strangulation.	
11	784.048(3)	3rd	Aggravated stalking; credible threat.	
12	784.048(5)	3rd	Aggravated stalking of person under 16.	RAISE TO LEVEL 7
13	784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.	RAISE TO LEVEL 7
14	784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.	
15	784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.	
16	784.081(2)	2nd	Aggravated assault on specified official or employee.	
17	784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.	
18	784.083(2)	2nd	Aggravated assault on code inspector.	
19	787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.	
20	790.115(2)(d)	2nd	Discharging firearm or weapon on school property.	
21	790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	
22	790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	
23	790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	
24	794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	RAISE TO LEVEL 7
25	794.05(1)	2nd	Unlawful sexual activity with specified minor.	RAISE TO LEVEL 7
26	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.	
27	800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	
28	806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	
29	810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	
30	810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	
31	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	
32	812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	
33	812.015(9)(a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.	REDUCE TO 3rd Deg
34	812.015(9)(b)	2nd	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.	
35	812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).	
36	817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.	
37	817.505(4)(b)	2nd	Patient brokering; 10 or more patients.	
38	825.102(1)	3rd	Abuse of an elderly person or disabled adult.	
39	825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.	

40	825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.	RAISE TO LEVEL 7
41	825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.	
42	827.03(2)(c)	3rd	Abuse of a child.	
43	827.03(2)(d)	3rd	Neglect of a child.	
44	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.	
45	836.05	2nd	Threats; extortion.	
46	836.10	2nd	Written threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.	
47	843.12	3rd	Aids or assists person to escape.	
48	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.	RAISE TO LEVEL 7
49	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.	RAISE TO LEVEL 7
50	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.	RAISE TO LEVEL 7
51	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.	RAISE TO LEVEL 7
52	944.35(3)(a)2.	3rd	Committing malicious battery upon/inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm	
53	944.4	2nd	Escapes.	
54	944.46	3rd	Harboring, concealing, aiding escaped prisoners.	
55	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	RAISE TO LEVEL 7
56	951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.	RAISE TO LEVEL 7
??	812.014 (2)(c)6	3rd	Grand theft, 3rd degree; GTA with 3 or more prior convictions for GTA ***ADD NEW CHARGE/SUBSECTION	TO REMOVE SCORESHEET MULTIPLIER

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.	
2	316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.	FROM 3RD TO 2ND
3	316.1935(3)(b)	1st	Causing SBI/death to another person; driving at high speed/with wanton disregard for safety while fleeing or attempting to elude LEO who is in a patrol vehicle with siren and lights activated.	
4	327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.	FROM 3RD TO 2ND
5	402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.	
6	409.920 (2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.	
7	409.920 (2)(b)1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000	
8	456.065(2)	3rd	Practicing a health care profession without a license.	
9	456.065(2)(d)	2nd	Practicing a health care profession without a license which results in serious bodily injury.	RAISE TO LEVEL 8
10	458.327(1)	3rd	Practicing medicine without a license.	
11	459.013(1)	3rd	Practicing osteopathic medicine without a license.	
12	460.411(1)	3rd	Practicing chiropractic medicine without a license.	
13	461.012(1)	3rd	Practicing podiatric medicine without a license.	
14	462.17	3rd	Practicing naturopathy without a license.	REDUCE TO LEVEL 6
15	463.015(1)	3rd	Practicing optometry without a license.	REDUCE TO LEVEL 6
16	464.016(1)	3rd	Practicing nursing without a license.	REDUCE TO LEVEL 6
17	465.015(2)	3rd	Practicing pharmacy without a license.	FROM 3RD TO 2ND
18	466.026(1)	3rd	Practicing dentistry or dental hygiene without a license.	REDUCE TO LEVEL 6
19	467.201	3rd	Practicing midwifery without a license.	REDUCE TO LEVEL 6
20	468.366	3rd	Delivering respiratory care services without a license.	REDUCE TO LEVEL 6
21	483.828(1)	3rd	Practicing as clinical laboratory personnel without a license.	REDUCE TO LEVEL 6
22	483.901(7)	3rd	Practicing medical physics without a license.	REDUCE TO LEVEL 6
23	484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.	REDUCE TO LEVEL 6
24	484.053	3rd	Dispensing hearing aids without a license.	REDUCE TO LEVEL 6
25	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.	
26	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.	
27	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.	RAISE MIN TO \$750
28	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.	
29	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.	
30	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.	
31	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.	
32	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.	
33	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).	
34	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).	
35	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).	
36	784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.	
37	784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.	
38	784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant	
39	784.048(4)	3rd	Aggravated stalking; violation of injunctin or court order	
40	784.048(7)	3rd	Aggravated stalking; violation of court order	
41	784.07(2)(d)	1st	Aggravated battery on law enforcement officer	RAISE TO LEVEL 8
42	784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff	
43	784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older	
44	784.081(1)	1st	Aggravated battery on specified official or employee	
45	784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee	
46	784.083(1)	1st	Aggravated battery on code inspector	
47	787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.	

48	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.	
49	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).	
50	790.16(1)	1st	Discharge of a machine gun under specified circumstances.	RAISE TO LEVEL 8
51	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.	
52	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.	
53	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.	
54	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.	
55	790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.	RAISE TO LEVEL 8
56	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.	FROM 3RD TO 2ND
57	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.	
58	796.05(1)(c)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.	
59	800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.	
60	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.	
61	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.	RAISE TO LEVEL 8
62	806.01(2)	2nd	Maliciously damage structure by fire or explosive.	
63	810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery	
64	810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery. ****THIS CHARGE SHOULD HAVE REDUCED OFFENSE SEVERITY LEVEL OR RAISE OCCUPIED ABOVE	REDUCE TO LEVEL 6 (now same as occupied)
65	810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.	
66	810.02(3)(e)	2nd	Burglary of authorized emergency vehicle.	
67	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.	
68	812.014(2)(b)2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.	
69	812.014(2)(b)3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.	
70	812.014(2)(b)4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.	
71	812.0145(2)(a)	1st	Theft from person 65 years of age or older; \$50,000 or more.	
72	812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.	
73	812.131(2)(a)	2nd	Robbery by sudden snatching w/ firearm or weapon	
74	812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.	
75	817.034(4)(a)1.	1st	Communications fraud, value greater than \$50,000.	
76	817.234(8)(a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.	
77	817.234(9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.	
78	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.	
79	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.	
80	817.535(2)(a)	3rd	Filing false lien or other unauthorized document.	
81	817.611(2)(b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.	
82	825.102(3)(b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.	
83	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.	
84	827.03(2)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.	
85	827.04(3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.	FROM 3RD TO 2ND
86	837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.	
87	838.015	2nd	Bribery.	
88	838.016	2nd	Unlawful compensation or reward for official behavior.	
89	838.021(3)(a)	2nd	Unlawful harm to a public servant.	
90	838.22	2nd	Bid tampering.	
91	843.0855(2)	3rd	Impersonation of a public officer or employee.	
92	843.0855(3)	3rd	Unlawful simulation of legal process.	
93	843.0855(4)	3rd	Intimidation of a public officer or employee.	REDUCE TO LEVEL 5
94	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.	
95	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.	

96	872.06	2nd	Abuse of a dead human body.	
97	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.	RAISE TO LEVEL 8
98	874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.	RAISE TO LEVEL 8
99	893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine within 1,000 ft of a child care facility, school, or state, county, or muni park/publicly owned recreational facility or community ctr.	RAISE TO LEVEL 8
100	893.13(1)(e)1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited within 1,000 feet of property used for religious services or a specified business site.	RAISE TO LEVEL 8
101	893.13(4)(a)	1st	Use or hire of minor; deliver to minor other controlled substance.	RAISE TO LEVEL 8
102	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.	RAISE TO LEVEL 8
103	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.	RAISE TO LEVEL 8
104	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.	RAISE TO LEVEL 8
105	893.135 (1)(c)2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.	RAISE TO LEVEL 8
106	893.135 (1)(c)2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.	RAISE TO LEVEL 8
107	893.135 (1)(c)3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.	RAISE TO LEVEL 8
108	893.135 (1)(c)3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.	RAISE TO LEVEL 8
109	893.135 (1)(c)4.b.(l)	1st	Trafficking in fentanyl, 4 grams or more, less than 14 grams.	RAISE TO LEVEL 8
110	893.135 (1)(d)1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.	RAISE TO LEVEL 8
111	893.135(1)(e)1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.	RAISE TO LEVEL 8
112	893.135(1)(f)1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.	RAISE TO LEVEL 8
113	893.135 (1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.	RAISE TO LEVEL 8
114	893.135 (1)(h)1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.	RAISE TO LEVEL 8
115	893.135 (1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.	RAISE TO LEVEL 8
116	893.135 (1)(k)2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.	RAISE TO LEVEL 8
117	893.135 (1)(m)2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.	RAISE TO LEVEL 8
118	893.135 (1)(m)2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.	RAISE TO LEVEL 8
119	893.135 (1)(n)2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.	RAISE TO LEVEL 8
120	893.135(2)	2nd	Possession in place for trafficking in or manufacturing of controlled substance.	RAISE TO LEVEL 8
121	896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.	
122	896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.	RAISE MIN TO \$750
123	943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.	
124	943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.	
125	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.	
126	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	
127	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	
128	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.	
129	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.	
130	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	
131	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	
132	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.	
133	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.	
134	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.	
??	784.041	3rd	Felony battery; domestic battery by strangulation - committed in the presence of a child under 16 who is a family/household member	TO REMOVE SCORESHEET MULTIPLIER

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	316.193 (3)(c)3.a.	2nd	DUI Manslaughter	RAISE FROM LEVEL 8 TO LEVEL 9
2	316.1935(4)(b)	1st	Aggravated fleeing or attempted eluding with serious bodily injury or death.	
3	327.35(3)(c)3.	2nd	Vessel BUI manslaughter.	RAISE FROM LEVEL 8 TO LEVEL 9
4	499.0051(6)	1st	Knowing trafficking in contraband prescription drugs.	
5	499.0051(7)	1st	Knowing forgery of prescription labels or prescription drug labels.	
6	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.	
7	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.	
8	655.50(10)(b)2.	2nd	Failure to report financial transactions totaling or exceeding \$20,000, but less than \$100,000 by financial institutions.	
9	777.03(2)(a)	1st	Accessory after the fact, capital felony.	
10	782.04(4)	2nd	Killing of human without design when engaged in act or attempt of any felony other than arson, sex battery, robbery, burglary, kidnapping, agg. fleeing or eluding with SBI or death, aircraft piracy, or unlawfully discharging bomb.	
11	782.051(2)	1st	Att. 1st murder while perpetrating or attempting to perpetrate a felony not enumerated in s. 782.04(3).	
12	782.071(1)(b)	1st	Committing vehicular homicide and failing to render aid or give information.	
13	782.072(2)	1st	Committing vessel homicide and failing to render aid or give information.	
14	787.06(3)(a)1.	1st	Human trafficking for labor and services of a child.	
15	787.06(3)(b)	1st	Human trafficking using coercion for commercial sexual activity of an adult.	
16	787.06(3)(c)2.	1st	Human trafficking using coercion for labor and services of an unauthorized alien adult.	
17	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.	
18	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.	
19	790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.	
20	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.	
21	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.	
22	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.	
23	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.	
24	794.08(3)	2nd	Female genital mutilation, removal of a victim younger than 18 years of age from this state.	
25	800.04(4)(b)	2nd	Lewd or lascivious battery.	
26	800.04(4)(c)	1st	Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.	
27	806.01(1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.	
28	810.02(2)(a)	1st, PBL	Burglary with assault or battery.	
29	810.02(2)(b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.	
30	810.02(2)(c)	1st	Burglary of a dwelling or structure causing structural damage of \$1,000 or more property damage.	REDUCE TO LEVEL 7 & 2ND DEG
31	812.014(2)(a)2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.	
32	812.13(2)(b)	1st	Robbery with a weapon.	
33	812.135(2)(c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.	
34	817.505(4)(c)	1st	Patient brokering; 20 or more patients.	
35	817.535(2)(b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.	
36	817.535(3)(a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.	
37	817.535(4)(a)1.	2nd	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.	
38	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.	
39	817.568(6)	2nd	Fraudulent use of personal identification information of an individual under the age of 18.	
40	817.611(2)(c)	1st	Traffic in or possess 50 or more counterfeit credit cards or related documents.	
41	825.102(2)	1st	Aggravated abuse of an elderly person or disabled adult.	
42	825.1025(2)	2nd	Lewd or lascivious battery upon an elderly person or disabled adult.	
43	825.103(3)(a)	1st	Exploiting an elderly person or disabled adult and property is valued at \$50,000 or more.	
44	837.02(2)	2nd	Perjury in official proceedings relating to prosecution of a capital felony.	
45	837.021(2)	2nd	Making contradictory statements in official proceedings relating to prosecution of a capital felony.	
46	860.121(2)(c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.	
47	860.16	1st	Aircraft piracy.	
48	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).	
49	893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	
50	893.13(6)(c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).	
51	893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.	RAISE TO LEVEL 9
52	893.135 (1)(b)1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.	RAISE TO LEVEL 9
53	893.135 (1)(c)1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.	RAISE TO LEVEL 9
54	893.135 (1)(c)2.c.	1st	Trafficking in hydrocodone, 100 grams or more, less than 300 grams.	RAISE TO LEVEL 9
55	893.135 (1)(c)3.c.	1st	Trafficking in oxycodone, 25 grams or more, less than 100 grams.	RAISE TO LEVEL 9

56	893.135 (1)(c)4.b.(II)	1st	Trafficking in fentanyl, 14 grams or more, less than 28 grams.	RAISE TO LEVEL 9
57	893.135 (1)(d)1.b.	1st	Trafficking in phencyclidine, 200 grams or more, less than 400 grams.	RAISE TO LEVEL 9
58	893.135 (1)(e)1.b.	1st	Trafficking in methaqualone, 5 kilograms or more, less than 25 kilograms.	RAISE TO LEVEL 9
59	893.135 (1)(f)1.b.	1st	Trafficking in amphetamine, 28 grams or more, less than 200 grams.	RAISE TO LEVEL 9
60	893.135 (1)(g)1.b.	1st	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.	RAISE TO LEVEL 9
61	893.135 (1)(h)1.b.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms	RAISE TO LEVEL 9
62	893.135 (1)(j)1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.	RAISE TO LEVEL 9
63	893.135 (1)(k)2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.	RAISE TO LEVEL 9
64	893.135 (1)(m)2.c.	1st	Trafficking in synthetic cannabinoids, 1,000 grams or more, less than 30 kilograms.	RAISE TO LEVEL 9
65	893.135 (1)(n)2.b.	1st	Trafficking in n-benzyl phenethylamines, 100 grams or more, less than 200 grams.	RAISE TO LEVEL 9
66	893.1351(3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.	RAISE TO LEVEL 9
67	895.03(1)	1st	Use or invest proceeds derived from pattern of racketeering activity.	
68	895.03(2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.	
69	895.03(3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.	
70	896.101(5)(b)	2nd	Money laundering, financial transactions totaling or exceeding \$20,000, but less than \$100,000.	
71	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. □	

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	316.193 (3)(c)3.b.	1st	DUI manslaughter; failing to render aid or give information	
2	327.35 (3)(c)3.b.	1st	BUI manslaughter; failing to render aid or give information	
3	409.920 (2)(b)1.c	1st	Medicaid provider fraud; \$50,000 or more	
4	499.0051(8)	1st	Knowing sale or purchase of contraband prescription drugs resulting in great bodily harm	
5	560.123(8)(b)3.	1st	Failure to report currency or payment instruments totaling or exceeding \$100,000 by money transmitter	
6	560.125(5)(c	1st	Money transmitter business by unauthorized person, currency, or payment instruments totaling or exceeding \$100,000	
7	655.50(10)(b)3	1st	Failure to report financial transactions totaling or exceeding \$100,000 by financial institution	
8	775.0844	1st	Aggravated white collar crime	
9	782.04(1)	1st	Attempt, conspire, or solicit to commit premeditated murder	
10	782.04(3)	1st, PBL	Accomplice to murder in connection with arson, sexual battery, robbery, burglary, aggravated fleeing or eluding with sbr or death, and other specified felonies	
11	782.051(1)	1st	Attempted felony murder while perpetrating or attempting to perpetrate a felony enumerated in s. 782.04(3)	
12	782.07(2)	1st	Aggravated manslaughter of an elderly person or disabled adult	
13	787.01(1)(a)1.	1st, PBL	Kidnapping; hold for ransom or reward or as a shield or hostage	
14	787.01(1)(a)2.	1st, PBL	Kidnapping with intent to commit or facilitate commission of any felony	
15	787.01(1)(a)4.	1st, PBL	Kidnapping with intent to interfere with performance of any governmental or political function.	
16	787.02(3)(a)	1st, PBL	False imprisonment; child under age 13; perpetrator also commits agg child abuse, sex battery, or lewd or lascivious battery, molestation, conduct, or exhibition	
17	787.06(3)(c)1.	1st	Human trafficking for labor and services of an unauthorized alien child	
18	787.06(3)(d)	1st	Human trafficking using coercion for commercial sexual activity of an unauthorized adult alien.	
19	787.06(3)(f)1.	1st, PBL	Human trafficking for commercial sexual activity by the transfer or transport of any child from outside Florida to within the state.	
20	790.161	1st	Attempted capital destructive device offense	
21	790.166(2)	1st, PBL	Possessing, selling, using, or attempting to use a weapon of mass destruction	
22	794.011(2)	1st	Attempted sexual battery; victim less than 12 years of age.	
23	794.011(2)	Life	Sexual battery; offender younger than 18 years and commits sexual battery on a person less than 12 years	
24	794.011(4)(a)	1st, PBL	Sexual battery, certain circumstances; victim 12 years of age or older but younger than 18 years; offender 18 years or older	
25	794.011(4)(b)	1st	Sexual battery, certain circumstances; victim and offender 18 years of age or older	
26	794.011(4)(c)	1st	Sexual battery, certain circumstances; victim 12 years of age or older; offender younger than 18 years	
27	794.011(4)(d)	1st, PBL	Sexual battery, certain circumstances; victim 12 years of age or older; prior conviction for specified sex offenses.	
28	794.011(8)(b)	1st, PBL	Sexual battery; engage in sexual conduct with minor 12 to 18 years by person in familial or custodial authority.	
29	794.08(2)	1st	Female genital mutilation; victim younger than 18 years of age.	
30	800.04(5)(b)	Life	Lewd or lascivious molestation; victim less than 12 years; offender 18 years or older	
31	812.13(2)(a)	1st, PBL	Robbery with firearm or other deadly weapon.	
32	812.133(2)(a)	1st, PBL	Carjacking; firearm or other deadly weapon	
33	812.135(2)(b)	1st	Home-invasion robbery with weapon.	

34	817.535(3)(b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; property owner is a public officer or employee.	
35	817.535(4)(a)2.	1st	Filing false claim or other unauthorized document; defendant is incarcerated or under supervision.	
36	817.535(5)(b)	1st	Filing false lien or other unauthorized document; second or subsequent offense; owner of the property incurs financial loss as a result of the false instrument	
37	817.568(7)	2nd	Fraudulent use of personal identification information of an individual under the age of 18 by his or her parent, legal guardian, or person exercising custodial authority	
38	827.03(2)(a)	1st	Aggravated child abuse.	
39	847.0145(1)	1st	Selling, or otherwise transferring custody or control, of a minor.	
40	847.0145(2)	1st	Purchasing, or otherwise obtaining custody or control, of a minor.	
41	859.01	1st	Poisoning or introducing bacteria, radioactive materials, viruses, or chemical compounds into food, drink, medicine, or water with intent to kill or injure.	
42	893.135	1st	Attempted capital trafficking offense.	
43	893.135(1)(a)3.	1st	Trafficking in cannabis, more than 10,000 lbs.	
44	893.135 (1)(b)1.c.	1st	Trafficking in cocaine, more than 400 grams, less than 150 kilograms.	
45	893.135 (1)(c)1.c.	1st	Trafficking in illegal drugs, more than 28 grams, less than 30 kilograms.	
46	893.135 (1)(c)2.d.	1st	Trafficking in hydrocodone, 300 grams or more, less than 30 kilograms.	
47	893.135 (1)(c)4.b.(III)	1st	Trafficking in oxycodone, 100 grams or more, less than 30 kilograms.	
48	893.135 (1)(c)4.b.(III)	1st	Trafficking in fentanyl, 28 grams or more.	
49	893.135 (1)(d)1.c.	1st	Trafficking in phencyclidine, 400 grams or more.	
50	893.135 (1)(e)1.c.	1st	Trafficking in methaqualone, 25 kilograms or more.	
51	893.135 (1)(f)1.c.	1st	Trafficking in amphetamine, 200 grams or more.	
52	893.135 (1)(h)1.c.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 10 kilograms or more.	
53	893.135 (1)(j)1.c.	1st	Trafficking in 1,4-Butanediol, 10 kilograms or more.	
54	893.135 (1)(k)2.c.	1st	Trafficking in Phenethylamines, 400 grams or more.	
55	893.135 (1)(m)2.d.	1st	Trafficking in synthetic cannabinoids, 30 kilograms or more.	
56	893.135 (1)(n)2.c.	1st	Trafficking in n-benzyl phenethylamines, 200 grams or more.	
57	896.101(5)(c)	1st	Money laundering, financial instruments totaling or exceeding \$100,000.	
58	896.104(4)(a)3.	1st	Structuring transactions to evade reporting or registration requirements, financial transactions totaling or exceeding \$100,000.	

#	FLORIDA STATUTE	FEL DEG	DESCRIPTION	NOTES
1	499.0051(9)	1st	Knowing sale or purchase of contraband prescription drugs resulting in death.	
2	782.04(2)	1st, PBL	Unlawful killing of human; act is homicide, unpremeditated.	
3	782.07(3)	1st	Aggravated manslaughter of a child.	
4	787.01(1)(a)3.	1st, PBL	Kidnapping; inflict bodily harm upon or terrorize victim.	
5	787.01(3)(a)	Life	Kidnapping; child under age 13, perpetrator also commits aggravated child abuse, sexual battery, or lewd or lascivious battery, molestation, conduct, or exhibition.	
6	787.06(3)(g)	Life	Human trafficking for commercial sexual activity of a child under the age of 18 or mentally defective or incapacitated person.	
7	787.06(4)(a)	Life	Selling or buying of minors into human trafficking.	
8	794.011(3)	Life	Sexual battery; victim 12 years or older, offender uses or threatens to use deadly weapon or physical force to cause serious injury.	
9	812.135(2)(a)	1st, PBL	Home-invasion robbery with firearm or other deadly weapon.	
10	876.32	1st	Treason against the state.	

SCORESHEET ENHANCEMENTS AND MULTIPLIERS

This document reflects changes that would have to be made to the offense levels for various offenses in order to:

- (i) eliminate certain enhancements and multipliers from the scoresheet, while
- (ii) ensuring that defendants who commit such acts receive approximately the same number of points as they would have scored as a result of those enhancements and multipliers.

Current System		Potential New System	
Existing Offense Level	Current Points	New Offense Level	Recommended Points
1	4	1	4
2	10	2	8
3	16	3	12
4	22	4	16
5	28	5	22
6	36	6	28
7	56	7	36
8	74	8	46
9	92	9	52
10	116	10	60
<i>Levels 1 – 4 (22 or less points): non-prison sanction may be required</i> <i>Levels 1 – 6 (44 or less points): non-prison sanction possible</i> <i>Levels 7 – 10 (over 44 points): prison sentence required</i>		11	68
		12	76
		13	84
		14	92
		15	108
		16	<u>124</u>
		17	140
		18	180
		19	240
		20	360
White background: general offense levels Grey background: enhanced offense levels to reflect eliminating large enhancements <i>Levels 1 – 5 (22 or less points): non-prison sanction may be required</i> <i>Levels 1 – 8 (44 or less points): non-prison sanction possible</i> <i>Levels 9 – 16 (over 44 points): prison sentence required</i>		White background: general offense levels Grey background: enhanced offense levels to reflect eliminating large enhancements <i>Levels 1 – 5 (22 or less points): non-prison sanction may be required</i> <i>Levels 1 – 8 (44 or less points): non-prison sanction possible</i> <i>Levels 9 – 16 (over 44 points): prison sentence required</i>	

PART III OF SCORESHEET: VICTIM INJURY ENHANCEMENTS

RECOMMENDATION 1(a): Remove the *Second-Degree Murder*, *Death*, *Severe Injury*, *Sexual Penetration*, and *Sexual Contact* enhancements in Part III from the scoresheet. Offense levels for the offenses to which these enhancements apply should then be increased in the accompanying chart to offset elimination of these enhancements.

RECOMMENDATION 1(b): Retain the *Moderate Injury* (18 points) and *Slight Injury* (4 points) Enhancements, since they do not constitute elements of any offenses.

Second Degree Murder (240 points)

- Fla. Stat. 782.04(2) – *Unpremeditated / Second-degree murder* (level 16, #1)
Currently Level 10 out of 10 (116 points) + 240-point enhancement = 356 points
Current version of suggested chart: Level 16 out of 16 (124 points)
Necessary new ranking: Level 20 out of 20 (360 points)

Death (120 points)

[This offense would not be adjusted to reflect the death enhancement: Fla. Stat. 784.05(3) *storing firearm where minor uses to inflict injury/death* (level 5, #22)]

- Fla. Stat. 782.04(4) – *Killing without design while engaged in certain felonies* (level 9, #7)
Currently level 8 out of 10 (74 points) + 120-point enhancement = 194 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 782.07(1) – *Negligent homicide (manslaughter)* (level 13, #11)
Currently level 7 out of 10 (56 points) + 120-point enhancement = 176 points
Current version of suggested chart: 13 out of 16 (84 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 782.071 – *Killing unborn child w/ reckless driving (veh manslaughter)* (lev 13, #12)
Currently level 7 out of 10 (56 points) + 120-point enhancement = 176 points
Current version of suggested chart: 13 out of 16 (84 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 782.071 – *Killing with reckless driving of vessel* (level 13, #13)
Currently level 7 out of 10 (56 points) + 120-point enhancement = 176 points
Current version of suggested chart: 13 out of 16 (84 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 316.193(3)(c)3.a – *DUI Manslaughter* (level 14, #2)
Currently level 8 out of 10 (74 points) + 120-point enhancement = 194 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 316.193(3)(c)3.b – *DUI Manslaughter + Failure to Render Aid* (level 14, #3)
Currently level 9 out of 10 (92 points) + 120-point enhancement = 212 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 19 out of 20 (240 points)
NOTE: This is a more serious offense than DUI Manslaughter alone (discussed above)

- Fla. Stat. 316.1935(3)(b) – *Causing SBI/Death while driving at high speed to evade law enforcement with siren and lights activated* (level 14, #4)
Currently level 7 out of 10 (56 points) + 120-points = 176 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 327.35(3)(c)3.b – *BUI Manslaughter + Failure to Render Aid* (level 14, #5)
Currently level 9 out of 10 (92 points) + 120-point enhancement = 212 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 19 out of 20 (240 points)
NOTE: This is a more serious offense than BUI Manslaughter alone (discussed below)
- Fla. Stat. 327.35(3)(c)3 – *Vessel BUI Manslaughter* (level 14, #6)
Currently level 8 out of 10 (74 points) + 120-point enhancement = 194 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 782.07(2) – *Aggravated manslaughter of elderly or disabled person* (level 14, #10)
Currently level 9 out of 10 (92 points) + 120-point enhancement = 212 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 19 out of 20 (240 points)
- Fla. Stat. 782.071(1)(b) – *Committing vehicular homicide and failing to render aid or give information* (level 14, #11)
Currently level 8 out of 10 (74 points) + 120-point enhancement = 194 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 782.072(2) – *Committing vessel homicide and failing to render aid or give information* (level 14, #11)
Currently level 8 out of 10 (74 points) + 120-point enhancement = 194 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 499.0051(9) – *Selling contraband resulting in death* (level 15, #1)
Currently level 10 out of 10 (116 points) + 120-point enhancement = 236 points
Current version of suggested chart: Level 15 out of 16 (108 points)
Necessary new ranking: Level 19 out of 20 (240 points)
- Fla. Stat. 782.04(3) – *Accomplice to felony murder* (level 15, #2)
Currently level 9 out of 10 (92 points) + 120-point enhancement = 212 points
Current version of suggested chart: Level 15 out of 16 (108 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 782.07(3) – *Aggravated manslaughter of a child* (level 16, #2)
Currently Level 10 out of 10 (116 points) + 120-point enhancement = 236 points
Current version of suggested chart: Level 16 out of 16 (124 points)
Necessary new ranking: Level 19 out of 20 (240 points)

Severe Injury (40 points)

- Fla. Stat. 322.34(6) – Carelessly operating a motor vehicle with suspended license, resulting in death or severe injury (level 6, #5)
 - Currently Level 5 out of 10 (28 points) + 40-point enhancement = 68 points
 - Current version of suggested chart: Level 6 out of 16 (28 points)
 - Necessary new ranking: Level 11 out of 20 (68 points)
- Fla. Stat. 944.35(3)(a)2 – Malicious Battery / Inhuman Treatment on Inmate Resulting in Great Bodily Harm (level 6, #49)
 - Currently Level 6 out of 10 (36 points) + 40-point enhancement = 76 points
 - Current version of suggested chart: Level 6 out of 16 (28 points)
 - Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 784.074(1)(b) – Aggravated Assault on Sexually Violent Predators Facility Staff (level 7, #30)
 - Currently Level 6 out of 10 (36 points) + 40 points = 76 points
 - Current version of suggested chart: Level 7 out of 16 (36 points)
 - Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 784.08(2)(b) – Aggravated Assault on Person 65 or Older (level 7, #31)
 - Currently Level 6 out of 10 (36 points) + 40-point enhancement = 76 points
 - Current version of suggested chart: Level 7 out of 16 (36 points)
 - Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 784.081(2) – Aggravated Assault on Specified Official or Employee (level 7, #32)
 - Currently Level 6 out of 10 (36 points) + 40-point enhancement = 76 points
 - Current version of suggested chart: Level 7 out of 16 (36 points)
 - Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 784.082(2) – Aggravated Assault by Detained Person on Visitor or Other Detainee (level 7, #33) (triggers two enhancements)
 - Currently Level 6 out of 10 (36 points) + 40 points + 4 point incarceration = 80 points
 - Current version of suggested chart: Level 7 out of 16 (36 points)
 - Necessary new ranking: Level 13 out of 20 (84 points) (taking into account 4-point incarceration enhancement, as well)
- Fla. Stat. 784.083(2) – Aggravated Assault on Code Inspector (level 7, #34)
 - Currently Level 6 out of 10 (36 points) + 40-point enhancement = 76 points
 - Current version of suggested chart: Level 7 out of 16 (36 points)
 - Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 316.193(3)(c)2 – DUI Resulting in Serious Bodily Injury (level 9, #2)
 - Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
 - Current version of suggested chart: Level 9 out of 16 (52 points)
 - Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 327.35(3)(c)2 – BUI Resulting in Serious Bodily Injury (level 9, #4)
 - Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
 - Current version of suggested chart: Level 9 out of 16 (52 points)
 - Necessary new ranking: Level 14 out of 20 (92 points)

- Fla. Stat. 784.07(2)(c) – Aggravated Assault on Law Enforcement Officer (level 9, #10)
(triggers two enhancements)
Currently Level 6 out of 10 (36 points) x 1.5 (LEO multiplier) + 40 points = 94 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 14 out of 20 (92 points) (taking into account 1.5-times multiplier for law enforcement victims, as well)
- Fla. Stat. 825.102(3)(b) – Neglecting an Elderly Person or Disabled Adult + Great Bodily Harm (level 11, #10)
Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
Current version of suggested chart: Level 11 out of 20 (68 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 827.03(2)(b) – Neglecting a Child + Great Bodily Harm (level 11, #10)
Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
Current version of suggested chart: Level 11 out of 20 (68 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 402.319(2) – Misrepresentation/negligence resulting in great bodily harm or disfiguration (level 12, #1)
Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
Current version of suggested chart: Level 12 out of 20 (76 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 456.065(2)(d) – Practicing health care without a license leading to great bodily injury (level 12, #2)
Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
Current version of suggested chart: Level 12 out of 20 (76 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 784.045(1)(a)1 – Aggravated battery; intentionally causing great harm or disfigurement (level 12, #5)
Currently Level 7 out of 10 (56 points) + 40-point enhancement = 96 points
Current version of suggested chart: Level 12 out of 20 (76 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 316.1935(4)(b) – Aggravated Fleeing with Serious Bodily Injury or Death (level 13, #1)
Currently level 8 out of 10 (74 points) + 40 points = 114 points
Current version of suggested chart: Level 13 out of 16 (84 points)
Necessary new ranking: Level 16 out of 20 (122 points)
- Fla. Stat. 784.07(2)(d) – Aggravated Battery on Law Enforcement Officer (level 13, #14)
(triggers two enhancements)
Currently level 7 out of 10 (56 points) x 1.5 (LEO multiplier) + 40 points = 124 points
Current version of suggested chart: Level 13 out of 20 (84 points)
Necessary new ranking: Level 16 out of 20 (122 points) (taking into account 1.5x law enforcement point multiplier, as well)

- Fla. Stat. 784.074(1)(a) – Aggravated Battery on Sexual Violent Predators Facility Staff (level 13, #15) (triggers two enhancements)
 - Currently level 7 out of 10 (56 points) x 1.5 (LEO multiplier) + 40 points = 124 points
 - Current version of suggested chart: Level 13 out of 20 (84 points)
 - Necessary new ranking: Level 16 out of 20 (122 points) (taking into account 1.5x law enforcement point multiplier, as well)
- Fla. Stat. 784.08(2)(a) – Aggravated Battery on Person 65+ (level 13, #16)
 - Currently level 7 out of 10 (56 points) + 40-point enhancement = 96 points
 - Current version of suggested chart: Level 13 out of 20 (84 points)
 - Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 784.081(1) – Aggravated Battery on Specified Official/Employee (level 13, #17)
 - Currently level 7 out of 10 (56 points) + 40-point enhancement = 96 points
 - Current version of suggested chart: Level 13 out of 20 (84 points)
 - Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 784.082(1) – Aggravated Battery by Detained Person on Visitor or Other Detainee (level 13, #18) (triggers two enhancements)
 - Currently level 7 out of 10 (56 points) + 40 points + 4 points incarceration = 100 points
 - Current version of suggested chart: Level 13 out of 20 (84 points)
 - Necessary new ranking: Level 15 out of 20 (108 points) (taking into account 4-point incarceration enhancement, as well)
- Fla. Stat. 784.083(1) – Aggravated Battery on Code Inspector (level 13, #19)
 - Currently level 7 out of 10 (56 points) + 40-point enhancement = 96 points
 - Current version of suggested chart: Level 13 out of 20 (84 points)
 - Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 860.121(2)(c) – Throwing or shooting objects at train causing severe bodily injury (level 13, #36)
 - Currently level 8 out of 10 (74 points) + 40-point enhancement = 114 points
 - Current version of suggested chart: Level 13 out of 20 (84 points)
 - Necessary new ranking: Level 15 out of 20 (108 points)
- Fla. Stat. 499.0051(8) – Knowing sale or purchase of contraband drugs resulting in great bodily harm (level 14, #7)
 - Currently Level 9 out of 10 (92 points) + 40-point enhancement = 132 points
 - Current version of suggested chart: Level 14 out of 16 (92 points)
 - Necessary new ranking: Level 17 out of 20 (140 points)
- Fla. Stat. 825.102(2) – Aggravated Abuse of Elderly Person or Disabled Adult (level 14, #29)
 - Currently Level 8 out of 10 (74 points) + 40-point enhancement = 114 points
 - Current version of suggested chart: Level 14 out of 16 (92 points)
 - Necessary new ranking: Level 16 out of 20 (122 points)
- Fla. Stat. 827.03(2)(a) – Aggravated child abuse (level 14, #31)
 - Currently Level 9 out of 10 (92 points) + 40-point enhancement = 132 points
 - Current version of suggested chart: Level 14 out of 16 (92 points)
 - Necessary new ranking: Level 17 out of 20 (140 points)

- Fla. Stat. 794.011(3) – Sexual battery; victim 12 years or older; offender uses/threatens force to cause injury (level 16, #8) (triggers two enhancements)
Currently Level 10 of 10 (116 points) + 80 points penetration + 40 points = 236 points
Current version of suggested chart: Level 16 out of 16 (124 points)
Necessary new ranking: Level 19 out of 20 (240 points) (taking into account 80-point sexual penetration enhancement as well, discussed below)

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Sexual Penetration (80 points)

- Fla. Stat. 827.071(2)-(3) – Using or inducing a child in a sexual performance – (level 9, #26)
Currently level 6 out of 10 (36 points) + 80 points = 116 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 16 out of 20 (122 points)
- Fla. Stat. 794.05(1) – Sex between 16-17 year-old victim and 24+ year-old defendant
(level 10, #9)
Currently level 6 out of 10 (36 points) + 80 points = 116 points
Current version of suggested chart: Level 10 out of 16 (60 points)
Necessary new ranking: Level 16 out of 20 (122 points)
- Fla. Stat. 827.04(3) – Impregnation of Child Under 16 by Defendant Over 21 (level 10, #20)
Currently level 7 out of 10 (56 points) + 80 points = 136 points
Current version of suggested chart: Level 10 out of 16 (60 points)
Necessary new ranking: Level 17 out of 20 (140 points)
- Fla. Stat. 794.011(5)(b) – Sexual battery, victim 18+, offender 18+, no force likely to cause serious injury (level 12, #8)
Currently level 8 out of 10 (74 points) + 80 points = 154 points
Current version of suggested chart: Level 12 out of 16 (76 points)
Necessary new ranking: Level 17 out of 20 (140 points)
- Fla. Stat. 794.011(5)(c) – Sexual battery, victim 12+, offender under 18, no force likely to cause serious injury (level 12, #8)
Currently level 8 out of 10 (74 points) + 80 points = 154 points
Current version of suggested chart: Level 12 out of 16 (76 points)
Necessary new ranking: Level 17 out of 20 (140 points)
- Fla. Stat. 794.011(5)(a) – Sexual battery, victim 12-18, offender 18+, no force likely to cause serious injury (level 13, #26)
Currently level 8 out of 10 (74 points) + 80 points = 154 points
Current version of suggested chart: Level 13 out of 16 (84 points)
Necessary new ranking: Level 17 out of 20 (140 points)
- Fla. Stat. 794.011(4)(b) – Sexual battery, certain circumstances, victim and offender over 18
(level 14, #22)
Currently level 9 out of 10 (92 points) + 80 points = 172 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 794.011(4)(c) – Sexual battery, certain circumstances, victim 12 or older, offender under 18 (level 14, #23)
Currently level 9 out of 10 (92 points) + 80 points = 172 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 17 out of 20 (140 points) or Level 18 out of 18 (180 points)
- Fla. Stat. 794.011(5)(d) – Sexual battery, victim 12 or older, no force, offender has prior sex conviction (level 14, #24)
Currently level 8 out of 10 (74 points) + 80 points = 154 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 17 out of 20 (140 points) or Level 18 of 18 (180 points)

- Fla. Stat. 794.011(2) – Sexual battery; victim under 12 and offender under 18 (level 15, #8)
 - Currently level 9 out of 10 (92 points) + 80 points = 172 points
 - Current version of suggested chart: Level 15 out of 16 (108 points)
 - Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 794.011(4)(a) – Sexual battery; victim 12-18; offender over 18 (level 15, #9)
 - Currently Level 9 out of 10 (116 points) + 80 points = 196 points
 - Current version of suggested chart: Level 16 out of 16 (124 points)
 - Necessary new ranking: Level 19 out of 20 (240 points) (taking into account 80-point sexual penetration enhancement as well, discussed below)
- Fla. Stat. 794.011(3) – Sexual battery; victim 12 years or older; offender uses/threatens force to cause injury (level 16, #8) (triggers two enhancements)
 - Currently Level 10 out of 10 (116 points) + 80 points + 40 points (severe inj)= 236 points
 - Current version of suggested chart: Level 16 out of 16 (124 points)
 - Necessary new ranking: Level 19 out of 20 (240 points) (taking into account 40-point severe injury enhancement as well, discussed above)
- Fla. Stat. 794.011(4)(d) – Sexual battery; victim over 12 years; offender had previous sex crime convictions (level 16, #9)
 - Currently Level 9 out of 10 (92 points) + 80 points = 172 points
 - Current version of suggested chart: Level 16 out of 16 (124 points)
 - Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 794.011(8)(b) – Sexual battery; victim 12-18, offender had custody (level 16, #10)
 - Currently Level 9 out of 10 (92 points) + 80 points = 172 points
 - Current version of suggested chart: Level 16 out of 16 (124 points)
 - Necessary new ranking: Level 18 out of 20 (180 points)
- Fla. Stat. 800.04(5)(b) – Molestation; victim under 12, offender over 18 (level 16, #11)
 - Currently Level 9 out of 10 (92 points) + 80 points = 172 points
 - Current version of suggested chart: Level 16 out of 16 (124 points)
 - Necessary new ranking: Level 18 out of 20 (180 points)

Sexual Contact (40 points)

- Fla. Stat. 800.04(5)(d) – Lewd & lascivious molestation, victim 12-15, offender under 18 (level 8, #8)
Currently level 6 out of 10 (36 points) + 40 points = 76 points
Current version of suggested chart: Level 8 out of 16 (46 points)
Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 800.04(6)(b) – Lewd and Lascivious conduct; offender 18+ (level 9, #17)
Currently level 6 out of 10 (36 points) + 40 points = 76 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 806.031(2) – Arson w/ great bodily harm to firefighter or anyone else (level 9, #18)
Currently level 6 out of 10 (36 points) + 40 points = 76 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 825.1025(3) – Lewd and lascivious molestation of elderly person (level 9, #25)
Currently level 6 out of 10 (36 points) + 40 points = 76 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 847.0135(2) – Facilitating sexual contact with minor or its depiction (level 10, #26)
Currently level 6 out of 10 (36 points) + 40 points = 76 points
Current version of suggested chart: Level 10 out of 16 (60 points)
Necessary new ranking: Level 12 out of 20 (76 points)
- Fla. Stat. 800.04(4)(b) – Lewd and lascivious battery (level 11, #4)
Currently level 8 out of 10 (74 points) + 40 points = 114 points
Current version of suggested chart: Level 11 out of 16 (68 points)
Necessary new ranking: Level 16 out of 20 (122 points)
- Fla. Stat. 800.04(5)(c)1 – Lewd/lascivious molestation, victim < 12, def. < 18 (level 11, #5)
Currently level 7 out of 10 (56 points) + 40 points = 96 points
Current version of suggested chart: Level 11 out of 16 (68 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 800.04(5)(c)2 – Lewd/lascivious molestation, victim 12-16, def. 18+ (level 11, #6)
Currently level 7 out of 10 (56 points) + 40 points = 96 points
Current version of suggested chart: Level 11 out of 16 (68 points)
Necessary new ranking: Level 14 out of 20 (92 points)
- Fla. Stat. 800.04(5)(e) – Lewd and lascivious molestation; victim 12-16; def. 18+ w/ sex conviction (level 13, #28)
Currently level 7 out of 10 (56 points) + 40 points = 96 points
Current version of suggested chart: Level 13 out of 16 (84 points)
Necessary new ranking: Level 15 out of 20 (108 points)
- Fla. Stat. 800.04(4)(c) – Lewd/lascivious battery; def 18+ w/ sex conviction (level 14, #26)
Currently level 8 out of 10 (74 points) + 40 points = 114 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 16 out of 20 (122 points)

- Fla. Stat. 825.1025(2) – Lewd/lascivious battery, elderly person or disabled child (level 14, #30)

Currently level 8 out of 10 (74 points) + 40 points = 114 points

Current version of suggested chart: Level 14 out of 16 (92 points)

Necessary new ranking: Level 16 out of 20 (122 points)

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PART V OF SCORESHEET: LEGAL STATUS VIOLATIONS

RECOMMENDATION 2(a): Remove the *Escape* and *Failure to Appear* enhancements from the scoresheet. Offense levels for the offenses to which these enhancements apply should then be increased to offset failure to apply the enhancements.

Escape (4-point enhancement)

- Fla. Stat. 985.721 – *Escapes from a juvenile facility: secure detention or residential commitment facility* (level 3, #30)
Currently: Level 3 out of 10 (16 points) + 4 points = 20 points
Current version of suggested chart: Level 3 out of 16 (12 points)
Necessary new ranking: Level 5 out of 20 (22 points)
- Fla. Stat. 843.12 – *Aids or Assists Person to Escape* (level 6, #39)
Currently: Level 3 out of 10 (16 points) + 4 points = 20 points
Current version of suggested chart: Level 6 out of 16 (28 points) [OK]
- Fla. Stat. 944.46 – *Harboring, concealing, aiding escaped prisoners* (level 6, #50)
Currently: Level 6 out of 10 (36 points) + 4 points = 40 points
Current version of suggested chart: Level 6 out of 16 (28 points)
Necessary new ranking: Level 8 out of 20 (46 points)
- Fla. Stat. 944.4 – *Escape* (level 7, #50)
Currently: Level 6 out of 10 (36 points) + 4 points = 40 points
Current version of suggested chart: Level 7 out of 16 (36 points)
Necessary new ranking: Level 8 out of 20 (46 points)

Failure to appear (4-point enhancement)

- Fla. Stat. 843.15(1)(a) – *Failure to appear while on bail for felony* (level 4, #40)
Currently: Level 4 out of 10 (22 points) + 4 points = 26 points
Current version of suggested chart: level 4 out of 16 (16 points)
Necessary new ranking: Level 6 out of 16 (28 points)

RECOMMENDATION 2(b): Retain the *Incarceration* enhancement, but apply it only when it is not included as an element of the offense of conviction. The offense levels of crimes where this enhancement is included as an element have already been increased in the accompanying chart to offset failure to apply it.

Incarceration (4-point enhancement)

- Fla. Stat. 784.082(3) – *Battery by detained person on visitor or other detainee* (level 5, #14)
Currently: Level 4 out of 10 (22 points) + 4 points = 26 points
Current version of suggested chart: Level 5 out of 16 (22 points)
Necessary new ranking: Level 6 out of 16 (28 points)
- Fla. Stat. 944.47(1)c – *Possessing Contraband in Correctional Institution* (level 5, #42)
Currently: Level 3 out of 10 (16 points) + 4 points = 20 points
Current version of suggested chart: Level 5 out of 16 (22 points) [OK]
- Fla. Stat. 784.82(1) – *Aggravated Battery by Detained Person on Visitor or Other Detainee* (level 13, #18) (triggers two enhancements)
Currently level 7 out of 10 (56 points) + 4 points = 60 points
Current version of suggested chart: Level 13 out of 20 (84 points)
Necessary new ranking: Level 15 out of 20 (108 points) (taking into account 40-point severe injury enhancement, as well)

RECOMMENDATION 2(c): Retain the *Fleeing* (4 points), *Supersedeas Bond* (4 points), *Pretrial Intervention or Diversion Program* (4 points), and *Community Supervision* (4 points) enhancements on the scoresheet.

PART VII OF SCORESHEET: FIREARM/SEMI-AUTOMATIC OR MACHINE GUN

RECOMMENDATION 3: Retain the *Firearm/Semi-Automatic or Machine Gun* (18 or 25 points) enhancement

PART VIII OF SCORESHEET: PRIOR SERIOUS FELONY

RECOMMENDATION 4: Delete the *Prior Serious Felony* enhancement and replace with alternate charts as described in Resolution #9.

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PART IX OF SCORESHEET – ENHANCEMENTS

RECOMMENDATION 5(a) – Remove the Drug Trafficking, Motor Vehicle Theft, Domestic Violence in Presence of Related Child, and Adult-on-Minor Sex Offenses enhancements from the scoresheet. Offense levels for the offenses to which these enhancements applied have been increased to offset failure to apply the enhancements.

Drug Trafficking (1.5x point multiplier)

- Fla. Stat. 893.135(1) – trafficking various illegal drugs – (level 12, #25-42)
Currently: Level 7 out of 10 (56 points) x 1.5 = 84 points
Current version of suggested chart: Level 12 out of 16 (76 points)
Necessary new ranking: Level 13 out of 20 (84 points)
- Fla. Stat. 499.0051(6) – trafficking contraband prescription drugs (level 13, #3)
Currently: Level 8 out of 10 (74 points) x 1.5 = 111 points
Current version of suggested chart: Level 13 out of 16 (84 points)
Necessary new ranking: Level 15 out of 20 (108 points)
- Fla. Stat. 893.135(1)(b)1.b to 893.135(1)(a)2 – trafficking various controlled substances (level 13, #42-56)
Currently: Level 8 out of 10 (74 points) x 1.5 = 111 points
Current version of suggested chart: Level 13 out of 16 (84 points)
Necessary new ranking: Level 15 out of 20 (108 points)
- Fla. Stat. 893.135(1)(a)-(n) – trafficking various illegal drugs (level 14, #36-49)
Currently: Level 9 out of 10 (92 points) x 1.5 = 138 points
Current version of suggested chart: Level 14 out of 16 (92 points)
Necessary new ranking: Level 17 out of 20 (140 points)

Motor Vehicle Theft (1.5x point multiplier)

- Fla. Stat. 812.014(2)(c)6 – Grand theft auto, 3rd degree, third offense (level 8, #9)
Currently: Level 6 out of 10 (36 points) x 1.5 = 54 points
Current version of suggested chart: Level 8 out of 16 (46 points)
Necessary new ranking: Level 10 out of 20 (60 points)

Domestic Violence in Presence of Related Child (1.5x multiplier)

- Fla. Stat. 784.041 – Felony Battery; domestic battery by strangulation
Currently: Level 6 out of 10 (36 points) x 1.5 = 54 points
Current version of suggested chart: Level 9 out of 16 (52 points) [OK]

Adult-on-(Detained)-Minor Sex Offense (2x point multiplier)

- Fla. Stat. 787.01(3)(a) – *kidnapping of child under 13 with commission of molestation or sexual battery* (level 16, row 4)
Currently: Level 10 of 10 (116 points) x 2 = 232 points
Current version of suggested chart: Level 16 of 16 (124 points)
Necessary new ranking: Level 19 of 20 (240 points)
- Fla. Stat. 787.02(3)(a)– *false imprisonment of child under 13 with commission of molestation or sexual battery* (level 16, row 5)
Currently: Level 9 of 10 (92 points) x 2 = 184 points
Current version of suggested chart: Level 16 of 16 (124 points)
Necessary new ranking: Level 18 of 20 (180 points)

RECOMMENDATION 5(b): Retain the *Law Enforcement Officer Protection Act* and *Criminal Gang Offense* enhancements, but apply them only when they are not included as an element of the offense of conviction. The offense levels of crimes where this enhancement is included as an element have already been increased in the accompanying chart to offset failure to apply it.

Law Enforcement Protection Act (1.5x point multiplier)

- Fla. Stat. 784.07(2)(c) – *Aggravated Assault on Law Enforcement Officer* (level 9, #10) (triggers two enhancements)
Currently Level 6 out of 10 (36 points) x 1.5 = 54 points
Current version of suggested chart: Level 9 out of 16 (52 points)
Necessary new ranking: Level 14 out of 20 (92 points) (taking into account 40-point enhancement for severe injury as well)
- Fla. Stat. 784.07(2)(d) – *Aggravated Battery on Law Enforcement Officer* (level 13, #14) (triggers two enhancements)
Currently level 7 out of 10 (56 points) x 1.5 = 84 points
Current version of suggested chart: Level 13 out of 20 (84 points)
Necessary new ranking: Level 16 out of 20 (122 points) (taking into account 40-point severe injury enhancement, as well)
- Fla. Stat. 784.074(1)(a) – *Aggravated Battery on Sexual Violent Predators Facility Staff* (level 13, #15) (triggers two enhancements)
Currently level 7 out of 10 (56 points) x 1.5 = 84 points
Current version of suggested chart: Level 13 out of 20 (84 points)
Necessary new ranking: Level 16 out of 20 (122 points) (taking into account 40-point severe injury enhancement, as well)

Criminal Gang Offense (1.5x point multiplier)

- Fla. Stat. 874.05(1)(a) – Encouraging or recruiting another to join a gang (level 6, #42)
Currently Level 4 out of 10 (22 points) x 1.5 = 33 points
Current version of suggested chart: Level 6 out of 16 (28 points)
Necessary new ranking: Level 7 out of 20 (36 points)
- Fla. Stat. 874.05(1)(b) – Encouraging or recruiting another to join a gang, second offense (level 9, #30)
Currently Level 5 out of 10 (28 points) x 1.5 = 42 points
Current version of suggested chart: Level 9 out of 16 (52 points) [OK]
- Fla. Stat. 874.05(2)(a) – Encouraging or recruiting a person under 13 to join a gang (level 9, #31)
Currently Level 5 out of 10 (28 points) x 1.5 = 42 points
Current version of suggested chart: Level 9 out of 16 (52 points) [OK]
- Fla. Stat. 874.05(2)(b) – Encouraging or recruiting a person under 13 to join a gang; second offense (level 12, #21)
Currently Level 7 out of 10 (56 points) x 1.5 = 84 points
Current version of suggested chart: Level 12 out of 16 (76 points)
Necessary new ranking: Level 13 out of 20 (84 points)
- Fla. Stat. 874.10 – Organizing, Financing or Supervising Criminal Gang Activity (level 13, #38)
Currently Level 7 out of 10 (56 points) x 1.5 = 84 points
Current version of suggested chart: Level 13 out of 16 (84 points) [OK]