

2016 -- S 2534 SUBSTITUTE A AS AMENDED

LC004546/SUB A/3

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - NOTARIES PUBLIC AND JUSTICES OF THE PEACE

Introduced By: Senators Pearson, and Lombardo

Date Introduced: February 25, 2016

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-30-5 of the General Laws in Chapter 42-30 entitled "Notaries
2 Public and Justices of the Peace" is hereby amended to read as follows:

3 **42-30-5. Application for appointment.** -- (a) Application. - Any ~~qualified elector~~
4 individual of this state desiring to be appointed a notary public, or a justice of the peace, shall
5 make written application to the governor over his or her own signature, ~~stating that he or she is a~~
6 ~~qualified elector who is an actual resident of the state of Rhode Island.~~

7 (b) ~~Qualification as an elector of the state at the time of making application is to be~~
8 ~~certified to by a member of the board of canvassers and registration, in cities having such boards,~~
9 ~~or by the city or town clerk of the city or town in which the applicant claims a right to vote, and~~
10 ~~except for members of the bar of this state, the member of the board of canvassers and~~
11 ~~registration or the city or town clerk shall satisfy himself or herself that the~~

12 Qualifications of applicants. - (1) Person qualified for a notary public commission shall
13 be at least eighteen (18) years of age and reside legally or conduct business on a regular basis
14 within Rhode Island.

15 (2) The applicant for appointment to the office of notary public or justice of the peace can
16 speak, read, and write the English language and has sufficient knowledge of the powers and
17 duties pertaining to that office.

18 (c) Attorneys and accountants. - A member of the Rhode Island bar, and certified public

1 accountants under § 5-3.1-5, shall, regardless of residence, be appointed a notary public upon
2 application and presentment of a certified copy of his or her certificate of admission to the bar or
3 certificate of public accountancy.

4 (d) Any such person making written application to be appointed a notary public or
5 justice of the peace shall, at the time of application, pay to the secretary of state the sum of eighty
6 dollars (\$80.00).

7 SECTION 2. This act shall take effect ~~upon passage~~ on September 16, 2016.

=====
LC004546/SUB A/3
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - NOTARIES PUBLIC AND
JUSTICES OF THE PEACE

1 This act would make the Rhode Island notary and justice of the peace applications
2 conform to Massachusetts law and allow non-residents to apply. The act would also establish
3 additional qualifications to be a notary public.

4 This act would take effect ~~upon passage~~ [on September 16, 2016](#).

=====
LC004546/SUB A/3
=====