

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JANUARY TERM 2005

R.R.K., A CHILD,

Appellant,

v.

Case No. 5D04-708

STATE OF FLORIDA,

Appellee.

Opinion filed July 1, 2005

Appeal from the Circuit Court
for Marion County,
Carven D. Angel, Judge.

James S. Purdy, Public Defender, and
Rose M. Levering, Assistant Public
Defender, Daytona Beach, for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Bonnie Jean Parrish,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

We affirm this case based on *V.K.E. v. State*, 30 Fla. L. Weekly D1351 (Fla. 5th
DCA May 27, 2005). As in that case, we certify the following question to the Florida
Supreme Court.

DOES A TRIAL JUDGE HAVE THE POWER AND
AUTHORITY TO IMPOSE ON JUVENILES IN A JUVENILE
DELINQUENCY PROCEEDING, THE MANDATORY

SURCHARGES SET FORTH IN SECTIONS 938.08 AND
930.085?

AFFIRMED; Question CERTIFIED.

SHARP, W., GRIFFIN and THOMPSON, JJ., concur.