

ACT No. 455

Regular Session, 2004

SENATE BILL NO. 226

BY SENATOR DARDENNE

1 AN ACT

2 To amend and reenact R.S. 35:12(A), (B), and (D) and 511(3), relative to notaries public; to
3 provide relative to names required on notarial acts; to authorize the use of initials; to
4 provide that such names need not necessarily be Christian names; to authorize the use
5 of stamps for the application of such names; to provide relative to signatures on
6 forms of acknowledgments; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 35:12(A), (B), and (D) and 511(3), are hereby amended and reenacted
9 to read as follows:

10 §12. ~~Christian names~~ **Names** to be given in full, together with parties' permanent
11 mailing addresses; identification numbers

12 A.**(1)** Notaries shall insert in their acts the Christian names **and surnames** of
13 the parties in full and not their initial letters alone; **or the full names of the parties**
14 **and not their initial letters alone**, together with the permanent mailing addresses
15 of the parties, and shall print or type the full names of the witnesses and of
16 themselves under their respective signatures.

17 **R.S. 35:12(A)(2) is all new law.**

18 (2) For the purposes of this Section, a full name or a name in full shall include
19 at least one given name and other initials in addition to the surname. It may be any
20 combination of first name and middle initial or initials, if any, and the surname; or
21 the first initial and at least one middle name and the surname; or the complete first
22 and middle name or names and the surname. The notary shall type, print, or stamp
23 his or her name as it appears on his or her commission.

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B. Every document notarized in this state shall bear the notary identification number assigned by the secretary of state, except that if the notary is an attorney licensed to practice law in this state, he may use his Louisiana state bar roll number in lieu of his notary identification number. The number shall be typed or printed legibly and placed next to the typed ~~or~~, printed, **or stamped** name of the notary as required by Subsection A of this Section.

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D. On all documents notarized on and after January 1, 2005, the office of notarial records, register of conveyances, or recorder of mortgages in and for the parish of Orleans, every clerk of court, and every state office, agency, department, or political subdivision shall not accept, file, or record any notarized document which fails to contain the notary identification or bar roll number and the typed ~~or~~, printed, **or stamped** name of the notary and the witnesses.

§511. Forms of acknowledgment

Either the forms of acknowledgment now in use in this state, or the following, may be used in the case of conveyances or other written instruments, whenever such acknowledgment is required or authorized by law for any purpose:

(Begin in all cases by a caption specifying the state and place where the acknowledgment is taken).

* * *

3. In the case of corporations or joint stock associations:

On this _____ day of _____, 19__, before me appeared A B, to me personally known, who, being by me duly sworn (or affirmed) did say that he is the president (or other officer or agent of the corporation or association), of (describing the corporation or association), and that the seal affixed to said instrument is the corporate seal of said corporation (or association) and that the instrument was signed and sealed in behalf of the corporation (or association) by authority of its board of directors (or trustees) and that A B acknowledged the instrument to be the free act

1 and deed of the corporation (or association).

2 (In case the corporation or association has no corporate seal, omit the words
3 "the seal affixed to said instrument is the corporate seal of the corporation (or
4 association), and that" and add, at the end of the affidavit clause, the words "and that
5 the corporation (or association) has no corporate seal").

6 ~~(In all cases add signature and title of the officer taking the acknowledgment).~~

7 **(In all cases, acknowledgments taken in this state shall be signed in conformity**
8 **with the provisions of R.S. 35:12 and either Article 1836 of the Louisiana Civil**
9 **Code or R.S. 13:3720).**

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____