

**ACT No. 116**

2016 Regular Session

HOUSE BILL NO. 456

BY REPRESENTATIVE SHADOIN

1 AN ACT

2 To amend and reenact R.S. 35:15(A)(4) and 16(B) and (C), relative to notaries public; to  
3 provide relative to the revocation of notarial commissions; to provide for revocation  
4 of a notarial commission under certain circumstances; to provide for notification to  
5 the attorney general; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 35:15(A)(4) and 16(B) and (C) are hereby amended and reenacted  
8 to read as follows:

9 §15. Revocation or suspension of notarial commission or authority to exercise  
10 notarial powers

11 A. A notary public who is not an attorney may have his notarial commission  
12 and powers revoked or suspended when it is demonstrated, by clear and convincing  
13 evidence after a rule to show cause, that the notary has engaged in any of the  
14 following:

15 \* \* \*

16 (4) ~~Certifying~~ Officially certifying as true what he knew or should have  
17 known was false.

18 \* \* \*

19 §16. Administrative revocation of notarial commission or authority

20 \* \* \*

21 B. If the suspension arises from failure of the notary to be registered as a  
22 voter in his parish of commission, the notice of suspension shall give the notary  
23 public ten days from the date of receipt to register as a voter in the parish of his  
24 commission. If the notary public fails to do so, the secretary of state shall notify the

1           ~~attorney general or the~~ district attorney of the parish in which the notary is  
 2           commissioned for the purpose of instituting a rule to show cause to revoke the  
 3           commission pursuant to R.S. 35:15.

4           C. If the suspension arises from conviction of a felony, the period of  
 5           suspension shall continue until the conviction is final and all appellate review of the  
 6           original trial court proceedings has been exhausted. If the conviction is reversed  
 7           upon appeal, or if a pardon is issued for the conviction, the suspension shall  
 8           terminate and the commission shall be reinstated. When the conviction is final and  
 9           all appellate review of the original trial court proceedings is exhausted, and if no  
 10          pardon has been issued, the secretary of state shall notify the ~~attorney general or the~~  
 11          district attorney of the parish in which the notary is commissioned for the purpose  
 12          of instituting a rule to show cause to revoke the commission pursuant to R.S. 35:15.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_