

NOTARY PUBLIC REVISION

2008 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gregory S. Bell

House Sponsor: Douglas C. Aagard

LONG TITLE

General Description:

This bill modifies the Notaries Public Reform Act by amending disqualification provisions from performing a notary act.

Highlighted Provisions:

This bill:

- ▶ allows an attorney to notarize a document when the attorney is named in the document if the attorney is only named as representing a signer or another person named in the document; and
- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

46-1-7, as repealed and reenacted by Laws of Utah 1998, Chapter 287

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **46-1-7** is amended to read:

46-1-7. Disqualifications.



28 A notary may not perform a notarial act if the notary:
29 (1) is a signer of or named in the document that is to be notarized except:
30 (a) in case of a self-proved will as provided in Section 75-2-504; and
31 (b) in the case of a licensed attorney that is listed in the document only as representing
32 a signer or another person named in the document;
33 (2) will receive directly from a transaction connected with a financial transaction in
34 which the notary is named individually as a principal; or
35 (3) will receive directly from a real property transaction in which the notary is named
36 individually as a grantor, grantee, mortgagor, mortgagee, trustor, trustee, beneficiary, vendor,
37 vendee, lessor, or lessee.

Legislative Review Note
as of 12-19-07 9:47 AM

Office of Legislative Research and General Counsel

S.B. 114 - Notary Public Revision

Fiscal Note

2008 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
