

STATE OF FLORIDA,
Petitioner,
vs.
M.J.P., a child,
Respondent.
No. 91,406
[April 2, 1998]

SHAW, J.

We have for review M.J.P. v. State, 22 Fla. L. Weekly D2090 (Fla. 1st DCA Sept. 3, 1997), wherein the district court certified the same question before this court in State v. T.M.B., No. 90,432 (Fla. Apr. 2, 1998):

DOES SECTION 924.051(4), FLORIDA STATUTES (SUPP. 1996), APPLY IN JUVENILE DELINQUENCY PROCEEDINGS?

We have jurisdiction. Art. V., § 3(b)(4), Fla. Const. We have already answered this question in the negative in T.M.B. We approve M.J.P.

It is so ordered.

KOGAN, C.J., and OVERTON, HARDING, WELLS, ANSTEAD and PARIENTE, JJ., concur.

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

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

First District - Case No. 97-1099

(Okaloosa County)

Robert A. Butterworth, Attorney General, James W. Rogers, Tallahassee Bureau Chief, Criminal Appeals, and Kristina White, Assistant Attorney General, Tallahassee, Florida,

for Petitioner

Nancy A. Daniels, Public Defender, and P. Douglas Brinkmeyer, Assistant Public Defender, Chief, Appellate Intake Division, Second Judicial Circuit, Tallahassee, Florida,

for Respondent