

SENATE, No. 2740

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED JULY 28, 2020

Sponsored by:

Senator KRISTIN M. CORRADO

District 40 (Bergen, Essex, Morris and Passaic)

Senator VIN GOPAL

District 11 (Monmouth)

SYNOPSIS

Permits notaries with valid commissions on March 9, 2020 to continue serving until rescission of Executive Order No. 103 of 2020; permits continuation following rescission with timely completion of application to renew.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 7/30/2020)

1 **AN ACT** concerning continuation of commission of notaries public
2 during the public health emergency and state of emergency
3 declared by the Governor in Executive Order 103 of 2020.

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

1. Any notary public commissioned pursuant to the provisions of the “Notaries Public Act of 1979,” P.L. 1979, c. 460 (C. 52:7-10 et seq.) whose commission was valid on March 9, 2020, when the Governor’s Executive Order No. 103 of 2020 was issued declaring a public health emergency and state of emergency, may continue to serve as a notary public until Executive Order No. 103 of 2020 is rescinded regardless of the date the commission was due to expire after March 9, 2020. The notary public shall continue to be subject to the duty to faithfully and honestly discharge the duties of office as set forth in section 5 of P.L. 1979, c. 460 (C. 52:7-14) during this period when the commission is deemed to continue as valid due to the public health emergency and state of emergency.

2. Notwithstanding the continuation of the commission as set forth in section 1 of this act until the rescission of Executive Order No. 103 of 2020, a notary public shall complete the renewal application as set forth in section 2 of P.L. 1979, c. 460 (C.52:7-11) within 90 days following the rescission of Executive Order No. 103 of 2020 if the renewal application was not submitted prior to the enactment date of this act. An application completed and submitted to the State Treasurer in accordance with this section will permit the continuation of the commission after the rescission of Executive Order No. 103 of 2020 until such time as the notary public receives his renewed commission. A notary public shall retain a copy of the renewal application and proof of submission to the State Treasurer as evidence of compliance with this act until the notary public receives his renewed commission.

36 3. This act shall take effect immediately and shall be
37 retroactive to March 9, 2020 and shall expire on the 90th day after
38 the rescission of Executive Order No 103 of 2020.

STATEMENT

43 This bill would permit any notary public commissioned pursuant
44 to the provisions of the “Notaries Public Act of 1979,” whose
45 commission was valid on March 9, 2020, when the Governor’s
46 Executive Order No. 103 of 2020 was issued declaring a public
47 health emergency and state of emergency, to continue to serve as a
48 notary public until Executive Order No. 103 of 2020 is rescinded

1 regardless of the date that the commission was due to expire after
2 March 9, 2020.

3 The bill further provides that notwithstanding the continuation of
4 the commission until the rescission of Executive Order No. 103 of
5 2020 a notary public shall complete the renewal within 90 days
6 following the rescission of Executive Order No. 103 of 2020 if the
7 renewal application was not submitted prior to the enactment date
8 of this act. An application completed and submitted to the State
9 Treasurer in accordance with this section will permit the
10 continuation of the commission after the rescission of Executive
11 Order No. 103 of 2020 until such time as the notary public receives
12 his renewed commission. A notary public shall retain a copy of the
13 renewal application and proof of submission to the State Treasurer
14 as evidence of compliance with this act until the notary public
15 receives his renewed commission.