



HOUSE BILL No. 5004

September 12, 1995, Introduced by Rep. Varga and referred to the Committee on Regulatory Affairs.

A bill to amend section 2 of Act No. 57 of the Public Acts of 1969, entitled "Uniform recognition of acknowledgments act," being section 565.262 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 2 of Act No. 57 of the Public Acts of
2 1969, being section 565.262 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 2. ~~For the purposes of~~ AS USED IN this act: —
5 ~~"notarial"~~

6 (A) "NOTARIAL acts" means acts ~~which~~ THAT the laws of this
7 state authorize notaries public of this state to perform, includ-
8 ing the administering of oaths and affirmations, taking proof of
9 execution and acknowledgments of instruments, and attesting
10 documents. Notarial acts may be performed outside this state for

1 use in this state with the same effect as if performed by a
 2 notary public of this state by the following persons authorized
 3 pursuant to the laws and regulations of other governments in
 4 addition to any other person authorized by the laws of this
 5 state:

6 (i) ~~(a)~~ A notary public authorized to perform notarial
 7 acts in the place in which the act is performed.

8 (ii) ~~(b)~~ A judge, clerk, or deputy clerk of any court of
 9 record in the place in which the notarial ~~act is~~ ACTS ARE
 10 performed.

11 (iii) ~~(c)~~ An officer of the foreign service of the United
 12 States, a consular agent or any other person authorized by regu-
 13 lation of the United States department of state to perform notar-
 14 ial acts in the place in which the act is performed.

15 (iv) ~~(d)~~ A commissioned officer in active service with the
 16 armed forces of the United States and any other person authorized
 17 by regulation of the armed forces to perform notarial acts if the
 18 notarial ~~act is~~ ACTS ARE performed for 1 of the following or
 19 his OR HER dependents: ~~a~~

20 (A) A merchant seaman of the United States. ~~a~~

21 (B) A member of the armed forces of the United States. ~~or~~
 22 ~~any~~

23 (C) ANY other person serving with or accompanying the armed
 24 forces of the United States.

25 (v) ~~(e)~~ Any other person authorized to perform notarial
 26 acts in the place in which the act is performed.

1 (B) "SATISFACTORY EVIDENCE" MEANS EVIDENCE UPON WHICH
2 RELIANCE IS PLACED UPON EITHER OF THE FOLLOWING:

3 (i) THE SWORN WORD OF A CREDIBLE WITNESS WHO IS PERSONALLY
4 KNOWN TO THE NOTARY PUBLIC AND WHO PERSONALLY KNOWS THE SIGNER.

5 (ii) A CURRENT IDENTIFICATION CARD OR DOCUMENT ISSUED BY A
6 FEDERAL OR STATE GOVERNMENT THAT CONTAINS THE BEARER'S PHOTOGRAPH
7 AND SIGNATURE.