



Performance Note
HB0052 - Remote Notarization
Standards
Sponsor: Rep. Hall, Craig



Performance Note Report

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Agency: Governor's Office

Funding For:

New Services or Benefit

Public Benefit:

Purpose: This legislation introduces a new classification of a notary public in Utah: remote notarization (defined in lines 108-112). Individuals who are commissioned as remote notaries may perform a remote notarization for any individual as long as certain requirements are met (e.g., an audio/video recording of a transaction is made, identity is established, a statement that the notarization was done remotely).

Services: The Lieutenant Governor's Office currently commissions notaries public for the state, and this legislation directs it to commission remote notaries as well. The new services for remote notary commissions would include: - Application (lines 206-207); - Examination (lines 205; 188-190); - Fee payment processing (line 208); - Review of application (lines 146-177); and - Approval of commission (lines 58 -61). This commission process is essentially identical to that of traditional notaries (see lines 205 and 143-177). Both processes require an application, examination, fee payment, notarial bond, and review. Obviously, the application and examination material would differ. The Lt. Governor's Office will also provide services for remote notaries as it does for traditional notaries, including: - Support and answering technical or legal questions; - Provide guides or other materials on its notary.utah.gov website; and - Review complaints of misconduct.

Expected Outcome: As a result of this new program, the Lt. Governor's Office will be able to commission individuals as remote notaries.

Implementations and Resources: The Lt. Governor's Office will implement this bill by working with Utah Interactive to add new functionality to the notary commission website (notary.utah.gov), such as the application, examination, and fee payment processing for remote notaries. Current notary staff will review applications for remote notaries within two weeks of receipt. Staff will also provide support and review complaints as needed.

How: The program will allow individuals to become remote notaries.

Performance Measures

Goal

Title: Processing Remote Notary Public Applications.

Description: The goal is to process new remote notary applications within two weeks of receipt.

Collection Method: Remote notary applications are submitted and approved through the website, notary.utah.gov. We would be able to query the number of applications processed in a fiscal year.

	2019	2020	2021
Target	0.00	0.00	0.00
Baseline	0.00	0.00	0.00

By rule, performance notes are provided by the governmental entity that will supervise the new agency or administer the new program. Performance notes are not written by the Office of the Legislative Fiscal Analyst.