

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**SENATE BILL 763  
Judiciary I Committee Substitute Adopted 4/27/05**

Short Title: Notary Public Public Official Recommendation. (Public)

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Sponsors:

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Referred to:

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March 22, 2005

A BILL TO BE ENTITLED

1 AN ACT TO ELIMINATE THE REQUIREMENT OF AN ELECTED OFFICIAL  
2 RECOMMENDATION FOR NOTARY PUBLIC APPLICANTS IN COUNTIES  
3 WITH MORE THAN FIFTEEN THOUSAND NOTARIES PUBLIC.  
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 10A-4(b) reads as rewritten:

7 "(b) A person qualified for a notarial commission shall meet all of the following  
8 requirements:

- 9 (1) Be at least 18 years of age.
- 10 (2) Reside or work in this State.
- 11 (3) Satisfactorily complete a course of study that is approved by the  
12 Secretary and consists of not less than three hours nor more than six  
13 hours of classroom instruction provided by community colleges  
14 throughout the State, unless the person is a licensed member of the Bar  
15 of this State.
- 16 (4) Purchase and keep as a reference a manual approved by the Secretary  
17 that describes the duties, authority, and ethical responsibilities of  
18 notaries public.
- 19 (5) Submit an application containing no significant misstatement or  
20 omission of fact. The application form shall be provided by the  
21 Secretary and be available at the register of deeds office in each  
22 county. Every application shall bear the signature of the applicant  
23 written with pen and ink, and the signature shall be acknowledged by  
24 the applicant before a person authorized to administer oaths. The  
25 Except for any applicant who seeks to receive the oath of office from  
26 the register of deeds of a county where more than 15,000 active  
27 notaries public are on record on January 1 of the year when the  
28 application is filed, the applicant shall also obtain the recommendation

1                   of one publicly elected official in North Carolina whose  
2                   recommendation shall be contained on the application.  
3                   (6) Pay a nonrefundable fee of fifty dollars (\$50.00)."  
4                   **SECTION 2.** This act becomes effective January 1, 2006, and applies to  
5 notary public applications filed on or after that date.