

SB0678/256988/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 678
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “authorizing the Governor to appoint and commission individuals as notaries public on approval of an application by a certain Delegate; clarifying that a certain approval may be from a Senator or Delegate representing the district or subdistrict in which an applicant works;”; and strike beginning with “altering” in line 12 down through “act;” in line 13.

On page 2, strike beginning with “requiring” in line 16 down through “database;” in line 17; in line 41, after “Section” insert “18-101.”; and in the same line, strike “18-103(d)(4)” and substitute “18-103(a) and (d)(4)”.

On page 3, in line 9, strike “18-228” and substitute “18-227”.

AMENDMENT NO. 2

On page 3, after line 24, insert:

“18-101.

(a) (1) Except as provided in paragraph (2) of this subsection, the Governor [on approval of the application by a Senator representing the senatorial district and subdistrict in which the applicant resides or on approval by any Senator if the senatorial office representing the senatorial district and subdistrict in which the applicant resides is vacant.] may appoint and commission individuals as notaries public as provided in this title ON APPROVAL OF THE APPLICATION BY:

(I) A SENATOR REPRESENTING THE SENATORIAL DISTRICT AND SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS;

(Over)

(II) A DELEGATE REPRESENTING THE SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS;

(III) ANY SENATOR, IF THE SENATORIAL OFFICE REPRESENTING THE SENATORIAL DISTRICT AND SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS IS VACANT; OR

(IV) ANY DELEGATE, IF THE DELEGATE OFFICE REPRESENTING THE SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS IS VACANT.

(2) (i) A Senator OR DELEGATE may delegate the Senator's OR DELEGATE'S authority to approve applicants under this subsection to the Secretary of State.

(ii) If a Senator OR DELEGATE has delegated approval authority under subparagraph (i) of this paragraph, the Governor may appoint and commission an individual as a notary public as provided in this title on approval of the application by the Secretary of State.

(b) (1) The Governor, on approval of the application by the Secretary of State and a member of the Senate of Maryland OR HOUSE OF DELEGATES, shall appoint and commission out-of-state individuals as notaries public as provided in this title.

(2) An out-of-state notary shall be deemed to have irrevocably appointed the Secretary of State as the notary's agent upon whom may be served any summons, subpoena, subpoena duces tecum, or other process.”;

in line 29, strike the brackets; and strike in their entirety lines 30 and 31.

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On page 4, strike line 5 in its entirety; in lines 6, 11, and 13, strike “(5)”, “(6)”, and “(7)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; in line 11, after “district” insert “OR SUBDISTRICT”; after line 21, insert:

“(a) (1) An application for original appointment as a notary public shall be made on forms prepared by the Secretary of State and shall be sworn to by the applicant.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, an application by a resident of the State shall bear or be accompanied by the written approval of:

1. a Senator representing the senatorial district and subdistrict in which the applicant resides [or, if that office is vacant, by any Senator’s written approval] OR WORKS;

2. A DELEGATE REPRESENTING THE SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS;

3. ANY SENATOR, IF THE SENATORIAL OFFICE REPRESENTING THE SENATORIAL DISTRICT AND SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS IS VACANT; OR

4. ANY DELEGATE, IF THE DELEGATE OFFICE REPRESENTING THE SUBDISTRICT IN WHICH THE APPLICANT RESIDES OR WORKS IS VACANT.

(ii) If a Senator OR DELEGATE has delegated approval authority under § 18–101 of this title, the application shall bear or be accompanied by the written approval of the Secretary of State.

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(3) An application by an out-of-state individual shall bear or be accompanied by the written approval of a Maryland State Senator OR MARYLAND STATE DELEGATE.

(4) Completed applications shall be filed with the Secretary of State.;

in line 30, after “**DISTRICT**” insert “**OR DELEGATE FOR THE SUBDISTRICT**”; and in line 31, after “**RESIDES**” insert “**OR WORKS**”.

AMENDMENT NO. 3

On page 8, in line 9, strike the brackets; in the same line, strike “**\$25**”; and in line 13, strike “**\$25**” and substitute “**\$4**”.

AMENDMENT NO. 4

On page 15, in lines 5 and 21, in each instance, after “**LICENSE,**” insert “**CONSULAR IDENTIFICATION,**”; in lines 6 and 7, strike “**THAT IS CURRENT AND UNEXPIRED AT THE TIME OF PERFORMANCE OF THE NOTARIAL ACT**”; strike in their entirety lines 10 and 11; in lines 12 and 14, strike “**2.**” and “**3.**”, respectively, and substitute “**1.**” and “**2.**”, respectively; and in lines 21 and 22, strike “**THAT IS CURRENT AND UNEXPIRED AT THE TIME OF PERFORMANCE OF THE NOTARIAL ACT**”.

AMENDMENT NO. 5

On page 21, in line 12, strike “**18-223**” and substitute “**18-222**”.

On page 22, in lines 2 and 14, in each instance, strike “**18-223**” and substitute “**18-222**”.

On page 24, in line 17, strike “**18-223**” and substitute “**18-222**”.

On page 28, in line 18, strike “**18-223**” and substitute “**18-222**”.

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On page 30, in line 17, strike “**18-223**” and substitute “**18-222**”.

On page 31, strike in their entirety lines 19 through 26, inclusive.

On page 32, in line 7, strike “**18-223.**” and substitute “**18-222.**”.

On page 33, in line 25, strike “**18-224.**” and substitute “**18-223.**”; and in line 27, strike “**18-223**” and substitute “**18-222**”.

On page 36, in line 23, strike “**18-225.**” and substitute “**18-224.**”.

On page 38, in lines 1, 5, and 11, strike “**18-226.**”, “**18-227.**”, and “**18-228.**”, respectively, and substitute “**18-225.**”, “**18-226.**”, and “**18-227.**”, respectively.