

# Senate Amendment 5185

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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.  
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1 33 PAT WARD  
1 34 HF 2740.301 81  
1 35 rh/cf/5723  
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