

# HOUSE BILL No. 5008

June 27, 1991, Introduced by Reps. Gubow and DeMars and referred to the Committee on Judiciary.

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 acts" means acts ~~which~~ THAT the laws of this state  
6 authorize notaries public of this state to perform, including the  
7 administering of oaths and affirmations, taking proof of execu-  
8 tion and acknowledgments of instruments, and attesting  
9 documents. Notarial acts may be performed outside this state for  
10 use in this state with the same effect as if performed by a

1 notary public of this state by the following persons authorized  
2 pursuant to the laws and regulations of other governments in  
3 addition to any other person authorized by the laws of this  
4 state:

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

7 (b) A judge, clerk, or deputy clerk of any court of record  
8 in the place in which the notarial act is performed.

9 (c) An officer of the foreign service of the United States,  
10 a consular agent or any other person authorized by regulation of  
11 the United States department of state to perform notarial acts in  
12 the place in which the act is performed.

13 ~~(d) A commissioned officer in active service with the armed~~  
14 ~~forces of the United States and any other person authorized by~~  
15 ~~regulation of the armed forces to perform notarial acts if the~~  
16 ~~notarial act is performed for + of the following or his~~  
17 ~~dependents: a merchant seaman of the United States, a member of~~  
18 ~~the armed forces of the United States or any other person serving~~  
19 ~~with or accompanying the armed forces of the United States. A~~  
20 PERSON ON ACTIVE DUTY OR PERFORMING INACTIVE-DUTY TRAINING WITH  
21 THE ARMED FORCES OF THE UNITED STATES, AS PROVIDED IN SECTION  
22 1440(2) AND (3) OF THE REVISED JUDICATURE ACT OF 1961, ACT  
23 NO. 236 OF THE PUBLIC ACTS OF 1961, BEING SECTION 600.1440 OF THE  
24 MICHIGAN COMPILED LAWS.

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

1       Section 2. This amendatory act shall not take effect unless  
2 Senate Bill No. \_\_\_\_\_ or House Bill No. 5007 (request  
3 no. 02306'91) of the 86th Legislature is enacted into law.