



General Assembly

February Session, 2022

**Raised Bill No. 219**

LCO No. 1625



Referred to Committee on COMMERCE

Introduced by:  
(CE)

**AN ACT ELIMINATING THE MAXIMUM FEE PAYABLE TO A NOTARY PUBLIC.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 3-94a of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2022*):

3 The following terms, when used in sections 3-94a to [3-95] 3-95a,  
4 inclusive, shall have the following meanings unless the context  
5 otherwise requires:

6 (1) "Acknowledgment" means a notarial act in which a notary public  
7 certifies that a signatory, whose identity is personally known to the  
8 notary public or proven on the basis of satisfactory evidence, has  
9 admitted, in the notary public's presence, to having voluntarily signed  
10 a document for its stated purpose.

11 (2) "Copy certification" means a notarial act in which a notary public:  
12 (A) Is presented with an original document, (B) copies or supervises the  
13 copying of such document using a photographic or electronic copying  
14 process, (C) compares the original document presented to the copy, and

15 (D) certifies that the copy is an accurate and complete reproduction of  
16 the original document presented, except that a notary public may not  
17 complete a copy certification if the original document presented is: (i) A  
18 vital record, as defined in section 7-36, (ii) a document that is required  
19 to be recorded by an agent or employee of the state or any political  
20 subdivision thereof, or (iii) issued by a federal agency and federal law  
21 prohibits the copying of such document.

22 (3) "Jurat" means a notarial act in which a notary public certifies that  
23 a signatory, whose identity is personally known to the notary public or  
24 proven on the basis of satisfactory evidence, has made, in the notary  
25 public's presence, a voluntary signature and taken an oath or  
26 affirmation vouching for the truthfulness of the signed document.

27 (4) "Notarial act" or "notarization" means any act that a notary public  
28 is empowered to perform under the general statutes and includes taking  
29 an acknowledgment, administering an oath or affirmation, witnessing  
30 or attesting a signature and completing a copy certification.

31 (5) "Notarial certificate" or "certificate" means the part of, or  
32 attachment to, a notarized document to be completed and signed by the  
33 notary public.

34 (6) "Notary public" or "notary" means any person appointed by the  
35 Secretary of the State to perform notarial acts.

36 (7) "Oath" or "affirmation" means a notarial act or part thereof in  
37 which a notary public certifies that a person has made a vow in the  
38 presence of the notary public on penalty of perjury. In the case of an  
39 oath, the vow shall include reference to a Supreme Being unless an  
40 affirmation is administered as provided by section 1-23.

41 (8) "Official misconduct" means (A) a notary public's performance of  
42 an act prohibited by the general statutes or failure to perform an act  
43 mandated by the general statutes, or (B) a notary public's performance  
44 of a notarial act in a manner found to be negligent, illegal or against the  
45 public interest.

46 (9) "Personal knowledge of identity" means familiarity with an  
47 individual resulting from interaction with that individual over a period  
48 of time sufficient to eliminate any reasonable doubt that the individual  
49 has the identity claimed.

50 (10) "Satisfactory evidence of identity" means identification of an  
51 individual based on (A) at least two current documents, one issued by a  
52 federal or state government and containing the individual's signature  
53 and either a photograph or physical description, and the other by an  
54 institution, business entity or state government or the federal  
55 government and containing at least the individual's signature, or (B) the  
56 oath or affirmation of a credible person who is personally known to the  
57 notary public and who personally knows the individual.

58 (11) "Secretary" means the Secretary of the State.

59 Sec. 2. Subsection (a) of section 3-94e of the general statutes is  
60 repealed and the following is substituted in lieu thereof (*Effective October*  
61 *1, 2022*):

62 (a) The Secretary of the State may appoint as notaries public, in  
63 accordance with the provisions of sections 3-94a to [3-95] 3-95a,  
64 inclusive, any number of state police majors, captains, lieutenants and  
65 sergeants. The Secretary shall not charge any such person an application  
66 fee.

67 Sec. 3. Section 3-95 of the general statutes is repealed. (*Effective October*  
68 *1, 2022*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2022</i>	3-94a
Sec. 2	<i>October 1, 2022</i>	3-94e(a)
Sec. 3	<i>October 1, 2022</i>	Repealer section

**Statement of Purpose:**

To eliminate the maximum fee payable to a notary public.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*