

ASSEMBLY BILL NO. 412—COMMITTEE  
ON GOVERNMENT AFFAIRS

MARCH 25, 2019

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing notaries public.  
(BDR 19-890)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to notaries public; revising the fees that a notary public may charge for taking an acknowledgment; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law authorizes a notary public to charge for taking an acknowledgment: (1) a fee of \$5.00 for the first signature of each signer; and (2) a fee of \$2.50 for each additional signature of each signer. (NRS 240.100) This bill provides that a notary may charge a fee of \$5.00 for each signature.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 240.100 is hereby amended to read as follows:  
240.100 1. Except as otherwise provided in subsection 3, a notary public may charge the following fees and no more:

For taking an acknowledgment, for <del>the first</del> <i>each</i> signature of each signer.....	\$5.00
<del>For each additional signature of each signer .....</del>	<del>2.50</del>
For administering an oath or affirmation without a signature .....	2.50
For a certified copy.....	2.50



For a jurat, for each signature on the affidavit ..... \$5.00  
For performing a marriage ceremony ..... 75.00

2. All fees prescribed in this section are payable in advance, if demanded.

3. A notary public may charge an additional fee for traveling to perform a notarial act if:

(a) The person requesting the notarial act asks the notary public to travel;

(b) The notary public explains to the person requesting the notarial act that the fee is in addition to the fee authorized in subsection 1 and is not required by law;

(c) The person requesting the notarial act agrees in advance upon the hourly rate that the notary public will charge for the additional fee; and

(d) The additional fee does not exceed:

(1) If the person requesting the notarial act asks the notary public to travel between the hours of 6 a.m. and 7 p.m., \$10 per hour.

(2) If the person requesting the notarial act asks the notary public to travel between the hours of 7 p.m. and 6 a.m., \$25 per hour.

➡ The notary public may charge a minimum of 2 hours for such travel and shall charge on a pro rata basis after the first 2 hours.

4. A notary public is entitled to charge the amount of the additional fee agreed to in advance by the person requesting the notarial act pursuant to subsection 3 if:

(a) The person requesting the notarial act cancels the request after the notary public begins his or her travel to perform the requested notarial act.

(b) The notary public is unable to perform the requested notarial act as a result of the actions of the person who requested the notarial act or any other person who is necessary for the performance of the notarial act.

5. For each additional fee that a notary public charges for traveling to perform a notarial act pursuant to subsection 3, the notary public shall enter in the journal that he or she keeps pursuant to NRS 240.120:

(a) The amount of the fee; and

(b) The date and time that the notary public began and ended such travel.

6. A person who employs a notary public may prohibit the notary public from charging a fee for a notarial act that the notary public performs within the scope of the employment. Such a person shall not require the notary public whom the person employs to



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- 1 surrender to the person all or part of a fee charged by the notary
- 2 public for a notarial act performed outside the scope of the
- 3 employment of the notary public.

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