

# Supreme Court of Florida

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No. SC00-1479

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**SAMUEL ELI PRICE,**  
Petitioner,

vs.

**STATE OF FLORIDA,**  
Respondent.

[July 12, 2001]

LEWIS, J.

We have for review Price v. State, 764 So. 2d 694 (Fla. 1st DCA 2000). We have jurisdiction. See art. V, § 3(b)(4), Fla. Const.

We answer the certified question in the negative,<sup>1</sup> see State v. Cotton, 769

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1. The district court certified the following question as one of great public importance:

DOES THE PRISON RELEASEE REOFFENDER PUNISHMENT ACT, CODIFIED AS SECTION 775.082(8), FLORIDA STATUTES (1997), VIOLATE THE SEPARATION OF POWERS CLAUSE OF THE FLORIDA CONSTITUTION?

So. 2d 345 (Fla. 2000), and approve the decision of the district court.

It is so ordered.

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

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. 1D99-2048

(Santa Rosa County)

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

for Petitioner

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