

HOUSE No. 814

The Commonwealth of Massachusetts

PRESENTED BY:

Carmine L. Gentile

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to notarization fees.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|------------------------------|-----------------------|------------------|
| <i>Carmine L. Gentile</i> | <i>13th Middlesex</i> | <i>1/17/2017</i> |
| <i>Aaron Michlewitz</i> | <i>3rd Suffolk</i> | |
| <i>John W. Scibak</i> | <i>2nd Hampshire</i> | |
| <i>David Paul Linsky</i> | <i>5th Middlesex</i> | |
| <i>Joseph F. Wagner</i> | <i>8th Hampden</i> | <i>2/1/2017</i> |
| <i>Kate Hogan</i> | <i>3rd Middlesex</i> | |
| <i>Paul McMurtry</i> | <i>11th Norfolk</i> | |
| <i>Thomas M. Stanley</i> | <i>9th Middlesex</i> | |
| <i>Chris Walsh</i> | <i>6th Middlesex</i> | |
| <i>Carolyn C. Dykema</i> | <i>8th Middlesex</i> | |
| <i>Brian M. Ashe</i> | <i>2nd Hampden</i> | |
| <i>Cory Atkins</i> | <i>14th Middlesex</i> | |
| <i>James M. Cantwell</i> | <i>4th Plymouth</i> | |
| <i>Gailanne M. Cariddi</i> | <i>1st Berkshire</i> | |
| <i>Tricia Farley-Bouvier</i> | <i>3rd Berkshire</i> | |
| <i>Elizabeth A. Poirier</i> | <i>14th Bristol</i> | |
| <i>Daniel Cahill</i> | <i>10th Essex</i> | |
| <i>Mathew Muratore</i> | <i>1st Plymouth</i> | |

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|---------------------------------|-----------------------|--|
| <i>James J. Dwyer</i> | <i>30th Middlesex</i> | |
| <i>Jack Lewis</i> | <i>7th Middlesex</i> | |
| <i>Joseph D. McKenna</i> | <i>18th Worcester</i> | |
| <i>Adrian Madaro</i> | <i>1st Suffolk</i> | |
| <i>Brendan P. Crighton</i> | <i>Third Essex</i> | |
| <i>David F. DeCoste</i> | <i>5th Plymouth</i> | |
| <i>Joseph W. McGonagle, Jr.</i> | <i>28th Middlesex</i> | |
| <i>Brian Murray</i> | <i>10th Worcester</i> | |
| <i>Donald H. Wong</i> | <i>9th Essex</i> | |
| <i>Jay D. Livingstone</i> | <i>8th Suffolk</i> | |
| <i>Susan Williams Gifford</i> | <i>2nd Plymouth</i> | |
| <i>Kevin J. Kuros</i> | <i>8th Worcester</i> | |
| <i>David K. Muradian, Jr.</i> | <i>9th Worcester</i> | |
| <i>Denise Provost</i> | <i>27th Middlesex</i> | |
| <i>Michelle M. DuBois</i> | <i>10th Plymouth</i> | |

HOUSE No. 814

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 814) of Carmine L. Gentile and others relative to notarization fees. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to notarization fees.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 41 of Chapter 262 of the General Laws, as appearing in the 2016 official edition
2 is deleted in its entirety and the following substituted in its place:

3 Section 41. The fees of notaries public shall be as follows:

4 For the following notarial acts, the maximum fee shall be \$10.00 per signature: (a)
5 acknowledgments; (b) oaths and affirmations; (c) jurats; (d) signature witnessings; (e) copy
6 certifications; (f) issuing summonses for witnesses pursuant to section 1 of chapter 233; and (g)
7 issuing subpoenas.

8 For witnessing the opening of a bank safe, vault or box pursuant to section 32 of chapter
9 167, the maximum fee shall be \$25.00.

10 Any amount received by a notary public as a direct result of a notarial act, by way of
11 commission, fee, advantage, right, title, interest, cash, property, or other consideration shall not
12 exceed the maximum fee specified herein, provided, however, that this clause shall not preclude

13 a notary public who is licensed as an attorney in the Commonwealth or is employed by an
14 attorney so licensed from performing notarial acts relative to any document in connection with
15 which the attorney receives a legal fee for professional services.

16 Notwithstanding the foregoing, no fee shall be charged by a notary public to notarize a
17 signature on (a) an absentee ballot identification envelope or other voting materials for a
18 municipal, state or federal election, or (b) on any application or claim by a United States military
19 veteran for a pension, allotment, allowance, compensation, insurance or other veterans' benefit.