

Introduced by Senator Cedillo

February 27, 2009

An act to amend Section 8214.21 of the Government Code, relating to notaries.

LEGISLATIVE COUNSEL'S DIGEST

SB 767, as introduced, Cedillo. Notaries.

Existing law requires a notary public to keep one active sequential journal of all official acts performed as a notary public and subjects a notary public to a civil penalty, not to exceed \$2,500, if he or she willfully fails to provide access to the journal when requested by a peace officer.

This bill would modify the civil penalty for a notary public's willful failure to provide access to the journal when requested by a peace officer by changing the limitation on the penalty from \$2,500 to \$2,501.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 8214.21 of the Government Code is
- 2 amended to read:
- 3 8214.21. A notary public who willfully fails to provide access
- 4 to the sequential journal of notarial acts when requested by a peace
- 5 officer shall be subject to a civil penalty not exceeding two
- 6 thousand five hundred *one* dollars ~~(\$2,500)~~ (\$2,501). An action to
- 7 impose a civil penalty under this subdivision may be brought by
- 8 the Secretary of State in an administrative proceeding or any public
- 9 prosecutor in superior court, and shall be enforced as a civil

- 1 judgment. A public prosecutor shall inform the secretary of any
- 2 civil penalty imposed under this section.

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