

Assembly Bill No. 434

Passed the Assembly September 11, 2007

Chief Clerk of the Assembly

Passed the Senate September 10, 2007

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2007, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 8206.5 to the Government Code, relating to notaries public.

LEGISLATIVE COUNSEL'S DIGEST

AB 434, Silva. Notaries public.

Existing law requires a notary public to keep an active journal of all official acts performed as a notary public, and to include in this journal, among other things, information as to every instrument acknowledged or proved before the notary. Existing law requires a notary, upon written request of any member of the public, as specified, to supply a photostatic copy of any line item contained in this journal.

This bill would require a notary public to either provide a photostatic copy, as specified, to the requesting member of the public, or acknowledge that the line item does not exist, within 15 business days of receipt of the request by the notary.

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

SECTION 1. Section 8206.5 is added to the Government Code, to read:

8206.5. Upon receiving a request for a copy of a transaction pursuant to subdivision (c) of Section 8206, the notary shall respond to the request within 15 business days after receipt of the request and either supply the photostatic copy requested or acknowledge that no such line item exists. In a disciplinary proceeding for noncompliance with subdivision (c) of Section 8206 or this section, a notary may defend his or her delayed action on the basis of unavoidable, exigent business or personal circumstances.

Approved _____, 2007

Governor