

# MAINE STATE LEGISLATURE

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DATE: 5-4-99

(Filing No. H-411)

MAJORITY  
STATE AND LOCAL GOVERNMENT

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
119TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 643, L.D. 893, Bill, "An Act to Amend the Laws Relating to Notaries Public"

Amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 4 MRSA §954-A, as corrected by RR 1997, c. 2, §6, is amended to read:

§954-A. Conflict of interest if notary related

A notary public may not perform any notarial act for any person if that person is the notary public's spouse, parent, sibling, child, spouse's parent, spouse's sibling, spouse's child or child's spouse, except that a notary public may solemnize the marriage of the notary public's parent, sibling, child or spouse's parent ~~if the ceremony is witnessed and the marriage certificate signed by another notary public unrelated by marriage or blood to the parties,~~ spouse's sibling or spouse's child. This section does not affect or apply to notarial acts performed before August 4, 1988.'

Further amend the bill by striking out all of section 3 and inserting in its place the following:

'Sec. 3. 4 MRSA §959, as enacted by PL 1991, c. 465, §5, is repealed.'

COMMITTEE AMENDMENT

7 of 8

COMMITTEE AMENDMENT "A" to H.P. 643, L.D. 893

2 Further amend the bill in section 4 in the last line (page  
2, line 5 in L.D.) by inserting at the end the following:

4 'Notarial acts performed by a notary public for that notary  
6 public's spouse's child or spouse's sibling are not a conflict of  
interest if performed before the effective date of this Act.'

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**SUMMARY**

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12 This amendment is the majority report of the Joint Standing  
Committee on State and Local Government. This amendment adds a  
14 spouse's child to the conflict of interest provisions of the laws  
governing notaries public. It also removes the requirement that  
16 another notary public witness a marriage performed by a notary  
public for that notary public's spouse's child or spouse's  
18 sibling. The amendment removes an expired grandfather clause and  
grandfathers documents notarized for a notary public's spouse's  
child or spouse's sibling.

**COMMITTEE AMENDMENT**