

FIRST DISTRICT COURT OF APPEAL  
STATE OF FLORIDA

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No. 1D22-1050

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R. C. L., A Child,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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Petition for Writ of Habeas Corpus—Original Jurisdiction.

April 20, 2022

PER CURIAM.

The Court denies the petition for writ of habeas corpus on the merits. Section 985.24(3), Florida Statutes (2021), prohibits secure detention care for a child *alleged* to be dependent under chapter 39. This language indicates that secure detention care cannot be used as a remedy in a dependency case. This is not a dependency case, but a delinquency proceeding involving a juvenile who purportedly has been adjudicated as a dependent child already.

ROBERTS, OSTERHAUS, and TANENBAUM, JJ., concur.

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*Not final until disposition of any timely and authorized motion under Fla. R. App. P. 9.330 or 9.331.*

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Charlie Cofer, Public Defender, and Elizabeth Hogan Webb, Assistant Public Defender, Jacksonville, for Petitioner.

Ashley Moody, Attorney General, Tallahassee, for Respondent.