

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 189 (2026)

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)

ADOPTED AS AMENDED _____ (Y/N)

ADOPTED W/O OBJECTION _____ (Y/N)

FAILED TO ADOPT _____ (Y/N)

WITHDRAWN _____ (Y/N)

OTHER

Committee/Subcommittee hearing bill: Commerce Committee

Representative Trabulsy offered the following:

Amendment (with title amendment)

Remove everything after the enacting clause and insert:

Section 1. Subsection (3) of section 16.712, Florida Statutes, is amended to read:

16.712 Florida Gaming Control Commission authorizations, duties, and responsibilities.—

(3) By December 1 of each year, the commission shall make an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must, at a minimum, include all of the following:

(h) A summary of actions taken and investigations conducted by the commission, including the number of

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investigations that led to criminal charges or any information
being filed and the resolution of such criminal charges or case.

(i) The number of complaints received by the commission
categorized by subject matter or the type of complaint and a
summary of the action taken on each complaint by the commission.

(j) A list of property seized by the commission during the
course of investigations, and the disposition of such property,
including a list of forfeiture actions.

**Section 2. Paragraphs (a) and (b) of subsection (2) of
section 16.713, Florida Statutes, are amended to read:**

16.713 Florida Gaming Control Commission; appointment and
employment restrictions.—

(2) PROHIBITIONS FOR EMPLOYEES AND COMMISSIONERS; PERSONS
INELIGIBLE FOR APPOINTMENT TO AND EMPLOYMENT WITH THE
COMMISSION.—

(a) A person may not, for the 2 years immediately
preceding the date of appointment to or employment with the
commission and while appointed to or employed with the
commission:

1. Hold a permit or license issued under chapter 550 or a
license issued under chapter 551 or chapter 849; be an officer,
official, or employee of such permitholder or licensee; or be an
ultimate equitable owner, as defined in s. 550.002(37), of such
permitholder or licensee;

2. Be an officer, official, employee, or other person with

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42 duties or responsibilities relating to a gaming operation owned
43 by an Indian tribe that has a valid and active compact with the
44 state; be a contractor or subcontractor of such tribe or an
45 entity employed, licensed, or contracted by such tribe; or be an
46 ultimate equitable owner, as defined in s. 550.002(37), of such
47 entity;

48 3. Be a registered lobbyist for the executive or
49 legislative branch, except while a commissioner or employee of
50 the commission when officially representing the commission or
51 unless the person registered as a lobbyist for the executive or
52 legislative branch while employed by a state agency as defined
53 in s. 110.107 during the normal course of his or her employment
54 with such agency and he or she has not lobbied on behalf of any
55 entity other than a state agency during the 2 years immediately
56 preceding the date of his or her appointment to or employment
57 with the commission; ~~or~~

58 4. Be a bingo game operator or an employee of a bingo game
59 operator; or

60 5. Be an employee, associate, owner, or contractor for any
61 person or entity that conducts or facilitates an activity
62 regulated, enforced, or investigated by the commission,
63 including fantasy sports contests and other betting activities.

64 (b) A person is ineligible for appointment to or
65 employment with the commission if, within the 2 years
66 immediately preceding such appointment or employment, he or she

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violated paragraph (a) or solicited or accepted employment with, acquired any direct or indirect interest in, or had any direct or indirect business association, partnership, or financial relationship with, or is a relative of:

1. Any person or entity who is an applicant, licensee, or registrant with the commission; ~~or~~

2. Any officer, official, employee, or other person with duties or responsibilities relating to a gaming operation owned by an Indian tribe that has a valid and active compact with the state; any contractor or subcontractor of such tribe or an entity employed, licensed, or contracted by such tribe; or any ultimate equitable owner, as defined in s. 550.002(37), of such entity; or

3. Any person or entity that conducts or facilitates an activity regulated, enforced, or investigated by the commission, including fantasy sports contests and other betting activities.

For the purposes of this subsection, the term "relative" means a spouse, father, mother, son, daughter, grandfather, grandmother, brother, sister, uncle, aunt, cousin, nephew, niece, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

Section 3. Paragraph (b) of subsection (1) and paragraphs (b) and (c) of subsection (2) of section 16.715, Florida

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Statutes, are amended to read:

16.715 Florida Gaming Control Commission standards of conduct; ex parte communications.—

(1) STANDARDS OF CONDUCT.—

(b)1. A commissioner or employee of the commission may not accept anything from any business entity that, either directly or indirectly, owns or controls any person regulated by the commission or from any business entity that, either directly or indirectly, is an affiliate or subsidiary of any person regulated by the commission.

2. A commissioner or an employee may attend conferences, along with associated meals and events that are generally available to all conference participants, without payment of any fees in addition to the conference fee. Additionally, while attending a conference, a commissioner or an employee may attend meetings, meals, or events that are not sponsored, in whole or in part, by any representative of any person regulated by the commission and that are limited to commissioners or employees only, committee members, or speakers if the commissioner or employee is a member of a committee of the association of regulatory agencies which organized the conference or is a speaker at the conference. It is not a violation of this subparagraph for a commissioner or an employee to attend a conference for which conference participants who are employed by a person regulated by the commission have paid a higher

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117 conference registration fee than the commissioner or employee,
118 or to attend a meal or event that is generally available to all
119 conference participants without payment of any fees in addition
120 to the conference fee and that is sponsored, in whole or in
121 part, by a person regulated by the commission.

122 3. While employed, and for 2 years after service as a
123 commissioner or for 2 years after employment with the
124 commission, a commissioner or an employee may not accept any
125 form of employment with or engage in any business activity with
126 any business entity that, either directly or indirectly, owns or
127 controls any person regulated by the commission; any person
128 regulated by the commission; or any business entity that, either
129 directly or indirectly, is an affiliate or subsidiary of any
130 person regulated by the commission; or be an employee,
131 associate, owner, or contractor for any person or entity that
132 conducts or facilitates an activity regulated, enforced, or
133 investigated by the commission, including fantasy sports
134 contests and other betting activities.

135 4. While employed, and for 2 years after service as a
136 commissioner or for 2 years after employment with the
137 commission, a commissioner, an employee, or a relative living in
138 the same household as a commissioner or an employee may not have
139 any financial interest, other than shares in a mutual fund, in
140 any person regulated by the commission; in any business entity
141 that, either directly or indirectly, owns or controls any person

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regulated by the commission; or in any business entity that,
either directly or indirectly, is an affiliate or a subsidiary
of any person regulated by the commission; or be an employee,
associate, owner, or contractor for any person or entity that
conducts or facilitates an activity regulated, enforced, or
investigated by the commission, including fantasy sports
contests and other betting activities. If a commissioner, an
employee, or a relative living in the same household as a
commissioner or an employee acquires any financial interest
prohibited by this subsection during the commissioner's term of
office or the employee's employment with the commission as a
result of events or actions beyond the commissioner's, the
employee's, or the relative's control, he or she shall
immediately sell such financial interest. For the purposes of
this subsection, the term "relative" has the same meaning as in
s. 16.713(2) (b) .

5. A commissioner or an employee may not accept anything
from a party in a proceeding currently pending before the
commission.

6. A commissioner may not serve as the representative of
any political party or on any executive committee or other
governing body of a political party; serve as an executive
officer or employee of any political party, committee,
organization, or association; receive remuneration for
activities on behalf of any candidate for public office; engage

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on behalf of any candidate for public office in the solicitation of votes or other activities on behalf of such candidacy; or become a candidate for election to any public office without first resigning from office.

7. A commissioner, during his or her term of office, may not make any public comment regarding the merits of any proceeding under ss. 120.569 and 120.57 currently pending before the commission.

8. A commissioner or an employee may not act in an unprofessional manner at any time during the performance of official duties.

9. A commissioner or an employee must avoid impropriety in all activities and must act at all times in a manner that promotes public confidence in the integrity and impartiality of the commission.

10. A commissioner or an employee may not directly or indirectly, through staff or other means, solicit anything of value from any person regulated by the commission, or from any business entity that, whether directly or indirectly, is an affiliate or a subsidiary of any person regulated by the commission, or from any party appearing in a proceeding considered by the commission in the last 2 years.

11. A commissioner may not lobby the Governor or any agency of the state, members or employees of the Legislature, or any county or municipal government or governmental agency except

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192 to represent the commission in an official capacity.

193 (2) FORMER COMMISSIONERS AND EMPLOYEES.—

194 (b) A commissioner, the executive director, or an employee
195 of the commission may not, for the 2 years immediately following
196 the date of resignation or termination from the commission:

197 1. Hold a permit or license issued under chapter 550, or a
198 license issued under chapter 551 or chapter 849; be an officer,
199 official, or employee of such permitholder or licensee; ~~or~~ be an
200 ultimate equitable owner, as defined in s. 550.002(37), of such
201 permitholder or licensee; or be an employee, associate, owner,
202 or contractor for any person or entity that conducts or
203 facilitates an activity regulated, enforced, or investigated by
204 the commission, including fantasy sports contests and other
205 betting activities;

206 2. Accept employment by or compensation from a business
207 entity that, directly or indirectly, owns or controls a person
208 regulated by the commission; from a person regulated by the
209 commission; from a business entity which, directly or
210 indirectly, is an affiliate or subsidiary of a person regulated
211 by the commission; ~~or~~ from a business entity or trade
212 association that has been a party to a commission proceeding
213 within the 2 years preceding the member's resignation or
214 termination of service on the commission; or from any person or
215 entity that conducts or facilitates an activity regulated,
216 enforced, or investigated by the commission, including fantasy

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sports contests and other betting activities; or

3. Be a bingo game operator or an employee of a bingo game operator.

(c) A person employed by the commission may not, for the 2 years immediately following the date of termination or resignation from employment with the commission:

1. Hold a permit or license issued under chapter 550, or a license issued under chapter 551 or chapter 849; be an officer, official, or employee of such permitholder or licensee; ~~or~~ be an ultimate equitable owner, as defined in s. 550.002(37), of such permitholder or licensee; or be an employee, associate, owner, or contractor for any person or entity that conducts or facilitates an activity regulated, enforced, or investigated by the commission, including fantasy sports contests and other betting activities; or

2. Be a bingo game operator or an employee of a bingo game operator.

Section 4. Subsections (1) and (3) of section 20.055, Florida Statutes, are amended to read:

20.055 Agency inspectors general.—

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

(a) "Agency head" means the Governor, a Cabinet officer, or a secretary or executive director as those terms are defined in s. 20.03, the chair of the Public Service Commission, the Director of the Office of Insurance Regulation of the Financial

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Services Commission, the Director of the Office of Financial Regulation of the Financial Services Commission, the board of directors of the Florida Housing Finance Corporation, the commissioners ~~chair~~ of the Florida Gaming Control Commission, and the Chief Justice of the State Supreme Court.

(3)(a)1. For state agencies under the jurisdiction of the Cabinet or the Governor and Cabinet, or for the Florida Gaming Control Commission, the inspector general shall be appointed by the agency head. For state agencies under the jurisdiction of the Governor, the inspector general shall be appointed by the Chief Inspector General. The agency head or Chief Inspector General shall notify the Governor in writing of his or her intention to hire the inspector general at least 7 days before an offer of employment. The inspector general shall be appointed without regard to political affiliation.

2. Within 60 days after a vacancy or anticipated vacancy in the position of inspector general, the agency head or, for agencies under the jurisdiction of the Governor, the Chief Inspector General, shall initiate a national search for an inspector general and shall set the salary of the inspector general. Effective July 1, 2017, an agency that enters into an employment agreement, or renewal or renegotiation of an existing contract or employment agreement with an inspector general or deputy inspector, may not offer a bonus on work performance in the contract or agreement and the awarding of such bonuses is

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prohibited. In the event of a vacancy in the position of inspector general, the agency head or, for agencies under the jurisdiction of the Governor, the Chief Inspector General, may appoint other office of inspector general management personnel as interim inspector general until such time as a successor inspector general is appointed.

3. A former or current elected official may not be appointed inspector general within 5 years after the end of such individual's period of service. This restriction does not prohibit the reappointment of a current inspector general.

Section 5. Present subsections (8) and (9) of section 546.10, Florida Statutes, are renumbered as subsections (9) and (10), respectively, and a new subsection (8) is added to that section, to read:

546.10 Amusement games or machines.—

(8)(a)1. Before purchasing or installing a game or machine on the premises of any veterans' service organization granted a federal charter under Title 36, U.S.C., or a division, a department, a post, or a chapter of such organization, for which an alcoholic beverage license has been issued, and the veterans' service organization is in doubt about whether a machine meets the definition of an amusement machine under this section, the organization may petition the Florida Gaming Control Commission for a declaratory statement under s. 120.565 on whether the operation of the game or machine complies with this section or

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chapter 849. An organization awaiting a declaratory statement from the commission may not purchase or install such game or machine until the declaratory statement is issued.

2. If there is a game or machine currently on the premises of any veterans' service organization granted a federal charter under Title 36, U.S.C., or a division, a department, a post, or a chapter of such organization, for which an alcoholic beverage license has been issued and the veterans' service organization is in doubt about whether a machine meets the definition of an amusement machine under this section, the organization may petition the commission for a declaratory statement pursuant to s. 120.565 on whether the operation of the game or machine complies with this section or would be a violation of this section or chapter 849. If the game, machine, premises, or organization is the subject of an ongoing criminal investigation, the organization is not entitled to petition the commission for a declaratory statement under this subsection and the commission may deny a petition on such grounds.

3. The commission shall issue a declaratory statement pursuant to this subsection within 60 days after receiving a petition requesting such statement. The commission may not deny a petition that is validly requested pursuant to this subsection and s. 120.565.

(b) A petition made under this subsection must provide enough information for the commission to issue the declaratory

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statement and must be accompanied by the exact specifications for the type of game or machine that the organization will purchase or install or currently has on the premises. The declaratory statement is valid only for the game or machine for which it is requested and is invalid if the specifications for the game or the machine have been changed.

(c) The declaratory statement is binding on the commission and may be introduced in any subsequent proceedings as evidence of a good faith effort to comply with this section or chapter 849.

(d) This subsection does not prevent the commission or any other criminal justice agency as defined in s. 943.045 from detecting, apprehending, and arresting a person for any alleged violation of this chapter, chapter 24, part II of chapter 285, chapter 550, chapter 551, or chapter 849, or any rule adopted pursuant thereto, or of any law of this state.

(e) This subsection does not require an owner or an operator of an amusement game or machine under this section to request or obtain a declaratory statement in order to operate pursuant to this section.

Section 6. Subsection (37) of section 550.002, Florida Statutes, is amended to read:

550.002 Definitions.—As used in this chapter, the term:

(37) "Ultimate equitable owner" means a natural person who, directly or indirectly, owns or controls ~~5 percent or more~~

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342 ~~of~~ an ownership interest in a corporation, foreign corporation,
343 or alien business organization, regardless of whether such
344 person owns or controls such ownership through one or more
345 natural persons or one or more proxies, powers of attorney,
346 nominees, corporations, associations, partnerships, trusts,
347 joint stock companies, or other entities or devices, or any
348 combination thereof.

349 **Section 7. Paragraph (b) of subsection (11) and subsection**
350 **(12) of section 550.054, Florida Statutes, are amended to read:**

351 550.054 Application for permit to conduct pari-mutuel
352 wagering.—

353 (11)

354 (b) If a permit to conduct pari-mutuel wagering is held by
355 a corporation or business entity other than an individual, the
356 transfer of any ~~10 percent or more of the~~ stock or other
357 evidence of ownership or equity in the permitholder may not be
358 made without the prior approval of the transferee by the
359 commission pursuant to s. 550.1815.

360 (12) Changes in ownership or interest of a pari-mutuel
361 permit of any ~~5 percent or more of the~~ stock or other evidence
362 of ownership or equity in the permitholder shall be approved by
363 the commission before ~~prior to~~ such change, ~~unless the owner is~~
364 ~~an existing owner of that permit who was previously approved by~~
365 ~~the commission. Changes in ownership or interest of a pari-~~
366 ~~mutuel permit of less than 5 percent shall be reported to the~~

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~~commission within 20 days of the change. The commission may then~~
conduct an investigation related to the request for ~~to ensure~~
~~that the permit is properly updated to show the change in~~
ownership or interest.

Section 8. Subsection (3) of section 550.09512, Florida Statutes, is amended to read:

550.09512 Harness horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)~~(a)~~ The permit of a harness horse permitholder who is conducting live harness horse performances and who does not pay tax on handle for any such performances conducted during any 2 consecutive state fiscal years shall be void and may not be reissued unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, hurricane, pandemic, or other disaster or event beyond the ability of the permitholder to control. Financial hardship to the permitholder shall not, in and of itself, constitute just cause for failure to operate and pay tax on handle.

~~(b) In order to maximize the tax revenues to the state, the commission shall reissue an escheated harness horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari-mutuel permit shall not apply to the reissuance of an escheated harness horse permit. As specified in the application~~

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~~and upon approval by the commission of an application for the permit, the new permitholder shall be authorized to operate a harness horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.~~

Section 9. Subsection (3) of section 550.09515, Florida Statutes, is amended to read:

550.09515 Thoroughbred horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)~~(a)~~ The permit of a thoroughbred horse permitholder who does not pay tax on handle for live thoroughbred horse performances for a full schedule of live races during any 2 consecutive state fiscal years shall be void and shall not be reissued ~~escheat to and become the property of the state~~ unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, or other disaster or event beyond the ability of the permitholder to control. Financial hardship to the permitholder does ~~shall~~ not, in and of itself, constitute just cause for failure to operate and pay tax on handle.

~~(b) In order to maximize the tax revenues to the state, the commission shall reissue an escheated thoroughbred horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari-mutuel permit shall not apply to the~~

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~~reissuance of an escheated thoroughbred horse permit. As specified in the application and upon approval by the commission of an application for the permit, the new permitholder shall be authorized to operate a thoroughbred horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.~~

Section 10. Subsections (1) and (2) of section 838.12, Florida Statutes, are amended, and subsection (3) is added, to read:

838.12 Bribery in athletic contests.—

(1) A person who ~~Whoever~~ gives, promises, offers or conspires to give, promise or offer, to anyone who participates or expects to participate in any professional or amateur game, contest, match, race or sport; or to any umpire, referee, judge or other official of such game, contest, match, race or sport; or to any owner, manager, coach or trainer of, or to any relative of, or to any person having any direct, indirect, remote or possible connection with, any team, individual, participant or prospective participant in any such professional or amateur game, contest, match, race or sport, or the officials aforesaid, any bribe, money, goods, present, reward or any valuable thing whatsoever, or any promise, contract or agreement whatsoever, with intent to influence him or her or them to lose or cause to be lost any game, contest, match, race or sport, or

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442 to limit his or her or their or any person's or any team's
443 margin of victory in any game, contest, match, race, or sport,
444 or to fix or throw any game, contest, match, race or sport,
445 commits ~~shall be guilty of~~ a felony of the third degree,
446 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

447 (2) Any participant or prospective participant in any
448 professional or amateur game, contest, match, race or sport; or
449 any umpire, referee, judge or other official of such game,
450 contest, match, race or sport; or any owner, manager, coach or
451 trainer of, or any relative of, or any person having any direct,
452 indirect, remote or possible connection with, any team,
453 individual, participant or prospective participant in any such
454 professional or amateur game, contest, match, race or sport, or
455 the officials aforesaid; who in any way solicits, receives or
456 accepts, or agrees to receive or accept, or who conspires to
457 receive or accept, any bribe, money, goods, present, reward or
458 any valuable thing whatsoever, or any promise, contract or
459 agreement whatsoever, with intent to lose or cause to be lost
460 any game, contest, match, race or sport, or to limit his, her,
461 their or any person's or any team's margin of victory in any
462 game, contest, match, race or sport, or to fix or throw any
463 game, contest, match, race or sport, commits ~~shall be guilty of~~
464 a felony of the third degree, punishable as provided in s.
465 775.082, s. 775.083, or s. 775.084.

466 (3) A person who stakes, bets, or wagers any money or

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other thing of value upon the result of any professional or amateur game, contest, match, race, or sport with knowledge that the results of such professional or amateur game, contest, match, race, or sport are prearranged or predetermined as described in subsection (1) or subsection (2) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 11. Section 849.01, Florida Statutes, is amended to read:

849.01 Keeping gambling houses, etc.—A person who ~~Whoever~~ by herself or himself, her or his servant, clerk or agent, or in any other manner has, keeps, exercises or maintains a gaming table or room, or gaming implements or apparatus, or house, booth, tent, shelter or other place for the purpose of gaming or gambling or in any place of which she or he may directly or indirectly have charge, control or management, either exclusively or with others, procures, suffers or permits any person to play for money or other valuable thing at any game whatever, whether heretofore prohibited or not, commits a felony ~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

Section 12. Subsections (1), (2), and (3) are added to section 849.02, Florida Statutes, to read:

849.02 Agents or employees of keeper of gambling house.—A person who ~~Whoever~~ acts as servant, clerk, agent, or employee of

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any person in the violation of s. 849.01 commits:

(1) For a first offense, a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(2) For a second offense, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) For a third or subsequent offense, a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084 shall be punished in the manner and to the extent therein mentioned.

Section 13. Section 849.021, Florida Statutes, is created to read:

849.021 Government employee misconduct.--

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

(a) "Government employee" means any person employed by, or acting on behalf of, the state of Florida or any political subdivision thereof.

(b) "Political subdivision" means a county, municipality, department, commission, district, board, or other public body, whether corporate or otherwise, created by or under state law.

(2) Any government employee who knowingly certifies, licenses, approves, aids, facilitates, or conceals the operation of a gambling house in violation of s. 849.01, commits:

(a) For a first offense, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) For a second or subsequent offense, a felony of the

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second degree, punishable as provided in s. 775.082, s. 775.083,
or s. 775.084.

(3) This section does not apply to any person who is acting
in the scope of his or her employment and, in good faith,
reports suspected violations of chapter 849 to law enforcement
or regulatory agencies.

Section 14. Section 849.023, Florida Statutes, is created
to read:

849.023 Licensure disqualifying offenses; corporate
shielding prohibited.—

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

(a) "License" means a license within the meaning of s.
120.52(10) issued by:

1. The Department of Business and Professional Regulation,
pursuant to chapter 509, chapter 561, chapter 562, chapter 563,
chapter 564, chapter 565, chapter 567, chapter 568, or chapter
569;

2. The Florida Gaming Control Commission, pursuant to
chapter 550, chapter 551, or s. 849.086;

3. The Office of Financial Regulation, pursuant to chapter
560.

(b) "Licensee" means a holder of a license.

(c) "Controlling Person" means:

1. A corporate officer or director, or, if a limited
liability company, manager of the licensee or applicant for a

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542 license;

543 2. A general partner, member, or owner of more than 5
544 percent of any equity interest, direct or indirect, in the
545 licensee or applicant;

546 3. An owner of any interest in the licensee or applicant,
547 including any immediate family member of the owner, or holder of
548 any debt, mortgage, contract, or concession from the licensee or
549 applicant, who by virtue thereof is able to control the business
550 of the licensee or applicant.

551 (d) "Owner" means a sole member or owner of 100 percent of
552 any equity interest, direct or indirect, in the licensee or
553 applicant.

554 (e) "Conviction" means a determination of guilt that is the
555 result of a plea or trial, regardless of whether adjudication is
556 withheld or a plea of nolo contendere is entered.

557 (2) PENALTIES:

558 (a)1. Pursuant to s. 120.60(6) and notwithstanding any
559 other provision of law specified in subsection (1), a violation
560 of s. 849.01, s. 849.03, or s. 849.15 is deemed to constitute an
561 immediate and serious danger to the public health, safety, and
562 welfare, and the Department of Business and Professional
563 Regulation, the Florida Gaming Control Commission, or the Office
564 of Financial Regulation, respectively, may summarily suspend the
565 license of any person convicted of a violation of s. 849.01, s.
566 849.03, or 849.15, regardless of adjudication, or any business

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entity if its controlling person or sole owner is convicted of a violation of s. 849.01, s. 849.03 or s. 849.15, regardless of adjudication.

2. In addition to any other penalty provided by law, a licensee or an applicant, may have a license revoked or any application thereof denied or not reissued, if the licensee or applicant, the controlling person of the licensee or applicant, or the sole owner of the licensee or applicant is convicted of a violation of s. 849.01, s. 849.03, or s. 849.15, regardless of adjudication.

3.a. Notwithstanding subparagraph 2., a licensee or applicant may retain, apply for, and be reissued a license if the license-issuing agency specified in subsection (1)(a) finds that such licensee has removed a controlling person from the business.

b. Notwithstanding paragraph (a), any licensee is subject to a fine up to \$75,000 for any conviction of a violation of s. 849.01, s. 849.03, or s. 849.15, regardless of adjudication.

Section 15. Subsections (1) and (2) are added to section 849.03, Florida Statutes, to read:

849.03 Renting house for gambling purposes.—A person who ~~Whoever~~, whether as owner or agent, knowingly rents to another a house, room, booth, tent, shelter or place for the purpose of gaming commits:

(1) For a first offense, a felony of the third degree,

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punishable as provided in s. 775.082, s. 775.083, or s. 775.084
~~shall be punished in the manner and to the extent mentioned in~~
~~s. 849.01.~~

(2) For a second or subsequent offense, a felony of the
second degree, punishable as provided in s. 775.082, s. 775.083,
or s. 775.084.

Section 16. Section 849.08, Florida Statutes, is amended
to read:

849.08 Gambling.—

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

(a) "Illegal gambling" means any criminal violation of
chapter 546, chapter 550, or chapter 551, or this chapter that
occurs at any business, establishment, premises, or other
location.

(b) "Internet gambling" means to play or engage in any
game in which money or other thing of value is awarded based on
chance, regardless of any application of skill, that is
available on the Internet and accessible on a mobile device,
computer terminal, or other similar access device and simulates
casino-style gaming, including, but not limited to, slot
machines, video poker, and table games.

(c) "Internet sports wagering" means to use a platform
that is available on the Internet and accessible on a mobile
device, computer terminal, or other similar access device to
stake, bet, or wager any money or other thing of value upon the

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617 result of any trial or contest of skill, speed, power, or
618 endurance of human or beast. The term does not include fantasy
619 sports contests as defined in s. 849.0932, or any activity
620 conducted pursuant to chapter 550.

621 (2) A person who ~~whoever~~ plays or engages in Internet
622 gambling or any game at cards, keno, roulette, faro or other
623 game of chance, at any place, by any device whatever, for money
624 or other thing of value, commits ~~shall be guilty of a~~
625 misdemeanor of the second degree, punishable as provided in s.
626 775.082 or s. 775.083.

627 (3) A person who plays or engages in Internet sports
628 wagering commits:

629 (a) For a first offense, a misdemeanor of the second
630 degree, punishable as provided in s. 775.082 or s. 775.083.

631 (b) For a second or subsequent offense, a misdemeanor of
632 the first degree, punishable as provided in s. 775.082 or s.
633 775.083.

634 (4) A person who operates, conducts, or promotes illegal
635 gambling, Internet gambling or Internet sports wagering, or
636 receives in any manner whatsoever any money or other thing of
637 value offered for the purpose of illegal gambling, Internet
638 gambling or Internet sports wagering, or who knowingly becomes
639 the custodian or depositary of any money or other thing of value
640 so offered, or who aids, assists, abets, or influences in any
641 manner in any of such acts commits a felony of the third degree,

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punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(5) This section does not apply to participation in, or the conduct of, any gaming activities authorized under s. 285.710(13) and conducted pursuant to a gaming compact ratified and approved under s. 285.710(3), or any gaming activities authorized under chapter 550.

Section 17. Paragraph (e) is added to subsection (12) of section 849.086, Florida Statutes, to read:

849.086 Cardrooms authorized.—

(12) PROHIBITED ACTIVITIES.—

(e) A person who, by physical tampering or by use of any object, instrument, or device, whether mechanical, electrical, magnetic, or involving other means, manipulates or attempts to manipulate playing cards for the purpose of affecting the outcome or payoff of a card game in a licensed cardroom, or otherwise manipulates or attempts to manipulate the outcome or payoff of such a card game, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 18. Section 849.0932, Florida Statutes, is created to read:

849.0932 Fantasy sports contests; conditions for conduct.—

(1) As used in this section, the term "fantasy sports contest" means a contest in which a participant pays an entry fee and manages a fantasy or simulation sports team composed of

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athletes from a professional sports organization with the opportunity to win a cash prize. The term includes a simulation sports game.

(2) Fantasy sports contests must meet all of the following requirements:

(a) Prizes and awards for the winning participants are established and disclosed to contest participants before entry.

(b) All winning outcomes reflect the relative knowledge and skill of the fantasy sports contest participant.

(c) All winning outcomes are determined predominantly by accumulated statistical results of the performance of more than one individual.

(d) A winning outcome may not be based on:

1. The score, point spread, or performance of a team or combination of teams.

2. The single performance of an individual in a single event or a pari-mutuel event, as the term "pari-mutuel" is defined in s. 550.002 as of January 1, 2026.

3. A game of poker or other card game.

4. The performance of participants in collegiate, high school, or youth sporting events.

(e) Casino graphics, themes, or titles, including, but not limited to, depictions of slot machine-style symbols, cards, dice, craps, roulette, or lotto, are not displayed or depicted.

(3)(a) A violation of this section is punishable by a fine

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of \$1,000 in addition to civil and criminal penalties.

(b) An operator or owner of any website, platform, or application that offers fantasy sports contests in violation of this section is punishable by a fine of up to \$100,000 per violation.

(4) The Florida Gaming Control Commission shall investigate and refer violations of this section for prosecution. The Attorney General or state attorney may also institute proceedings to enjoin any person found to be violating this section.

(5) (a) A person who willfully and knowingly violates any provision of this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(b) An operator or owner of any website, platform, or application that offers fantasy sports contests in violation of this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 19. Section 849.11, Florida Statutes, is amended to read:

849.11 Plays at games of chance by lot.—

(1) A person who ~~whoever sets up, promotes or~~ plays in person or in any other manner, including, but not limited to, by the use, at least in part, of the Internet, at any game of chance by lot or with dice, cards, numbers, hazards or any other gambling device whatever for, or for the disposal of money or

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other thing of value or under the pretext of a sale, gift or delivery thereof, or for any right, share or interest therein, ~~commits shall be guilty of~~ a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(2) A person who sets up, operates, conducts, promotes, or receives in any manner whatsoever any money or other thing of value offered for the purpose of playing at any game of chance by lot in violation of subsection (1), or who knowingly becomes the custodian or depositary of any money or other thing of value so offered, or who aids, assists, abets, or influences in any manner in any of such acts, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 20. Section 849.13, Florida Statutes, is amended to read:

849.13 ~~Punishment on Second or subsequent offense in connection with lotteries conviction.~~ A person who commits a second or subsequent violation of the same ~~Whoever, after being convicted of an offense forbidden by law in connection with lotteries for which there is no penalty specified for a second or subsequent offense, shall have the offense reclassified to an offense of the next higher degree, commits the like offense, shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. For purposes of sentencing under chapter 921, a felony offense that is~~

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reclassified under this section is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the felony offense committed.

Section 21. Section 849.14, Florida Statutes, is amended to read:

849.14 Unlawful to bet on result of trial or contest of skill, etc.—A person who:

(1) ~~whoever~~ Stakes, bets, or wagers any money or other thing of value upon the result of any trial or contest of skill, speed or power or endurance of human or beast;

(2) ~~, or whoever~~ Receives in any manner whatsoever any money or other thing of value staked, bet, or wagered, or offered for the purpose of being staked, bet, or wagered, by or for any other person upon any such result;

(3) ~~, or whoever~~ Knowingly becomes the custodian or depositary of any money or other thing of value so staked, bet, or wagered upon any such result;~~;~~ or

(4) ~~whoever~~ Aids, or assists, or abets, or influences in any manner in any of such acts,

~~all of which are hereby forbidden,~~ commits a felony of the third degree, punishable as provided in s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

Section 22. Section 849.142, Florida Statutes, is repealed.

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767 **Section 23. Section 849.15, Florida Statutes, is amended**
768 **to read:**

769 849.15 Manufacture, sale, possession, etc., of slot
770 machines or devices prohibited.—

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

772 (a) "Conviction" means a determination of guilt that is
773 the result of a plea or a trial, regardless of whether
774 adjudication is withheld or a plea of nolo contendere is
775 entered.

776 (b) "Part thereof" means any equipment, subassembly, or
777 other part of a slot machine or device, whether attached to the
778 slot machine or device or separate therefrom, that was used,
779 attempted to be used, or intended to be used in connection with
780 the play or operation of the slot machine or device.

781 (c) "Person of authority" means a person who, at any
782 business, establishment, premises, or other location at which a
783 slot machine or device is offered for play:

784 1. Has actual authority to act on behalf of the business,
785 establishment, premises, or other location; or

786 2. Is an officer, director, or managing member of the
787 business, establishment, premises, or other location.

788 (2)~~(1)~~ It is unlawful:

789 (a) To manufacture, own, store, keep, possess, sell, rent,
790 lease, let on shares, lend or give away, transport, or expose
791 for sale or lease, or to offer to sell, rent, lease, let on

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shares, lend or give away, or permit the operation of, or for any person to permit to be placed, maintained, or used or kept in any room, space, or building owned, leased or occupied by the person or under the person's management or control, any slot machine or device or any part thereof; or

(b) To make or to permit to be made with any person any agreement with reference to any slot machine or device, pursuant to which the user thereof, as a result of any element of chance or other outcome unpredictable to him or her, may become entitled to receive any money, credit, allowance, or thing of value or additional chance or right to use such machine or device, or to receive any check, slug, token or memorandum entitling the holder to receive any money, credit, allowance or thing of value.

(3) (a) Except as provided in paragraphs (b) and (c), a person who violates subsection (2) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(b) A person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she violates subsection (2) and:

1. Was a person of authority at the time of the violation;
- or
2. Has one prior conviction for a violation of subsection (2).

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817 (c) A person commits a felony of the second degree,
818 punishable as provided in s. 775.082, s. 775.083, or s. 775.084,
819 if he or she violates subsection (2) and:

820 1.a. Was a person of authority at the time of the
821 violation; and

822 b. The violation involves five or more slot machines or
823 devices; or

824 2. Has two or more prior convictions for a violation of
825 subsection (2).

826 (4)(2) Pursuant to section 2 of that chapter of the
827 Congress of the United States entitled "An act to prohibit
828 transportation of gaming devices in interstate and foreign
829 commerce," approved January 2, 1951, being ch. 1194, 64 Stat.
830 1134, and also designated as 15 U.S.C. ss. 1171-1177, the State
831 of Florida, acting by and through the duly elected and qualified
832 members of its Legislature, does hereby in this section, and in
833 accordance with and in compliance with the provisions of section
834 2 of such chapter of Congress, declare and proclaim that any
835 county of the State of Florida within which slot machine gaming
836 is authorized pursuant to chapter 551 is exempt from the
837 provisions of section 2 of that chapter of the Congress of the
838 United States entitled "An act to prohibit transportation of
839 gaming devices in interstate and foreign commerce," designated
840 as 15 U.S.C. ss. 1171-1177, approved January 2, 1951. All
841 shipments of gaming devices, including slot machines, into any

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county of this state within which slot machine gaming is authorized pursuant to chapter 551 and the registering, recording, and labeling of which have been duly performed by the manufacturer or distributor thereof in accordance with sections 3 and 4 of that chapter of the Congress of the United States entitled "An act to prohibit transportation of gaming devices in interstate and foreign commerce," approved January 2, 1951, being ch. 1194, 64 Stat. 1134, and also designated as 15 U.S.C. ss. 1171-1177, shall be deemed legal shipments thereof into this state provided the destination of such shipments is an eligible facility as defined in s. 551.102 or the facility of a slot machine manufacturer or slot machine distributor as provided in s. 551.109(2)(a).

Section 24. Section 849.155, Florida Statutes, is created to read:

849.155 Trafficking in slot machines, devices, or parts.—A person who knowingly sells, purchases, manufactures, transports, delivers, or brings into this state more than 15 slot machines or devices or any part thereof commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. For purposes of this section, the term "part thereof" shall have the same meaning as the term "part thereof" set forth in s. 849.15. If the quantity of slot machines or devices or any part thereof involved is:

(1) More than 15 slot machines or devices or any part

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thereof, but less than 25 slot machines or devices or any part thereof, such person must be fined \$100,000.

(2) Twenty-five slot machines or devices or any part thereof or more, but less than 50 slot machines or devices or any part thereof, such person must be fined \$250,000.

(3) Fifty slot machines or devices or any part thereof or more, such person must be fined \$500,000.

Notwithstanding any other law, all fines imposed and collected pursuant to this section must be deposited into the Pari-mutuel Wagering Trust Fund and may be used for the enforcement of chapters 546, 550, 551, and this chapter by the Florida Gaming Control Commission.

Section 25. Section 849.157, Florida Statutes, is created to read:

849.157 Making a false or misleading statement regarding the legality of slot machines or devices to facilitate sale.—

(1) Except as provided in subsection (2), a person who knowingly and willfully makes a materially false or misleading statement or who knowingly and willfully disseminates false or misleading information regarding the legality of a slot machine or device for the purpose of facilitating the sale or delivery of a slot machine or device for any money or other valuable consideration commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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(2) A person who violates subsection (1), when such a violation involves the sale or delivery, or attempted sale or delivery, of five or more slot machines or devices commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 26. Section 849.181, Florida Statutes, is created to read:

849.181 Destruction of Excess Machines.—

(1) It is the intent of the Legislature to protect the public health, safety, and welfare of the residents of the state by removing slot machines or devices within the meaning of s. 849.16 from public circulation and preventing the warehousing of large quantities of such slot machines or devices.

(2) Definitions. As used in this section, the term:

(a) "Slot Machine" shall have the same meaning as the term "Slot Machine or device" provided in s. 849.16 and includes the definition of "part thereof" provided in s. 849.15.

(b) "Excess slot machines" means more than five slot machines seized during an investigation.

(c) "Criminal justice agency" shall have the same meaning as provided in s. 943.045.

(3) Notwithstanding any other provision of law, a criminal justice agency having custody of excess slot machines may destroy such excess slot machines during the pendency of any related legal proceedings or ongoing criminal investigations,

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provided that such criminal justice agency:

(a) Retains at least five slot machines seized during an investigation until such time as the slot machines may be destroyed as provided in s. 849.18;

(b) Notifies the appropriate U.S. Attorney, Assistant U.S. Attorney, the responsible state or local prosecutor, or a criminal justice agency conducting a criminal investigation, that the excess slot machines will be destroyed after 60 days from the date notice is provided, unless the entity receiving the notice under this paragraph requests the criminal justice agency in writing not to destroy the excess slot machines;

(c) Photographs and takes a video recording of each excess slot machine prior to its destruction to serve as evidentiary exhibits for use at trial. Any photograph or video recording shall include a written description of the name of the person such slot machine was taken from, the location where the slot machine was located, the name of the investigating law enforcement officer, the date the photograph or video recording was taken, and the name of the photographer or videographer. Such writing shall be made under oath by the investigating law enforcement officer, and the photograph and video recording shall be authenticated by the photographer's or videographer's signature;

(d) Destroys each excess slot machine in the presence of a law enforcement officer, who shall create written sworn

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documentation of the date, time, location, and number of excess slot machines destroyed; and

(e) Maintains such written sworn documentation created by the witnessing law enforcement officer under paragraph (d) above as required under s. 119.021.

(4) In any prosecution for a violation of this chapter, a photograph and video recording of an excess slot machine captured and documented pursuant to paragraph (c) may be deemed competent evidence and may be admissible in the prosecution to the same extent as if such excess slot machine were physically introduced as evidence.

(5) If any provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section or chapter which can be given effect without the invalid provision or application, and to this end, the provisions of this section are severable.

Section 27. Section 849.23, Florida Statutes, is repealed.

Section 28. Section 849.47, Florida Statutes, is created to read:

849.47 Transporting or procuring the transportation of persons to facilitate illegal gambling.—

(1) As used in this section, the term "illegal gambling" means any criminal violation of chapter 546, chapter 550, or chapter 551, or this chapter that occurs at any business,

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967 establishment, premises, or other location.

968 (2) Except as provided in subsection (3), a person who
969 knowingly and willfully transports, or procures the
970 transportation of, five or more other persons into or within
971 this state when he or she knows or reasonably should know that
972 such transportation is for the purpose of facilitating illegal
973 gambling commits a misdemeanor of the first degree, punishable
974 as provided in s. 775.082 or s. 775.083.

975 (3) (a) A person who transports, or procures the
976 transportation of, a minor or a person 65 years of age or older
977 in violation of subsection (2) commits a felony of the third
978 degree, punishable as provided in s. 775.082, s. 775.083, or s.
979 775.084.

980 (b) A person who transports, or procures the
981 transportation of, 12 or more persons in violation of subsection
982 (2) commits a felony of the third degree, punishable as provided
983 in s. 775.082, s. 775.083, or s. 775.084.

984 (c) A person who commits a second or subsequent violation
985 of subsection (2) within 2 years from the date of the
986 conviction, regardless of adjudication, commits a felony of the
987 third degree, punishable as provided in s. 775.082, s. 775.083,
988 or s. 775.084.

989 **Section 29. Section 849.48, Florida Statutes, is created**
990 **to read:**

991 849.48 Gambling or gaming advertisements; prohibited.—

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992 (1) As used in this section, the term "illegal gambling"
993 means any criminal violation of this chapter, chapter 546,
994 chapter 550, or chapter 551 which occurs at any business,
995 establishment, premises, or other location.

996 (2) (a) Except as otherwise specifically authorized by law,
997 a person may not knowingly and intentionally make, publish,
998 disseminate, circulate, or place before the public, or cause,
999 directly or indirectly, to be made, published, disseminated,
1000 circulated, or placed before the public in this state, in any
1001 manner, whether in person or by the use, at least in part, of
1002 the Internet, any advertisement, circular, bill, poster,
1003 pamphlet, list, schedule, announcement, or notice for the
1004 purpose of promoting or facilitating illegal gambling.

1005 (b) Except as otherwise specifically authorized by law, a
1006 person may not set up any type or plate for any type of
1007 advertisement, circular, bill, poster, pamphlet, list, schedule,
1008 announcement, or notice when he or she knows or reasonably
1009 should know that such material will be used for the purpose of
1010 promoting or facilitating illegal gambling.

1011 (c) A person who violates this subsection commits:

1012 1. For a first offense, a misdemeanor of the first degree,
1013 punishable as provided in s. 775.082 or s. 775.083.

1014 2. For a second or subsequent offense, a felony of the
1015 third degree, punishable as provided in s. 775.082, s. 775.083,
1016 or s. 775.084.

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(3) This section does not prohibit the printing or producing of any advertisement, circular, bill, poster, pamphlet, list, schedule, announcement, or notice to be used for the purpose of promoting or facilitating gambling conducted in any other state or nation, outside of this state, where such gambling is not prohibited.

Section 30. Section 849.49, Florida Statutes, is created to read:

849.49 Preemption.— A county, municipality, or other political subdivision of the state may not enact or enforce any ordinance or local rule related to gaming, gambling, lotteries, or any activities described in s. 546.10 or this chapter which is less restrictive than state law.

Section 31. Section 849.50, Florida Statutes, is created to read:

849.50 Limited Gaming Device Surrender Program.—

(1) The Legislature finds that illegal gaming operations not only undermine public trust, but also expose Floridians to organized criminal conduct, financial exploitation, and a host of other social harms. Furthermore, the Legislature finds that certain persons or entities owning, storing, keeping, possessing, transporting, permitting the operation of, or otherwise offering illegal gaming devices for play may have been misled regarding the legality of the otherwise illegal gaming devices. Therefore, the Legislature finds that there is a

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1042 compelling state interest in creating a limited period of time
1043 in which otherwise illegal gaming devices may be surrendered
1044 without penalty to ensure such illegal gaming devices do not
1045 remain in circulation.

1046 (2) The commission shall organize, coordinate, and execute
1047 a statewide program in which individuals and organizations can
1048 handover, surrender, or otherwise disclaim any and all interest
1049 in any gaming devices, and convey such gaming devices to the
1050 commission. Such conveyance is irrevocable and final.

1051 (3) Any individual or organization that conveys a gaming
1052 device to the commission as described in this section, that is
1053 not already facing legal charges based on such possession, shall
1054 not face criminal prosecution for possession of such devices
1055 related to any of the devices conveyed to the commission.

1056 (4) The statewide plan described in subsection (2) shall
1057 begin no less than 30 days before October 1, 2026 and end on
1058 October 1, 2026.

1059 (5) The commission shall advertise the program described
1060 in this section no less than 60 days before October 1, 2026.

1061 (6) No person or entity shall have any right, title, or
1062 interest in such property conveyed to the commission pursuant to
1063 this section.

1064 (7) The commission may execute memorandums of
1065 understanding with other criminal justice agencies to facilitate
1066 this section.

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Section 32. Paragraphs (i), (j), (k), (l), and (m) of subsection (2) of section 903.046, Florida Statutes, are redesignated as paragraphs (j), (k), (l), (m), and (n), respectively, and paragraph (i) is added to that subsection, to read:

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and setting the amount of such ~~what~~ ~~that~~ bail or other ~~these~~ conditions may be, the court shall consider:

(i) The amount of currency seized that is connected to or involved in a violation of chapter 546, chapter 550, chapter 551, or chapter 849.

Section 33. Paragraphs (a), (c), (e), and (g) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(a) LEVEL 1

Florida Statute	Felony Degree	Description
24.118(3)(a)	3rd	Counterfeit or altered state

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/CS/HB 189 (2026)

Amendment No.

1089			lottery ticket.
	104.0616(2)	3rd	Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.
1090			
	212.054(2)(b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
1091			
	212.15(2)(b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
1092			
	316.1935(1)	3rd	Fleeing or attempting to elude law enforcement officer.
1093			
	319.30(5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
1094			
	319.35(1)(a)	3rd	Tamper, adjust, change, etc., an odometer.

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Amendment No.

1095	320.26 (1) (a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
1096	322.212 (1) (a) - (c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.
1097	322.212 (4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.
1098	322.212 (5) (a)	3rd	False application for driver license or identification card.
1099	414.39 (3) (a)	3rd	Fraudulent misappropriation of public assistance funds by employee/official, value more than \$200.
1100	443.071 (1)	3rd	False statement or representation to obtain or

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Amendment No.

1101			increase reemployment assistance benefits.
	509.151 (1)	3rd	Defraud an innkeeper, food or lodging value \$1,000 or more.
1102			
	517.302 (1)	3rd	Violation of the Florida Securities and Investor Protection Act.
1103			
	713.69	3rd	Tenant removes property upon which lien has accrued, value \$1,000 or more.
1104			
	812.014 (3) (c)	3rd	Petit theft (3rd conviction); theft of any property not specified in subsection (2).
1105			
	815.04 (4) (a)	3rd	Offense against intellectual property (i.e., computer programs, data).
1106			
	817.52 (2)	3rd	Hiring with intent to defraud, motor vehicle services.
1107			

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1108	817.569(2)	3rd	Use of public record or public records information or providing false information to facilitate commission of a felony.
1109	826.01	3rd	Bigamy.
1110	828.122(3)	3rd	Fighting or baiting animals.
1111	831.04(1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
1112	831.31(1)(a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
1113	832.041(1)	3rd	Stopping payment with intent to defraud \$150 or more.
	832.05(2)(b) & (4)(c)	3rd	Knowing, making, issuing worthless checks \$150 or more

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			or obtaining property in return for worthless check \$150 or more.
1114	838.15 (2)	3rd	Commercial bribe receiving.
1115	838.16	3rd	Commercial bribery.
1116	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
1117	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
1118	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
1119	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
1120			

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1121	849.25(2)	3rd	Engaging in bookmaking.
1122	860.08	3rd	Interfere with a railroad signal.
1123	860.13(1) (a)	3rd	Operate aircraft while under the influence.
1124	893.13(2) (a) 2.	3rd	Purchase of cannabis.
1125	893.13(6) (a)	3rd	Possession of cannabis (more than 20 grams).
1126	934.03(1) (a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.
1127	(c) LEVEL 3		
1128	Florida	Felony	
1129	Statute	Degree	Description
	119.10(2) (b)	3rd	Unlawful use of confidential information from police reports.

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1130	316.066	3rd	Unlawfully obtaining or using
	(3) (b) - (d)		confidential crash reports.
1131			
	316.193 (2) (b)	3rd	Felony DUI, 3rd conviction.
1132			
	316.1935 (2)	3rd	Fleeing or attempting to elude
			law enforcement officer in
			patrol vehicle with siren and
			lights activated.
1133			
	319.30 (4)	3rd	Possession by junkyard of motor
			vehicle with identification
			number plate removed.
1134			
	319.33 (1) (a)	3rd	Alter or forge any certificate
			of title to a motor vehicle or
			mobile home.
1135			
	319.33 (1) (c)	3rd	Procure or pass title on stolen
			vehicle.
1136			
	319.33 (4)	3rd	With intent to defraud,
			possess, sell, etc., a blank,
			forged, or unlawfully obtained

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			title or registration.
1137	327.35 (2) (b)	3rd	Felony BUI.
1138	328.05 (2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
1139	328.07 (4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
1140	376.302 (5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
1141	379.2431 (1) (e) 5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle

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1142			Protection Act.
	379.2431	3rd	Possessing any marine turtle
	(1) (e) 6.		species or hatchling, or parts
			thereof, or the nest of any
			marine turtle species described
			in the Marine Turtle Protection
			Act.
1143			
	379.2431	3rd	Soliciting to commit or
	(1) (e) 7.		conspiring to commit a
			violation of the Marine Turtle
			Protection Act.
1144			
	400.9935 (4) (a)	3rd	Operating a clinic, or offering
	or (b)		services requiring licensure,
			without a license.
1145			
	400.9935 (4) (e)	3rd	Filing a false license
			application or other required
			information or failing to
			report information.
1146			
	440.1051 (3)	3rd	False report of workers'
			compensation fraud or

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1147			retaliation for making such a report.
	501.001 (2) (b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
1148			
	624.401 (4) (a)	3rd	Transacting insurance without a certificate of authority.
1149			
	624.401 (4) (b) 1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
1150			
	626.902 (1) (a) & (b)	3rd	Representing an unauthorized insurer.
1151			
	697.08	3rd	Equity skimming.
1152			
	790.15 (3)	3rd	Person directs another to discharge firearm from a vehicle.
1153			

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1154	794.053	3rd	Lewd or lascivious written solicitation of a person 16 or 17 years of age by a person 24 years of age or older.
1155	800.045 (3)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes a lewd or lascivious image.
1156	806.10 (1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
1157	806.10 (2)	3rd	Interferes with or assaults firefighter in performance of duty.
1158	810.09 (2) (b)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
	810.145 (2) (c)	3rd	Digital voyeurism; 19 years of

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			age or older.
1159	812.014 (2) (c) 2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
1160	812.0145 (2) (c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
1161	812.015 (8) (b)	3rd	Retail theft with intent to sell; conspires with others.
1162	812.081 (2)	3rd	Theft of a trade secret.
1163	815.04 (4) (b)	2nd	Computer offense devised to defraud or obtain property.
1164	817.034 (4) (a) 3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
1165	817.233	3rd	Burning to defraud insurer.
1166	817.234	3rd	Unlawful solicitation of

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1167	(8) (b) & (c)		persons involved in motor vehicle accidents.
1168	817.234 (11) (a)	3rd	Insurance fraud; property value less than \$20,000.
1169	817.236	3rd	Filing a false motor vehicle insurance application.
1170	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
1171	817.413 (2)	3rd	Sale of used goods of \$1,000 or more as new.
1172	817.49 (2) (b) 1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
	831.28 (2) (a)	3rd	Counterfeiting a payment instrument with intent to

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1173			defraud or possessing a counterfeit payment instrument with intent to defraud.
	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
1174			
	836.13 (2)	3rd	Generating an altered sexual depiction of an identifiable person without consent.
1175			
	836.13 (4)	3rd	Promoting, or possessing with intent to promote, an altered sexual depiction of an identifiable person without consent.
1176			
	<u>838.12 (3)</u>	<u>3rd</u>	<u>Betting on predetermined or prearranged professional or amateur game, contest, match, race, or sport.</u>
1177			
	838.021 (3) (b)	3rd	Threatens unlawful harm to public servant.

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1178	847.01385	3rd	Harmful communication to a minor.
1179	<u>849.01</u>	<u>3rd</u>	<u>Keeping gambling house.</u>
1180	<u>849.02 (2)</u>	<u>3rd</u>	<u>Agents or employees of keeper of gambling house.</u>
1181	<u>849.03 (1)</u>	<u>3rd</u>	<u>Renting house for gambling purposes.</u>
1182	<u>849.086 (12) (e)</u>	<u>3rd</u>	<u>Tampering with cards or card games.</u>
1183	<u>849.09 (1) (a) - (d)</u>	<u>3rd</u>	<u>Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.</u>
1184	<u>849.09 (1) (e) - (k)</u>	<u>3rd</u>	<u>Conducting unlawful lottery; second or subsequent offense.</u>
1185	<u>849.11 (2)</u>	<u>3rd</u>	<u>Offenses relating to games of</u>

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1186			<u>chance.</u>
	<u>849.14</u>	<u>3rd</u>	<u>Betting on result of trial or</u> <u>contest of skill, etc.</u>
1187			
	<u>849.15 (3) (b)</u>	<u>3rd</u>	<u>Manufacture, sale, or</u> <u>possession of slot machine; by</u> <u>person of authority or with</u> <u>prior conviction.</u>
1188			
	<u>849.157 (1)</u>	<u>3rd</u>	<u>False or misleading statement</u> <u>to facilitate sale of slot</u> <u>machines or devices.</u>
1189			
	<u>849.25 (2)</u>	<u>3rd</u>	<u>Engaging in bookmaking.</u>
1190			
	<u>849.47 (3) (a) &</u> <u>(b)</u>	<u>3rd</u>	<u>Transporting persons to</u> <u>facilitate illegal gambling;</u> <u>minor, person 65 years of age</u> <u>or older, or 12 or more</u> <u>persons.</u>
1191			
	<u>860.15 (3)</u>	<u>3rd</u>	<u>Overcharging for repairs and</u> <u>parts.</u>
1192			

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1193	870.01(2)	3rd	Riot.
1194	870.01(4)	3rd	Inciting a riot.
1195	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).
1196	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of university.
	893.13(1)(f)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of public

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			housing facility.
1197	893.13(4)(c)	3rd	Use or hire of minor; deliver to minor other controlled substances.
1198	893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
1199	893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
1200	893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.
1201	893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.
1202	893.13(7)(a)11.	3rd	Furnish false or fraudulent

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			material information on any document or record required by chapter 893.
1203	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.
1204	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.
1205	893.13(8)(a)3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.
1206	893.13(8)(a)4.	3rd	Write a prescription for a

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			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.
1207	918.13(1)	3rd	Tampering with or fabricating physical evidence.
1208	944.47	3rd	Introduce contraband to
	(1) (a)1. & 2.		correctional facility.
1209	944.47(1) (c)	2nd	Possess contraband while upon the grounds of a correctional institution.
1210	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
1211			
1212	(e) LEVEL 5		
1213			

Florida

Felony

Description

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	Statute	Degree	
1214	316.027(2) (a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.
1215	316.1935(3) (a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
1216	316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.
1217	322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
1218	327.30(5) (a)2.	3rd	Vessel accidents involving personal injuries other than serious bodily injury; leaving

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1219			scene.
	365.172	2nd	Misuse of emergency
	(14) (b) 2.		communications system resulting
			in death.
1220			
	379.365 (2) (c) 1.	3rd	Violation of rules relating to:
			willful molestation of stone
			crab traps, lines, or buoys;
			illegal bartering, trading, or
			sale, conspiring or aiding in
			such barter, trade, or sale, or
			supplying, agreeing to supply,
			aiding in supplying, or giving
			away stone crab trap tags or
			certificates; making, altering,
			forging, counterfeiting, or
			reproducing stone crab trap
			tags; possession of forged,
			counterfeit, or imitation stone
			crab trap tags; and engaging in
			the commercial harvest of stone
			crabs while license is
			suspended or revoked.

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1222	379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.
1223	379.407(5) (b) 3.	3rd	Possession of 100 or more undersized spiny lobsters.
1224	381.0041(11) (b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
1225	440.10(1) (g)	2nd	Failure to obtain workers' compensation coverage.
1226	440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
1227	440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
	624.401(4) (b) 2.	2nd	Transacting insurance without a certificate or authority;

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			premium collected \$20,000 or more but less than \$100,000.
1228	626.902 (1) (c)	2nd	Representing an unauthorized insurer; repeat offender.
1229	790.01 (3)	3rd	Unlawful carrying of a concealed firearm.
1230	790.162	2nd	Threat to throw or discharge destructive device.
1231	790.163 (1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
1232	790.221 (1)	2nd	Possession of short-barreled shotgun or machine gun.
1233	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
1234	796.05 (1)	2nd	Live on earnings of a

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			prostitute; 1st offense.
1235	800.04 (6) (c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
1236	800.04 (7) (b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
1237	806.111 (1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
1238	810.145 (4)	3rd	Commercial digital voyeurism dissemination.
1239	810.145 (7) (a)	2nd	Digital voyeurism; 2nd or subsequent offense.
1240	810.145 (8) (a)	2nd	Digital voyeurism; certain minor victims.
1241	812.014 (2) (d) 3.	2nd	Grand theft, 2nd degree; theft

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			from 20 or more dwellings or their unenclosed curtilage, or any combination.
1242	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
1243	812.015 (8)(a) & (c) - (e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
1244	812.015(8)(f)	3rd	Retail theft; multiple thefts within specified period.
1245	812.015(8)(g)	3rd	Retail theft; committed with specified number of other persons.
1246	812.019(1)	2nd	Stolen property; dealing in or trafficking in.
1247	812.081(3)	2nd	Trafficking in trade secrets.
1248	812.131(2)(b)	3rd	Robbery by sudden snatching.

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1249	812.16 (2)	3rd	Owning, operating, or conducting a chop shop.
1250	817.034 (4) (a) 2.	2nd	Communications fraud, value \$20,000 to \$50,000.
1251	817.234 (11) (b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
1252	817.2341 (1), (2) (a) & (3) (a)	3rd	Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
1253	817.568 (2) (b)	2nd	Fraudulent use of personal identification information; value of benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification

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1254			information of 10 or more persons.
	817.611(2)(a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.
1255			
	817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.
1256			
	825.1025(4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.
1257			
	828.12(2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.
1258			
	836.14(4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.

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1259	839.13 (2) (b)	2nd	Falsifying records of an individual in the care and custody of a state agency involving great bodily harm or death.
1260	843.01 (1)	3rd	Resist officer with violence to person; resist arrest with violence.
1261	847.0135 (5) (b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.
1262	847.0137 (2) & (3)	3rd	Transmission of pornography by electronic device or equipment.
1263	847.0138 (2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.
1264	<u>849.02 (3)</u>	<u>2nd</u>	<u>Agents or employees of keeper of gambling house, third or subsequent offense.</u>

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1265	<u>849.03(2)</u>	<u>2nd</u>	<u>Renting house for gambling purposes; second or subsequent offense.</u>
1266	<u>849.15(3)(c)</u>	<u>2nd</u>	<u>Manufacture, sale, or possession of slot machine; by person of authority of five or more machines or two or more prior convictions.</u>
1267	<u>849.157(2)</u>	<u>2nd</u>	<u>False or misleading statement to facilitate sale of slot machines or devices; five or more machines.</u>
1268	<u>849.25(3)</u>	<u>2nd</u>	<u>Bookmaking; second or subsequent offense.</u>
1269	874.05(1)(b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.
1270	874.05(2)(a)	2nd	Encouraging or recruiting

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1271	893.13(1)(a)1.	2nd	<p>person under 13 years of age to join a criminal gang.</p> <p>Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs).</p>
1272	893.13(1)(c)2.	2nd	<p>Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.</p>
1273	893.13(1)(d)1.	1st	<p>Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d),</p>

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1274	893.13(1)(e)2.	2nd	<p>(2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of university.</p> <p>Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.</p>
1275	893.13(1)(f)1.	1st	<p>Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), or (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of public housing facility.</p>
1276	893.13(4)(b)	2nd	<p>Use or hire of minor; deliver to minor other controlled substance.</p>

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1277 893.1351(1) 3rd Ownership, lease, or rental for
trafficking in or manufacturing
of controlled substance.

1278
1279 (g) LEVEL 7
1280

Florida Felony
Statute Degree Description

1281 316.027(2)(c) 1st Accident involving death,
failure to stop; leaving scene.

1282 316.193(3)(c)2. 3rd DUI resulting in serious bodily
injury.

1283 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.

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1285	327.35 (3) (a) 3.b.	3rd	Vessel BUI resulting in serious bodily injury.
1286	402.319 (2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
1287	409.920 (2) (b) 1.a.	3rd	Medicaid provider fraud; \$10,000 or less.
1288	409.920 (2) (b) 1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.
1289	456.065 (2)	3rd	Practicing a health care profession without a license.
1290	456.065 (2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.
	458.327 (1)	3rd	Practicing medicine without a

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			license.
1291	459.013(1)	3rd	Practicing osteopathic medicine without a license.
1292	460.411(1)	3rd	Practicing chiropractic medicine without a license.
1293	461.012(1)	3rd	Practicing podiatric medicine without a license.
1294	462.17	3rd	Practicing naturopathy without a license.
1295	463.015(1)	3rd	Practicing optometry without a license.
1296	464.016(1)	3rd	Practicing nursing without a license.
1297	465.015(2)	3rd	Practicing pharmacy without a license.
1298	466.026(1)	3rd	Practicing dentistry or dental hygiene without a license.

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1299	467.201	3rd	Practicing midwifery without a license.
1300	468.366	3rd	Delivering respiratory care services without a license.
1301	483.828 (1)	3rd	Practicing as clinical laboratory personnel without a license.
1302	483.901 (7)	3rd	Practicing medical physics without a license.
1303	484.013 (1) (c)	3rd	Preparing or dispensing optical devices without a prescription.
1304	484.053	3rd	Dispensing hearing aids without a license.
1305	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

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			victims.
1306	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.
1307	560.125(5)(a)	3rd	Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
1308	655.50(10)(b)1.	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution.
1309	775.21(10)(a)	3rd	Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
1310	775.21(10)(b)	3rd	Sexual predator working where

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1311			children regularly congregate.
	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
1312			
	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
1313			
	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
1314			
	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
1315			
	782.072	2nd	Killing of a human being by the

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			operation of a vessel in a reckless manner (vessel homicide).
1316	784.045 (1) (a) 1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
1317	784.045 (1) (a) 2.	2nd	Aggravated battery; using deadly weapon.
1318	784.045 (1) (b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
1319	784.048 (4)	3rd	Aggravated stalking; violation of injunction or court order.
1320	784.048 (7)	3rd	Aggravated stalking; violation of court order.
1321	784.07 (2) (d)	1st	Aggravated battery on law enforcement officer.
1322	784.074 (1) (a)	1st	Aggravated battery on sexually violent predators facility

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			staff.
1323	784.08 (2) (a)	1st	Aggravated battery on a person 65 years of age or older.
1324	784.081 (1)	1st	Aggravated battery on specified official or employee.
1325	784.082 (1)	1st	Aggravated battery by detained person on visitor or other detainee.
1326	784.083 (1)	1st	Aggravated battery on code inspector.
1327	787.025 (2) (b)	2nd	Luring or enticing a child; second or subsequent offense.
1328	787.025 (2) (c)	2nd	Luring or enticing a child with a specified prior conviction.
1329	787.06 (3) (a) 2.	1st	Human trafficking using coercion for labor and services of an adult.
1330			

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1331	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.
1332	790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
1333	790.16(1)	1st	Discharge of a machine gun under specified circumstances.
1334	790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.
1335	790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.
	790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.

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1336	790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.
1337	790.23	1st,PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.
1338	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.
1339	796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.
1340	796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.
1341			

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1342	800.04 (5) (c) 1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.
1343	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.
1344	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.
1345	806.01 (2)	2nd	Maliciously damage structure by fire or explosive.
1346	810.02 (3) (a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
	810.02 (3) (b)	2nd	Burglary of unoccupied

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			dwelling; unarmed; no assault or battery.
1347	810.02 (3) (d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
1348	810.02 (3) (e)	2nd	Burglary of authorized emergency vehicle.
1349	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.
1350	812.014 (2) (b) 2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
1351	812.014 (2) (b) 3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.

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1352	812.014 (2) (b) 4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
1353	812.014 (2) (g)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014 (2) (c) 5.
1354	812.0145 (2) (a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
1355	812.019 (2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
1356	812.131 (2) (a)	2nd	Robbery by sudden snatching.
1357	812.133 (2) (b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
1358	817.034 (4) (a) 1.	1st	Communications fraud, value greater than \$50,000.

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1359	817.234 (8) (a)	2nd	Solicitation of motor vehicle accident victims with intent to defraud.
1360	817.234 (9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
1361	817.234 (11) (c)	1st	Insurance fraud; property value \$100,000 or more.
1362	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.
1363	817.418 (2) (a)	3rd	Offering for sale or advertising personal protective equipment with intent to defraud.
1364			

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1365	817.504(1) (a)	3rd	Offering or advertising a vaccine with intent to defraud.
1366	817.535(2) (a)	3rd	Filing false lien or other unauthorized document.
1367	817.611(2) (b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.
1368	825.102(3) (b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
1369	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.
1370	827.03(2) (b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.
	827.04(3)	3rd	Impregnation of a child under

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1371			16 years of age by person 21 years of age or older.
	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
1372			
	827.071(4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.
1373			
	837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
1374			
	838.015	2nd	Bribery.
1375			
	838.016	2nd	Unlawful compensation or reward for official behavior.
1376			
	838.021(3) (a)	2nd	Unlawful harm to a public servant.
1377			
	838.22	2nd	Bid tampering.

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1378	843.0855(2)	3rd	Impersonation of a public officer or employee.
1379	843.0855(3)	3rd	Unlawful simulation of legal process.
1380	843.0855(4)	3rd	Intimidation of a public officer or employee.
1381	847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.
1382	847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.
1383	<u>849.155</u>	<u>1st</u>	<u>Trafficking in slot machines or devices or any part thereof.</u>
1384	872.06	2nd	Abuse of a dead human body.
1385	874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or

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1386			subsequent offense.
	874.10	1st,PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.
1387			
	893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.
1388			
	893.13(1)(e)1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5., within 1,000 feet of property

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			used for religious services or a specified business site.
1389	893.13(4)(a)	1st	Use or hire of minor; deliver to minor other controlled substance.
1390	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
1391	893.135 (1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
1392	893.135 (1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
1393	893.135 (1)(c)2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
1394	893.135 (1)(c)2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100

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			grams.
1395	893.135	1st	Trafficking in oxycodone, 7
	(1) (c) 3.a.		grams or more, less than 14
			grams.
1396	893.135	1st	Trafficking in oxycodone, 14
	(1) (c) 3.b.		grams or more, less than 25
			grams.
1397	893.135	1st	Trafficking in fentanyl, 4
	(1) (c) 4.b. (I)		grams or more, less than 14
			grams.
1398	893.135	1st	Trafficking in phencyclidine,
	(1) (d) 1.a.		28 grams or more, less than 200
			grams.
1399	893.135 (1) (e) 1.	1st	Trafficking in methaqualone,
			200 grams or more, less than 5
			kilograms.
1400	893.135 (1) (f) 1.	1st	Trafficking in amphetamine, 14
			grams or more, less than 28
			grams.

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1401	893.135 (1) (g) 1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
1402	893.135 (1) (h) 1.a.	1st	Trafficking in gamma- hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
1403	893.135 (1) (j) 1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
1404	893.135 (1) (k) 2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
1405	893.135 (1) (m) 2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
1406	893.135 (1) (m) 2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.

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1407	893.135 (1) (n) 2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.
1408	893.1351 (2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
1409	896.101 (5) (a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
1410	896.104 (4) (a) 1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
1411	943.0435 (4) (c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
1412	943.0435 (8)	2nd	Sexual offender; remains in

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			state after indicating intent to leave; failure to comply with reporting requirements.
1413	943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
1414	943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1415	943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1416	944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
1417	944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a

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			digitized photograph.
1418	944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1419	944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
1420	985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
1421	985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
1422	985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address

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verification; providing false
registration information.

**Section 34. Paragraph (a) of subsection (1) and paragraph
(a) of subsection (2) of section 772.102, Florida Statutes, are
amended to read:**

772.102 Definitions.—As used in this chapter, the term:

(1) "Criminal activity" means to commit, to attempt to
commit, to conspire to commit, or to solicit, coerce, or
intimidate another person to commit:

(a) Any crime that is chargeable by indictment or
information under the following provisions:

1. Section 210.18, relating to evasion of payment of
cigarette taxes.

2. Section 414.39, relating to public assistance fraud.

3. Section 440.105 or s. 440.106, relating to workers'
compensation.

4. Part IV of chapter 501, relating to telemarketing.

5. Chapter 517, relating to securities transactions.

6. Section 550.235 or s. 550.3551, relating to dogracing
and horseracing.

7. Chapter 550, relating to jai alai frontons.

8. Chapter 552, relating to the manufacture, distribution,
and use of explosives.

9. Chapter 562, relating to beverage law enforcement.

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10. Section 624.401, relating to transacting insurance without a certificate of authority, s. 624.437(4)(c)1., relating to operating an unauthorized multiple-employer welfare arrangement, or s. 626.902(1)(b), relating to representing or aiding an unauthorized insurer.

11. Chapter 687, relating to interest and usurious practices.

12. Section 721.08, s. 721.09, or s. 721.13, relating to real estate timeshare plans.

13. Chapter 782, relating to homicide.

14. Chapter 784, relating to assault and battery.

15. Chapter 787, relating to kidnapping or human trafficking.

16. Chapter 790, relating to weapons and firearms.

17. Former s. 796.03, s. 796.04, s. 796.05, or s. 796.07, relating to prostitution.

18. Chapter 806, relating to arson.

19. Section 810.02(2)(c), relating to specified burglary of a dwelling or structure.

20. Chapter 812, relating to theft, robbery, and related crimes.

21. Chapter 815, relating to computer-related crimes.

22. Chapter 817, relating to fraudulent practices, false pretenses, fraud generally, and credit card crimes.

23. Section 827.071, relating to commercial sexual

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exploitation of children.

24. Chapter 831, relating to forgery and counterfeiting.

25. Chapter 832, relating to issuance of worthless checks and drafts.

26. Section 836.05, relating to extortion.

27. Chapter 837, relating to perjury.

28. Chapter 838, relating to bribery and misuse of public office.

29. Chapter 843, relating to obstruction of justice.

30. Section 847.011, s. 847.012, s. 847.013, s. 847.06, or s. 847.07, relating to obscene literature and profanity.

31. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s. 849.25, relating to gambling.

32. Chapter 893, relating to drug abuse prevention and control.

33. Section 914.22 or s. 914.23, relating to witnesses, victims, or informants.

34. Section 918.12, s. 918.125, or s. 918.13, relating to tampering with or harassing court officials, retaliating against court officials, and tampering with evidence.

(2) "Unlawful debt" means any money or other thing of value constituting principal or interest of a debt that is legally unenforceable in this state in whole or in part because the debt was incurred or contracted:

(a) In violation of any one of the following provisions of

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law:

1. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

2. Chapter 550, relating to jai alai frontons.

3. Section 687.071, relating to criminal usury and loan sharking.

4. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s. 849.25, relating to gambling.

Section 35. Paragraph (a) of subsection (12) of section 895.02, Florida Statutes, is amended to read:

895.02 Definitions.—As used in ss. 895.01-895.08, the term:

(12) "Unlawful debt" means any money or other thing of value constituting principal or interest of a debt that is legally unenforceable in this state in whole or in part because the debt was incurred or contracted:

(a) In violation of any one of the following provisions of law:

1. Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

2. Chapter 550, relating to jai alai frontons.

3. Section 551.109, relating to slot machine gaming.

4. Chapter 687, relating to interest and usury.

5. Section 849.09, s. 849.14, s. 849.15, ~~s. 849.23~~, or s. 849.25, relating to gambling.

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Section 36. This act shall take effect October 1, 2026.

T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to gambling; amending s. 16.712, F.S.;
revising the contents of an annual report by the
Florida Gaming Control Commission; amending s. 16.713,
F.S.; prohibiting certain appointment or employment
for a specified period before or during service with
the commission; amending s. 16.715, F.S.; revising
standards of conduct for the commission; prohibiting
certain post-employment activities for former
commissioners and employees for a specified period;
amending s. 20.055, F.S.; allowing the commission to
appoint an agency inspector general; amending s.
546.10, F.S.; authorizing certain organizations to
petition the commission before purchasing, installing,
or operating a game or machine on their premises
before petitioning for and being issued a specified
declaratory statement from the commission if the
organizations are unsure if such game or machine is an
amusement machine; prohibiting such organizations from
purchasing or installing a game or machine until an

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1546 outstanding declaratory statement is issued;
1547 prohibiting such organizations from seeking a
1548 declaratory statement if the game or machine in
1549 question is the subject of a criminal investigation;
1550 requiring the commission to issue a declaratory
1551 statement within a specified timeframe; prohibiting
1552 the commission from denying a petition if it was
1553 validly requested; specifying the information that
1554 must be included in a request for a declaratory
1555 statement; providing that the declaratory statement is
1556 valid only for the game or machine for which it is
1557 requested; providing that the declaratory statement is
1558 invalid if the specifications for the game or machine
1559 have been changed; providing that the declaratory
1560 statement is binding on the commission and may be
1561 introduced as evidence in subsequent proceedings;
1562 providing construction; amending s. 550.002, F.S.;
1563 revising the definition of the term "ultimate
1564 equitable owner"; amending s. 550.054, F.S.; revising
1565 when commission approval is needed for transfers of
1566 stock or other evidence of ownership of certain pari-
1567 mutuel permitholders; amending s. 550.09512, F.S.;
1568 removing provisions requiring reissuance of escheated
1569 harness horse permits; amending s. 550.09515, F.S.;
1570 prohibiting reissuance of horse permits to certain

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1571 permitholders who do not pay tax on handle for live
1572 races for a specified period; removing provisions
1573 requiring reissuance of escheated horse permits;
1574 amending s. 838.12, F.S.; prohibiting betting on
1575 athletic contests with knowledge that the results are
1576 prearranged or predetermined; providing criminal
1577 penalties; amending s. 849.01, F.S.; revising criminal
1578 penalties for offenses involving keeping a gambling
1579 house; amending s. 849.02, F.S.; increasing criminal
1580 penalties for specified offenses by agents or
1581 employees of a keeper of a gambling house; creating s.
1582 849.021, F.S.; establishing criminal penalties for
1583 government employees who knowingly certify, license,
1584 approve, aid, facilitate, or conceal the operation of
1585 a gambling house; creating s. 849.023, F.S.;
1586 authorizing the Department of Business and
1587 Professional Regulation, the Florida Gaming Control
1588 Commission, and the Office of Financial Regulation,
1589 respectively, to suspend the license of any person
1590 found in violation of s. 849.01, s. 849.03, or 849.15;
1591 providing for revocation of certain licenses;
1592 providing for reissuance of a license; providing a
1593 fine for convictions of a violation; amending s.
1594 849.03, F.S.; revising criminal penalties for offenses
1595 involving renting a house for gambling purposes;

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1596 amending s. 849.08, F.S.; providing definitions;
1597 prohibiting Internet gambling and Internet sports
1598 wagering and related offenses; providing criminal
1599 penalties; providing exceptions; amending s. 849.086,
1600 F.S.; prohibiting specified actions relating to the
1601 manipulation of card games; providing criminal
1602 penalties; creating s. 849.0932, F.S.; defining the
1603 term "fantasy sports contest"; requiring such contests
1604 to meet specified requirements; providing penalties
1605 for violations; authorizing the commission to
1606 investigate and refer violations for prosecution;
1607 authorizing enforcement actions by the Attorney
1608 General and state attorneys; providing criminal
1609 penalties for certain violations; amending s. 849.11,
1610 F.S.; prohibiting certain offenses relating to games
1611 of chance; providing criminal penalties; amending s.
1612 849.13, F.S.; providing enhanced criminal penalties
1613 for second or subsequent violations of certain
1614 provisions; amending s. 849.14, F.S.; revising
1615 criminal penalties for betting or wagering on certain
1616 activities; repealing s. 849.142, F.S., relating to
1617 exempted activities; amending s. 849.15, F.S.;
1618 defining the terms "conviction," "part thereof," and
1619 "person of authority"; providing criminal penalties
1620 for specified offenses relating to the manufacture,

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possession, and sale of slot machines or devices;
creating s. 849.155, F.S.; prohibiting trafficking in
slot machines, devices, or a part thereof; providing
criminal penalties; providing for the deposit of fines
into a specified trust fund for specified purposes;
creating s. 849.157, F.S.; prohibiting the making of a
false or misleading statement regarding the legality
of slot machines or devices for specified purposes;
providing criminal penalties; amending s. 849.18,
F.S.; providing a process for the disposition of
certain slot machines or devices by the commission;
creating s. 849.181, F.S.; providing a process for the
destruction of excess slot machines or devices by
certain criminal justice agencies; repealing s.
849.23, F.S., relating to penalties for violations of
specified provisions; creating s. 849.47, F.S.;
defining the term "illegal gambling"; prohibiting the
transportation of specified numbers of persons or
persons of certain ages, for the purpose of
facilitating illegal gambling; providing criminal
penalties; creating s. 849.48, F.S.; defining the term
"illegal gambling"; prohibiting specified gambling or
gaming advertisements; providing criminal penalties;
providing construction; creating s. 849.49, F.S.;
preempting to the state the regulation of gaming,

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gambling, lotteries, or other specified activities;
creating s. 849.50, F.S.; establishing a limited
gaming device surrender program that includes a
certain period of time in which otherwise illegal
gaming devices may be surrendered without penalty to
ensure that any unknowing or otherwise innocent party
can avoid criminal prosecution or civil penalty;
requiring the commission to administer the program;
providing immunity from criminal prosecution;
providing program timeframes including an advertising
period; specifying right of property in the devices;
providing for a memorandum of understanding; amending
s. 903.046, F.S.; providing for consideration of the
amount of currency seized connected to or involved in
specified gambling or gaming offenses when determining
whether to release a defendant on bail prior to trial;
amending s. 921.0022, F.S.; ranking offenses for
purposes of the offense severity ranking chart of the
Criminal Punishment Code; amending ss. 772.102 and
895.02, F.S.; conforming provisions to changes made by
the act; providing an effective date.

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