

FIRST REGULAR SESSION

# HOUSE BILL NO. 133

## 101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MACKEY.

0642H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal section 486.705, RSMo, and to enact in lieu thereof one new section relating to journal contents of notaries.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 486.705, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 486.705, to read as follows:

486.705. 1. For every notarial act, **except a notarial act connected to a judicial proceeding or a notarial act that by law is deemed to be a public record and the public record is publicly filed within ninety days of execution**, the notary shall record in the journal at the time of notarization the following:

- 5 (1) The date and time of day of the notarial act;
- 6 (2) The type of notarial act;
- 7 (3) The type, title, or a description of the document or proceeding;
- 8 (4) The signature, printed name, and address of each principal;
- 9 (5) The printed name and address of each requester of fact;
- 10 (6) The evidence of identity of each principal in the form of either:
  - 11 (a) A statement that the person is personally known to the notary;
  - 12 (b) A notation of the type of identification document, its issuing agency, its serial or  
13 identification number, and its date of issuance or expiration; or
  - 14 (c) The handwritten signature and the name and address of each credible witness  
15 swearing or affirming to the principal's identity, and for credible witnesses who are not  
16 personally known to the notary, a description of the identification documents relied on by the  
17 notary;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 (7) The fee, if any, charged for the notarial act; and

19 (8) The address where the notarial act was performed, if not the address of the notary's  
20 regular place of work or business.

21 2. A notary shall not record a Social Security number or credit card number in the  
22 journal.

23 3. A notary may record in the journal the circumstances for not performing or completing  
24 any requested notarial act.

25 4. As required in subdivision (4) of subsection 2 of section 486.745, a notary shall  
26 append to the pertinent entry in the journal a notation of the nature and date of the notary's  
27 correction of a completed notarial certificate corresponding to the entry.

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