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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/27/2014	.	
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The Committee on Regulated Industries (Braynon) recommended the following:

Senate Amendment (with title amendment)

Delete lines 52 - 60
and insert:

(3) A notary employee of a law firm shall maintain a separate notarial journal to record notarial acts of the employee subject to the requirements of this section which pertain to the law firm and its clients. Such notarial journal is the exclusive property of the law firm and shall be maintained and kept by the law firm in a secure area. Any such



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11 notarial journal must remain in the law firm's custody upon the
12 termination of the employment of the notary employee. A law firm
13 shall comply with all applicable provisions of subsection (2) as
14 it relates to notarial journals maintained by its notary
15 employees to record notarial acts pertaining to the law firm and
16 its clients.

17 (4) Except as specifically provided in subsection (3), a
18 notarial journal is the exclusive property of the notary public
19 and must be kept in a locked and secure area, under the direct
20 and exclusive control of the notary public. Access to an
21 electronic notarial journal must be protected by a password or
22 other secure means of authentication.

23 (5) Failure of a notary public to comply with this section
24 does not invalidate an otherwise lawful notarization.

25 (6) This section does not apply to employees of a law
26 enforcement agency, an office of state attorney, or the Office
27 of the Attorney General when acting within the scope of their
28 employment.

29
30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

32 Delete lines 11 - 17

33 and insert:

34 inaccessible during the retention period; requiring
35 notary employees of a law firm to maintain a separate
36 notarial journal for certain notarial acts pertaining
37 to the law firm and its clients; providing that such a
38 notarial journal is the exclusive property of the law
39 firm; requiring the law firm to comply with notarial



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40 journal maintenance and security requirements;
41 providing that all other notarial journals are the
42 exclusive property of a notary public; requiring a
43 notary public to secure a notarial journal; providing
44 that failure to comply with notarial journal
45 requirements does not invalidate a lawful
46 notarization; providing applicability; amending s.
47 117.10, F.S.; exempting