

Regular Session, 2014

HOUSE BILL NO. 462

BY REPRESENTATIVE BERTHELOT

NOTARIES: Provides with respect to ex officio notaries public for the Department of Public Safety and Corrections

1 AN ACT

2 To amend and reenact R.S. 35:393, relative to ex officio notaries for the Department of  
3 Public Safety and Corrections; to provide for the appointment of certain persons as  
4 ex officio notaries; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 35:393 is hereby amended and reenacted to read as follows:

7 §393. Ex officio notaries public for the Department of Public Safety and  
8 Corrections; powers

9 A. Notwithstanding any provisions in the law relative to qualifications for  
10 and limitations on the number of notaries public, the governor is authorized to  
11 appoint, upon recommendation by the secretary of the Department of Public Safety  
12 and Corrections, the supervisors of each troop headquarters, any investigator of the  
13 internal affairs unit of the office of state police in the Department of Public Safety  
14 and Corrections, and the executive assistant to the general counsel of the Department  
15 of Public Safety and Corrections as ex officio notaries public who shall perform the  
16 duties provided hereunder without charge or other compensation. Any ex officio  
17 notary public appointed under the provisions of this Section shall possess those  
18 notarial powers as provided by law to administer oaths and take ~~acknowledgements~~  
19 acknowledgments.

1           B. Additionally, specially designated commissioned Louisiana state police  
2 officers assigned to intelligence, detectives, narcotics, or internal affairs, specially  
3 designated commissioned officers of the office of the state fire marshal, and  
4 commissioned agents of the office of alcohol beverage control shall have the power  
5 to administer oaths and receive sworn statements, in connection with their official  
6 duties.

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## DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Berthelot

HB No. 462

**Abstract:** Provides that specially designated commissioned officers of the office of the state fire marshal shall have the power to administer oaths and receive sworn statements, in connection with their official duties.

Present law provides that the governor is authorized to appoint, upon recommendation by the secretary of the DPS&C, the supervisors of each troop headquarters, any investigator of the internal affairs unit of the office of state police, and the executive assistant to the general counsel of DPS&C as ex officio notaries public who shall perform the duties provided by present law without charge or other compensation.

Present law provides that any ex officio notary public appointed under the provisions of present law shall possess those notarial powers as provided by law to administer oaths and take acknowledgments.

Present law also provides that specially designated commissioned Louisiana state police officers assigned to intelligence, detectives, narcotics, or internal affairs, and commissioned agents of the office of alcohol beverage control shall have the power to administer oaths and receive sworn statements, in connection with their official duties.

Proposed law retains present law and adds specially designated commissioned officers of the office of the state fire marshal as persons who have the power to administer oaths and receive sworn statements, in connection with their official duties.

(Amends R.S. 35:393)