

NORTH CAROLINA GENERAL ASSEMBLY
1969 SESSION

CHAPTER 912
HOUSE BILL 842

1 AN ACT TO PROVIDE FOR THE QUALIFICATION OF NOTARIES PUBLIC BEFORE
2 THE REGISTER OF DEEDS AND TO REQUIRE THE REGISTER OF DEEDS TO
3 KEEP A RECORD OF THE QUALIFICATION OF NOTARIES PUBLIC.
4

5 The General Assembly of North Carolina do enact:
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7 **Section 1.** G.S. 10-1 is hereby rewritten in its entirety to read as follows:

8 **"G.S. 10-1. Appointment and Commission; term of office; revocation of commission.** The
9 Governor may, from time to time, at his discretion, appoint one or more fit persons in every
10 county to act as notaries public and shall issue to each a commission. The commission shall
11 show that it is for a term of five years and shall show the effective date and date of expiration.
12 The term of the commission shall be computed by including the effective date and shall end at
13 midnight of the day preceding the anniversary of the effective date, five years thereafter. The
14 commission shall be sent to the register of deeds of the county in which the appointee lives and
15 a copy of the letter of transmittal to the register of deeds shall be sent to the appointee
16 concerned. The commission shall be retained by the register of deeds until the appointee has
17 qualified in the manner provided by G.S. 10-2.

18 Any commission so issued by the Governor or his predecessor, shall be revocable by him in
19 his discretion upon complaint being made against such notary public and when he shall be
20 satisfied that the interest of the public will be best served by the revocation of said commission.
21 Whenever the Governor shall have revoked the commission of any notary public appointed by
22 him, or his predecessor in office, it shall be his duty to file with the register of deeds in the
23 county of such notary public a copy of said order and mail a copy of same to said notary public.
24 Any person holding himself out to the public as a notary public, or any person attempting to act
25 in such capacity after his commission shall have been revoked by the Governor, shall be guilty
26 of a misdemeanor and upon conviction be punishable in the discretion of the court, as provided
27 for in other misdemeanors."

28 **Sec. 2.** G.S. 10-2 is hereby rewritten in its entirety to read as follows:

29 **G.S. 10-2. To qualify before register of deeds; record of qualification.** Upon exhibiting
30 their commissions to the register of deeds of the county in which they are to act, the notaries
31 shall be duly qualified by taking before the register an oath of office, and the oaths prescribed
32 for officers. Following the administration of the oaths of office, the notary shall place his
33 signature in a book designated as "The Record of Notaries Public." The Record of Notaries
34 Public shall contain the name of the notary, the signature of the notary, the effective date and
35 expiration date of the commission, the date the oath was administered, and the date of
36 revocation if the commission is revoked by the Governor. The information contained in The
37 Record of Notaries Public shall constitute the official record of the qualification of notaries
38 public, and all documents relative to the qualification of notaries shall be delivered to the
39 qualifying notary public or destroyed."

40 **Sec. 3.** G.S. 161-10(a) as enacted by Chapter 80 of the Session Laws of 1969
41 (S.B.44) is amended by adding a new numbered paragraph sixteen directly following the
42 paragraph numbered fifteen to read as follows:

1 "16. Qualification of notary public: for administering the oaths of office to a
2 notary public and making the appropriate record entries as provided in G.S.
3 10-2 — one dollar (\$1.00)."
4 **Sec. 4.** All laws and clauses of laws in conflict with this Act are hereby repealed.
5 **Sec. 5.** This Act shall be in full force and effect from and after September 1, 1969.
6 In the General Assembly read three times and ratified, this the 19th day of June,
7 1969.