

Supreme Court of Florida

No. 84,962

TERRY MICHAEL HUFFINE,

Petitioner,

vs.

STATE OF FLORIDA,

Respondent.

[May 18, 1995]

SHAW, J.

We have for review Huffine v. State, 648 So. 2d 783 (Fla. 2d DCA 1994), wherein the district court certified:

Is section 784.048, Florida Statutes (Supp. 1992), facially unconstitutional as vague and overbroad?

We have jurisdiction. Art. V, § 3(b)(4), Fla. Const.

We recently upheld the constitutionality of the anti-stalking statute. See Bouters v. State, 20 Fla. L. Weekly S186

(Fla. Apr. 27, 1995). Accordingly, we approve Huffine on this issue.

It is so ordered.

GRIMES, C.J., and OVERTON, HARDING, WELLS and ANSTEAD, JJ., concur.

KOGAN, J., concurs specially with an opinion.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND, IF FILED, DETERMINED.

KOGAN, J., specially concurring.

Subject to the reservations that I stated in Bouters v. State, 20 Fla. L. Weekly S186 (Fla. Apr. 27, 1995) (Kogan, J., specially concurring), I concur with the majority.

Application for Review of the Decision of the District Court of
Appeal - Certified Great Public Importance

Second District - Case No. 93-01387

(Polk County)

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for Petitioner

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