

2015 Regular Session

HOUSE BILL NO. 422

BY REPRESENTATIVE GAROFALO

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

NOTARIES: Provides relative to affidavits of corrections

1 AN ACT

2 To amend and reenact R.S. 35:2.1(A)(1), relative to affidavits of corrections; to provide
3 relative to the filing of affidavits of corrections; to provide for the applicability to
4 certain acts affecting movable or immovable property; to authorize certain persons
5 to execute affidavits of corrections; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 35:2.1(A)(1) is hereby amended and reenacted to read as follows:

8 §2.1. Affidavit of corrections

9 A.(1) ~~A~~ Any clerical error in a notarial act or deed affecting movable or
10 immovable property or any other rights, corporeal or incorporeal, including but not
11 limited to acts of sale, donations, encumbrances, sheriff's deeds, and sales by public
12 bodies, may be corrected by an act of correction executed by any of the following:

13 (a) The person who was the notary or one of the notaries before whom the
14 act was passed.

15 (b) The notary who actually prepared the act containing the error.

16 (c) In the event the person defined in Subparagraphs (a) or (b) of this
17 Paragraph is deceased, incapacitated, or whose whereabouts are unknown, then by
18 a Louisiana attorney or notary who has possession of the records of that person,
19 which records contain information to support the correction.

