

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1329

Page 1, line 1, replace "chapters 27-14 and" with "chapter"

Page 1, line 2, remove "and" and after "penalty" insert "; and to provide for retroactive application"

Page 1, remove lines 4 through 8

Page 1, line 18, after "provide" insert "multiple", remove "not more than", and after "year" insert "per extension"

Page 1, line 19, remove "A first violation of this subsection subjects the attorney to a"

Page 1, remove lines 20 through 23

Page 2, line 3, replace "listing by name and court number every other of that attorney's estate" with "shall serve notice on the heirs, devisees, and the personal representative. An heir, devisee, or personal representative may request, or the court on its own motion may hold, a hearing as part of the estate proceeding to determine if a delay is unwarranted. If the court determines the delay is unwarranted, the court may order a fee or damages to be paid to the estate and any sanctions the court determines appropriate and shall file a complaint with the disciplinary board."

Page 2, replace line 4 with:

"SECTION 2. RETROACTIVE APPLICATION. This Act applies retroactively to an estate proceeding initiated before August 1, 1999. Notwithstanding section 1 of this Act, the attorney at law has until November 1, 1999, to file the affidavit and send notice if this Act applies to an estate proceeding initiated before July 31, 1996."

Renumber accordingly