

1 A bill to be entitled
 2 An act relating to use of a wireless communications
 3 device while operating a motor vehicle; amending s.
 4 782.071, F.S.; revising the definition of the term
 5 "vehicular homicide" to include causing the death of a
 6 human being or unborn child while operating a motor
 7 vehicle and using a wireless communications device;
 8 amending ss. 921.0022 and 960.03, F.S.; conforming
 9 cross-references; reenacting s. 948.062(1)(j), F.S.,
 10 relating to reviewing and reporting serious offenses
 11 committed by offenders placed on probation or
 12 community control, for the purpose of incorporating
 13 the amendment made by this act to s. 782.071, F.S., in
 14 a reference thereto; providing an effective date.

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

17
 18 Section 1. Section 782.071, Florida Statutes, is amended
 19 to read:

20 782.071 Vehicular homicide.—

21 (1) "Vehicular homicide" is the killing of a human being,
 22 or the killing of an unborn child by any injury to the mother,
 23 caused by the operation of a motor vehicle by another;

24 (a) In a reckless manner likely to cause the death of, or
 25 great bodily harm to, another; or

26 (b) While using a wireless communications device in

27 | violation of s. 316.305.

28 | ~~(2)~~(1) Vehicular homicide is:

29 | (a) A felony of the second degree, punishable as provided
30 | in s. 775.082, s. 775.083, or s. 775.084.

31 | (b) A felony of the first degree, punishable as provided
32 | in s. 775.082, s. 775.083, or s. 775.084, if:

33 | 1. At the time of the accident, the person knew, or should
34 | have known, that the accident occurred; and

35 | 2. The person failed to give information and render aid as
36 | required by s. 316.062.

37 |

38 | This paragraph does not require that the person knew that the
39 | accident resulted in injury or death.

40 | ~~(3)~~(2) For purposes of this section, the term "unborn
41 | child" has the same meaning as provided in s. 775.021(5).

42 | ~~(4)~~(3) A right of action for civil damages shall exist
43 | under s. 768.19, under all circumstances, for all deaths
44 | described in this section.

45 | ~~(5)~~(4) In addition to any other punishment, the court may
46 | order the person to serve 120 community service hours in a
47 | trauma center or hospital that regularly receives victims of
48 | vehicle accidents, under the supervision of a registered nurse,
49 | an emergency room physician, or an emergency medical technician
50 | pursuant to a voluntary community service program operated by
51 | the trauma center or hospital.

52 | Section 2. Paragraphs (g) and (h) of subsection (3) of

53 section 921.0022, Florida Statutes, are amended to read:

54 921.0022 Criminal Punishment Code; offense severity
55 ranking chart.—

56 (3) OFFENSE SEVERITY RANKING CHART

57 (g) LEVEL 7

58

Florida Statute	Felony Degree	Description
316.027 (2) (c)	1st	Accident involving death, failure to stop; leaving scene.
316.193 (3) (c) 2.	3rd	DUI resulting in serious bodily injury.
316.1935 (3) (b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
327.35 (3) (c) 2.	3rd	Vessel BUI resulting in serious bodily injury.

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63	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
64	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
65	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
66	456.065 (2)	3rd	Practicing a health care profession without a license.
67	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
68	458.327 (1)	3rd	Practicing medicine without a license.
69	459.013 (1)	3rd	Practicing osteopathic medicine

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			without a license.
70	460.411 (1)	3rd	Practicing chiropractic medicine without a license.
71	461.012 (1)	3rd	Practicing podiatric medicine without a license.
72	462.17	3rd	Practicing naturopathy without a license.
73	463.015 (1)	3rd	Practicing optometry without a license.
74	464.016 (1)	3rd	Practicing nursing without a license.
75	465.015 (2)	3rd	Practicing pharmacy without a license.
76	466.026 (1)	3rd	Practicing dentistry or dental hygiene without a license.
77	467.201	3rd	Practicing midwifery without a license.
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79	468.366	3rd	Delivering respiratory care services without a license.
80	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
81	483.901 (9)	3rd	Practicing medical physics without a license.
82	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
83	484.053	3rd	Dispensing hearing aids without a license.
84	494.0018 (2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
	560.123 (8) (b) 1.	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a

85	560.125 (5) (a)	3rd	money services business.
86	560.125 (5) (a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
87	655.50 (10) (b) 1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
88	775.21 (10) (a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
89	775.21 (10) (b)	3rd	Sexual predator working where children regularly congregate.
89	775.21 (10) (g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.

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90	782.051 (3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
91	782.07 (1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
92	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (Vehicular homicide).
93	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
94	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.

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95	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
96	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
97	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
98	784.048 (7)	3rd	Aggravated stalking; violation of court order.
99	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
100	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility staff.
101	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
102	784.081 (1)	1st	Aggravated battery on specified official or employee.
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104	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
105	784.083 (1)	1st	Aggravated battery on code inspector.
106	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
107	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.
108	790.07 (4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07 (1) or (2).
109	790.16 (1)	1st	Discharge of a machine gun under specified circumstances.
	790.165 (2)	2nd	Manufacture, sell, possess, or

deliver hoax bomb.

110

790.165 (3) 2nd Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.

111

790.166 (3) 2nd Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.

112

790.166 (4) 2nd Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.

113

790.23 1st,PBL Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.

114

794.08 (4) 3rd Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger

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than 18 years of age.

115

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

116

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

117

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

118

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.

119

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.

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120	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
121	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
122	810.02 (3) (b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
123	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
124	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
125	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.
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127	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
128	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
129	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
130	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
131	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
132	812.131 (2) (a)	2nd	Robbery by sudden snatching.
133	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
	817.034 (4) (a) 1.	1st	Communications fraud, value

greater than \$50,000.

134

817.234 (8) (a) 2nd Solicitation of motor vehicle accident victims with intent to defraud.

135

817.234 (9) 2nd Organizing, planning, or participating in an intentional motor vehicle collision.

136

817.234 (11) (c) 1st Insurance fraud; property value \$100,000 or more.

137

817.2341 1st Making false entries of
(2) (b) & material fact or false
(3) (b) statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.

138

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

139

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

bodily harm, disability, or
disfigurement.

140

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.

141

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

142

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

143

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

144

838.015 2nd Bribery.

145

838.016 2nd Unlawful compensation or reward
for official behavior.

146

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

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servant.

147

838.22 2nd Bid tampering.

148

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

149

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

150

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

151

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

152

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

153

872.06 2nd Abuse of a dead human body.

154

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

155

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

156

893.13(1)(c)1. 1st Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.

157

893.13(1)(e)1. 1st Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4., within 1,000 feet of property used for religious services or a specified business site.

158	893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)4. drugs).
159	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
160	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
161	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
162	893.135 (1)(c)2.a.	1st	Trafficking in hydrocodone, 14 grams or more, less than 28 grams.
163	893.135 (1)(c)2.b.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
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165	893.135 (1) (c) 3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
166	893.135 (1) (c) 3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
167	893.135 (1) (d) 1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
168	893.135 (1) (e) 1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
169	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
170	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
	893.135 (1) (h) 1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1

kilogram or more, less than 5 kilograms.

171

893.135 (1) (j) 1.a. 1st Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.

172

893.135 (1) (k) 2.a. 1st Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.

173

893.1351 (2) 2nd Possession of place for trafficking in or manufacturing of controlled substance.

174

896.101 (5) (a) 3rd Money laundering, financial transactions exceeding \$300 but less than \$20,000.

175

896.104 (4) (a) 1. 3rd Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.

176

943.0435 (4) (c) 2nd Sexual offender vacating

permanent residence; failure to
comply with reporting
requirements.

177

943.0435 (8) 2nd

Sexual offender; remains in
state after indicating intent
to leave; failure to comply
with reporting requirements.

178

943.0435 (9) (a) 3rd

Sexual offender; failure to
comply with reporting
requirements.

179

943.0435 (13) 3rd

Failure to report or providing
false information about a
sexual offender; harbor or
conceal a sexual offender.

180

943.0435 (14) 3rd

Sexual offender; failure to
report and reregister; failure
to respond to address
verification; providing false
registration information.

181

944.607 (9) 3rd

Sexual offender; failure to
comply with reporting

requirements.

182

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

183

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

184

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

185

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

186

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

187

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188	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
189	(h) LEVEL 8		
190	Florida Statute	Felony Degree	Description
191	316.193 (3) (c) 3.a.	2nd	DUI manslaughter.
192	316.1935(4) (b)	1st	Aggravated fleeing or attempted eluding with serious bodily injury or death.
193	327.35(3) (c) 3.	2nd	Vessel BUI manslaughter.
194	499.0051(7)	1st	Knowing trafficking in contraband prescription drugs.
195	499.0051(8)	1st	Knowing forgery of prescription labels or prescription drug labels.

196

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.

197

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.

198

655.50 (10) (b) 2. 2nd Failure to report financial
transactions totaling or
exceeding \$20,000, but less
than \$100,000 by financial
institutions.

199

777.03 (2) (a) 1st Accessory after the fact,
capital felony.

200

782.04 (4) 2nd Killing of human without design
when engaged in act or attempt
of any felony other than arson,
sexual battery, robbery,

burglary, kidnapping,
aggravated fleeing or eluding
with serious bodily injury or
death, aircraft piracy, or
unlawfully discharging bomb.

201

782.051 (2) 1st Attempted felony murder while
perpetrating or attempting to
perpetrate a felony not
enumerated in s. 782.04 (3).

202

782.071 (2) (b) 1st Committing vehicular homicide
~~782.071 (1) (b)~~ and failing to render aid or
give information.

203

782.072 (2) 1st Committing vessel homicide and
failing to render aid or give
information.

204

787.06 (3) (a) 1. 1st Human trafficking for labor and
services of a child.

205

787.06 (3) (b) 1st Human trafficking using
coercion for commercial sexual
activity of an adult.

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207	787.06(3)(c)2.	1st	Human trafficking using coercion for labor and services of an unauthorized alien adult.
208	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.
209	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.
210	790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.
	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.

211

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.

212

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.

213

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.

214

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

215

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216	800.04 (4) (b)	2nd	Lewd or lascivious battery.
217	800.04 (4) (c)	1st	Lewd or lascivious battery; offender 18 years of age or older; prior conviction for specified sex offense.
218	806.01 (1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
219	810.02 (2) (a)	1st, PBL	Burglary with assault or battery.
220	810.02 (2) (b)	1st, PBL	Burglary; armed with explosives or dangerous weapon.
221	810.02 (2) (c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
222	812.014 (2) (a) 2.	1st	Property stolen; cargo valued at \$50,000 or more, grand theft in 1st degree.

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223	812.13 (2) (b)	1st	Robbery with a weapon.
224	812.135 (2) (c)	1st	Home-invasion robbery, no firearm, deadly weapon, or other weapon.
225	817.535 (2) (b)	2nd	Filing false lien or other unauthorized document; second or subsequent offense.
226	817.535 (3) (a)	2nd	Filing false lien or other unauthorized document; property owner is a public officer or employee.
227	817.535 (4) (a) 1.	2nd	Filing false lien or other unauthorized document; defendant is incarcerated or under supervision.
228	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.

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229	817.568 (6)	2nd	Fraudulent use of personal identification information of an individual under the age of 18.
230	825.102 (2)	1st	Aggravated abuse of an elderly person or disabled adult.
231	825.1025 (2)	2nd	Lewd or lascivious battery upon an elderly person or disabled adult.
232	825.103 (3) (a)	1st	Exploiting an elderly person or disabled adult and property is valued at \$50,000 or more.
233	837.02 (2)	2nd	Perjury in official proceedings relating to prosecution of a capital felony.
234	837.021 (2)	2nd	Making contradictory statements in official proceedings relating to prosecution of a capital felony.
	860.121 (2) (c)	1st	Shooting at or throwing any

object in path of railroad
vehicle resulting in great
bodily harm.

235

860.16 1st Aircraft piracy.

236

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).

237

893.13(2)(b) 1st Purchase in excess of 10 grams
of any substance specified in
s. 893.03(1)(a) or (b).

238

893.13(6)(c) 1st Possess in excess of 10 grams
of any substance specified in
s. 893.03(1)(a) or (b).

239

893.135(1)(a)2. 1st Trafficking in cannabis, more
than 2,000 lbs., less than
10,000 lbs.

240

893.135 1st Trafficking in cocaine, more
(1)(b)1.b. than 200 grams, less than 400
grams.

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241

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

242

893.135 1st Trafficking in hydrocodone, 50
 (1) (c) 2.c. grams or more, less than 200
 grams.

243

893.135 1st Trafficking in oxycodone, 25
 (1) (c) 3.c. grams or more, less than 100
 grams.

244

893.135 1st Trafficking in phencyclidine,
 (1) (d) 1.b. more than 200 grams, less than
 400 grams.

245

893.135 1st Trafficking in methaqualone,
 (1) (e) 1.b. more than 5 kilograms, less
 than 25 kilograms.

246

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

247

893.135 1st Trafficking in flunitrazepam,

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248	(1) (g) 1.b.		14 grams or more, less than 28 grams.
249	893.135 (1) (h) 1.b.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 5 kilograms or more, less than 10 kilograms.
250	893.135 (1) (j) 1.b.	1st	Trafficking in 1,4-Butanediol, 5 kilograms or more, less than 10 kilograms.
251	893.135 (1) (k) 2.b.	1st	Trafficking in Phenethylamines, 200 grams or more, less than 400 grams.
252	893.1351 (3)	1st	Possession of a place used to manufacture controlled substance when minor is present or resides there.
253	895.03 (1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
	895.03 (2)	1st	Acquire or maintain through

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

254

895.03 (3) 1st Conduct or participate in any
enterprise through pattern of
racketeering activity.

255

896.101 (5) (b) 2nd Money laundering, financial
transactions totaling or
exceeding \$20,000, but less
than \$100,000.

256

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.

257

258 Section 3. Paragraph (b) of subsection (3) of section
259 960.03, Florida Statutes, is amended to read:

260 960.03 Definitions; ss. 960.01-960.28.—As used in ss.
261 960.01-960.28, unless the context otherwise requires, the term:

262 (3) "Crime" means:

263 (b) A violation of s. 316.193, s. 316.027(1), s.

264 327.35(1), s. 782.071(2)(b) ~~782.071(1)(b)~~, or s. 860.13(1)(a)
 265 which results in physical injury or death; however, an act
 266 involving the operation of a motor vehicle, boat, or aircraft
 267 which results in injury or death does not constitute a crime for
 268 the purpose of this chapter unless the injury or death was
 269 intentionally inflicted through the use of the vehicle, boat, or
 270 aircraft.

271 Section 4. For the purpose of incorporating the amendment
 272 made by this act to section 782.071, Florida Statutes, in a
 273 reference thereto, paragraph (j) of subsection (1) of section
 274 948.062, Florida Statutes, is reenacted to read:

275 948.062 Reviewing and reporting serious offenses committed
 276 by offenders placed on probation or community control.—

277 (1) The department shall review the circumstances related
 278 to an offender placed on probation or community control who has
 279 been arrested while on supervision for the following offenses:

280 (j) Any DUI manslaughter as provided in s. 316.193(3)(c),
 281 or vehicular or vessel homicide as provided in s. 782.071 or s.
 282 782.072, committed by a person who is on probation or community
 283 control for an offense involving death or injury resulting from
 284 a driving incident.

285 Section 5. This act shall take effect October 1, 2015.