

# Supreme Court of Florida

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No. SC99-155

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**JEFFREY W. COULSON,**  
Petitioner,

vs.

**STATE OF FLORIDA,**  
Respondent.

[February 1, 2001]

LEWIS, J.

We have for review the decision in Coulson v. State, 745 So. 2d 588 (Fla. 5th DCA 1999), in which the Fifth District, in affirming the decision of the trial court, relied on its decision in Speed v. State, 732 So. 2d 17 (Fla. 5th DCA 1999), approved, No. SC95706 (Fla. Feb. 1, 2001), but certified conflict with State v. Wise, 744 So. 2d 1035 (Fla. 4th DCA 1999), quashed, 762 So. 2d 523 (Fla. 2000).

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

We recently held that the Prisoner Releasee Reoffender Act does not violate

separation of powers, and rejected other constitutional challenges to the Act. See State v. Cotton, 769 So. 2d 345 (Fla. 2000). For the reasons expressed in Cotton, we have since approved the Fifth District's decision in Speed. See Speed v. State, No. SC95706 (Fla. Feb. 1, 2001). Accordingly, we similarly approve the Fifth District's decision in this case.

It is so ordered.

WELLS, C.J., and SHAW, HARDING, ANSTEAD and PARIENTE, JJ, concur.  
QUINCE, J., dissents with an opinion.

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

QUINCE, J., dissenting.

I dissent for the reasons stated in my dissent in State v. Cotton, 769 So. 2d 345,  
358-59 (Fla. 2000).

Application for Review of the Decision of the District Court of Appeal -  
Certified Direct Conflict

Fifth District - Case No. 5D99-1188

(Orange County)

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for Petitioner

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