

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 955

Short Title: Notary Validation.

(Public)

Sponsors: Representative Arnold.

Referred to: Judiciary III.

April 3, 2001

1 A BILL TO BE ENTITLED
2 AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS.
3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** G.S. 10A-16 reads as rewritten:

5 **"§ 10A-16. Acts of notaries public in certain instances validated.**

6 (a) Any acknowledgment taken and any instrument notarized by a person prior to
7 qualification as a notary public but after commissioning or recommissioning as a notary
8 public, or by a person whose notary commission has expired, is hereby validated. The
9 acknowledgment and instrument shall have the same legal effect as if the person
10 qualified as a notary public at the time the person performed the act.

11 (b) All documents bearing a notarial seal in which the date of the expiration of
12 the notary's commission is stated, whether correctly or erroneously, or having a notarial
13 seal that does not contain a readable impression of the notary's name, or contains an
14 incorrect spelling of the notary's name, or contains typed, printed, drawn, or handwritten
15 material added to the seal, fails to contain the words "North Carolina" or the
16 abbreviation "N. C.", or contains correct information except that instead of the
17 abbreviation for North Carolina contains the abbreviation for another state are validated
18 and given the same legal effect as if the errors had not occurred.

19 (c) All deeds of trust in which the notary was named in the document as a trustee
20 only are validated.

21 (d) This section applies to notarial acts performed on or before ~~February 28,~~
22 ~~1999-~~April 1, 2001."

23 **SECTION 2.** This act is effective when it becomes law.