

41:2-3

LEGISLATIVE HISTORY CHECKLIST
Compiled by the NJ State Law Library

(Notaries)

NJSA: 41:2-3

LAWS OF: 1997 CHAPTER: 340

BILL NO: A136

SPONSOR(S): Jones

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Consumer Affairs

SENATE: Senior Citizens

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: ASSEMBLY: February 27, 1997

SENATE: December 1, 1997

DATE OF APPROVAL: January 12, 1998

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes Also attached: statement,
adopted 6-26-97

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBP:pp

P.L. 1997, CHAPTER 340, *approved January 12, 1998*
Assembly, No. 136 (*First Reprint*)

1 AN ACT concerning notaries public and amending R.S.41:2-3.

2

3 **BE IT ENACTED** by the Senate and General Assembly of the State
4 of New Jersey:

5

6 1. R.S.41:2-3 is amended to read:

7 41:2-3. Oaths administered by notaries public in **[bank]** financial
8 institution matters.

9 a. A notary public who is a stockholder, director, officer, employee
10 or agent of a **[bank]** financial institution or other corporation may
11 administer an oath to any other stockholder, director, officer,
12 employee or agent of the corporation.

13 b. A notary public ¹[who is an employee of] employed by¹ a
14 financial institution¹ [or other corporation]¹ may ¹[refuse to administer
15 an oath to any person] follow directions or policies of the employer
16 which provide that¹ during the hours of the notary public's¹ [regular]¹
17 employment¹ [as an employee of] by¹ the financial institution¹ [or
18 other corporation or while on the premises of the notary public's
19 employer] the notary public shall not administer oaths except in the
20 course of the business of the employer¹ .

21 As used in this section, "financial institution" means a State or
22 federally chartered bank, savings bank, savings and loan association or
23 credit union.

24 (cf: R.S.41:2-3)

25

26 2. This act shall take effect immediately.

27

28

29

30

31 Clarifies obligations of certain notaries public.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate floor amendments adopted June 26, 1997.

ASSEMBLY, No. 136

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman JONES

1 AN ACT concerning notaries public and amending R.S.41:2-3.

2

3 **BE IT ENACTED** by the Senate and General Assembly of the State
4 of New Jersey:

5

6 1. R.S.41:2-3 is amended to read:

7 41:2-3. Oaths administered by notaries public in **[bank]** financial
8 institution matters.

9 a. A notary public who is a stockholder, director, officer, employee
10 or agent of a **[bank]** financial institution or other corporation may
11 administer an oath to any other stockholder, director, officer,
12 employee or agent of the corporation.

13 b. A notary public who is an employee of a financial institution or
14 other corporation may refuse to administer an oath to any person
15 during the hours of the notary public's regular employment as an
16 employee of the financial institution or other corporation or while on
17 the premises of the notary public's employer.

18 As used in this section, "financial institution" means a State or
19 federally chartered bank, savings bank, savings and loan association or
20 credit union.

21 (cf: R.S.41:2-3)

22

23 2. This act shall take effect immediately.

24

25

26

STATEMENT

27

28 The bill permits a notary public who is an employee of a financial
29 institution or other corporation to refuse to administer an oath to any
30 person during the hours of the notary public's regular employment as
31 an employee of the bank or other corporation or while on the premises
32 of the notary public's employer.

EXPLANATION - Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

STATEMENT TO
ASSEMBLY, No. 136

with Senate Floor Amendments
(Proposed By Senator CODEY)

ADOPTED: JUNE 26, 1997

The amendment to this bill deletes the phrase "other corporation" and makes the bill applicable only to notary publics employed by financial institutions.

ASSEMBLY CONSUMER AFFAIRS AND REGULATED
PROFESSIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 136

STATE OF NEW JERSEY

DATED: JANUARY 23, 1997

The Assembly Consumer Affairs and Regulated Professions Committee reports favorably Assembly Bill No. 136.

The bill permits a notary public who is an employee of a financial institution or other corporation to refuse to administer an oath to any person during the hours of the notary public's regular employment as an employee of the bank or other corporation or while on the premises of the notary public's employer.

This bill was pre-filed for introduction in the 1996 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE SENIOR CITIZENS, VETERANS' AFFAIRS AND
HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 136

STATE OF NEW JERSEY

DATED: MAY 12, 1997

The Senate Senior Citizens, Veterans' Affairs and Human Services Committee favorably reports Assembly Bill No. 136.

The bill permits a notary public who is an employee of a financial institution or other corporation to refuse to administer an oath to any person during the hours of the notary public's regular employment as an employee of the bank or other corporation or while on the premises of the notary public's employer.