

House Amendment 8546

PAG LIN

1 1 Amend House File 2740, as passed by the House, as
1 2 follows:
1 3 #1. Page 2, by striking lines 23 through 32 and
1 4 inserting the following:
1 5 <Sec. _____. Section 602.4102, subsection 5, Code
1 6 2005, is amended to read as follows:
1 7 5. The court of appeals shall extend the time for
1 8 filing of an application if the court of appeals
1 9 determines that a failure to timely file an
1 10 application was due to the failure of the clerk of the
1 11 court of appeals to notify the prospective applicant
1 12 of the filing of the decision. ~~If an application for
1 13 further review is not acted upon by the supreme court
1 14 within thirty days after the application was filed,
1 15 the application is deemed denied, the supreme court
1 16 loses jurisdiction, and the decision of the court of
1 17 appeals is conclusive.~~
1 18 Sec. _____. Section 602.5106, subsection 2, Code
1 19 2005, is amended to read as follows:
1 20 2. A decision of the court of appeals is final and
1 21 shall not be reviewed by any other court except upon
1 22 the granting by the supreme court of an application
1 23 for further review as provided in section 602.4102.
1 24 Upon the filing of the application, the judgment and
1 25 mandate of the court of appeals is stayed pending
1 26 action of the supreme court ~~or until the expiration of
1 27 the time specified in section 602.4102, subsections 4
1 28 and 5.>~~
1 29 #2. By renumbering as necessary.
1 30 HF 2740.S
1 31 rh/cc/26
1 32
1 33
1 34
1 35
1 36
1 37
1 38
1 39
1 40
1 41
1 42
1 43
1 44
1 45
1 46
1 47
1 48
1 49
1 50