

1 identity of parties and witnesses to a remote online notarial act and requires a notary public
2 to electronically and digitally sign the act; and

3 WHEREAS, R.S. 35:629 requires a notary public to maintain electronic copies and
4 audio-video recordings of each remote online notarization for at least ten years from the date
5 of the notarization; and

6 WHEREAS, audio and video conferencing technology has evolved since the passage
7 of the "Remote Online Notarization Act" and is becoming more widely available and used
8 by notaries throughout Louisiana and in other states to electronically authenticate documents
9 through remote online notarization; and

10 WHEREAS, for many years certain rural areas of Louisiana have faced a shortage
11 of notaries, which makes the facilitation of commerce more difficult and costly for residents
12 of those areas; and

13 WHEREAS, the use of remote online notarization provides an opportunity to better
14 serve residents in rural areas and facilitate commerce and banking by authentic act; and

15 WHEREAS, in Louisiana, an authentic act is required to be executed before a notary
16 public and two witnesses, including signatures of all parties, witnesses, and the notary; and

17 WHEREAS, Louisiana law further provides that certain instruments, including
18 authentic acts, are not permitted to be executed by remote online notarization; and

19 WHEREAS, other civil law jurisdictions like France and Quebec permit the
20 execution of authentic acts via remote online notarization; and

21 WHEREAS, allowing the execution of authentic acts in Louisiana through remote
22 online notarization may expand the business case and possibilities for using remote online
23 notarization.

24 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
25 urge and request the Louisiana State Law Institute to study and formulate proposed
26 legislation to amend the "Remote Online Notarization Act" and related laws, as it deems
27 appropriate, to authorize the use of remote online notarization for executing authentic acts
28 as defined in Civil Code Article 1833, excluding those instruments prohibited in R.S.
29 35:623(B) or authentic acts deemed inappropriate for remote online notarization, and to
30 report its findings and proposed legislation to the Louisiana Legislature.

1 BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby urge
2 and request the Louisiana State Law Institute study group to include representatives of the
3 secretary of state, Louisiana Notary Association, Louisiana Bankers Association, Louisiana
4 State Bar Association, Louisiana Association of Independent Land Title Agents, Louisiana
5 Land Title Association, Louisiana Clerks of Court Association, and Louisiana Public Tag
6 Association.

7 BE IT FURTHER RESOLVED the Louisiana State Law Institute shall submit its
8 findings and proposed legislation to the Louisiana Legislature no later than March 1, 2027.

9 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
10 director of the Louisiana State Law Institute.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

DIGEST

SCR 35 Engrossed 2026 Regular Session Foil

Requests the Louisiana State Law Institute to study and formulate proposed legislation to amend the "Remote Online Notarization Act" and related laws, as it deems appropriate, to authorize the use of remote online notarization for executing authentic acts as defined in Civil Code Article 1833, excluding those instruments prohibited in R.S. 35:623(B) or authentic acts deemed inappropriate for online notarization, and to report its findings and proposed legislation to the Louisiana Legislature.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the original bill

1. Make technical changes.
2. Urge and request the Louisiana State Law Institute to study and formulate proposed legislation to amend the "Remote Online Notarization Act" and related laws, it deems appropriate, to authorize the use of remote online notarization for executing authentic acts as defined in present law (C.C. Art. 1833), excluding those instruments prohibited in present law (R.S. 35:623(B)) or authentic acts deemed inappropriate for remote online notarization, and to report its findings and proposed legislation to the Louisiana legislature.