

# HOUSE BILL 894

P1

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By: **Delegates Sophocleus, Barkley, Bates, Clagett, Frick, and Stocksdale**  
Introduced and read first time: February 11, 2011  
Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Government – Notaries Public – Fees and Requirements**

3 FOR the purpose of altering the amount of certain notary public fees that the  
4 Secretary of State is required to establish through the adoption of regulations;  
5 altering the amount that a notary public may charge as compensation for travel  
6 under certain circumstances; requiring a notary public to obtain, and file with  
7 the Secretary of State, a surety bond in a certain amount for certain purposes;  
8 and generally relating to fees and requirements for notaries public.

9 BY repealing and reenacting, with amendments,  
10 Article – State Government  
11 Section 18–112  
12 Annotated Code of Maryland  
13 (2009 Replacement Volume and 2010 Supplement)

14 BY adding to  
15 Article – State Government  
16 Section 18–115  
17 Annotated Code of Maryland  
18 (2009 Replacement Volume and 2010 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article – State Government**

22 18–112.

23 (a) **(1)** The Secretary of State shall adopt regulations to establish fees[,  
24 not to exceed \$2 for an original notarial act, and an appropriate lesser amount for the

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 repetition of that original notarial act or to make a copy of the matter addressed by  
2 that original notarial act] **THAT MAY BE CHARGED BY A NOTARY PUBLIC.**

3 **(2) A FEE ESTABLISHED UNDER PARAGRAPH (1) OF THIS**  
4 **SUBSECTION MAY NOT BE LESS THAN \$2 OR MORE THAN \$20.**

5 (b) **[A] IF TRAVEL IS REQUIRED FOR THE PERFORMANCE OF A**  
6 **NOTARIAL ACT, A notary public may charge [19 cents per mile, or a higher amount**  
7 **set by regulation of the Secretary of State, and a fee not to exceed \$5, as compensation**  
8 **for travel required for the performance of a notarial act] THE AMOUNT SET FOR**  
9 **MILEAGE REIMBURSEMENT IN THE STANDARD STATE TRAVEL REGULATIONS**  
10 **OF THE DEPARTMENT OF BUDGET AND MANAGEMENT.**

11 **18-115.**

12 **A NOTARY PUBLIC SHALL OBTAIN, AND FILE WITH THE SECRETARY OF**  
13 **STATE, A SURETY BOND IN THE AMOUNT OF \$1,000 TO GUARANTEE THE**  
14 **PAYMENT OF ANY LIABILITY INCURRED BY THE NOTARY PUBLIC BECAUSE OF:**

15 **(1) A VIOLATION OF THIS TITLE; OR**

16 **(2) MISCONDUCT OR NEGLIGENCE COMMITTED BY THE NOTARY**  
17 **PUBLIC IN THE NOTARY PUBLIC'S OFFICIAL CAPACITY.**

18 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
19 **October 1, 2011.**