

**ADOPTED REGULATION OF THE
SECRETARY OF STATE**

LCB File No. R114-07

Effective April 17, 2008

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

AUTHORITY: §1, NRS 240.017 and 240.018.

A REGULATION relating to notaries public; prescribing requirements concerning the mandatory training of notaries public; and providing other matters properly relating thereto.

Section 1. NAC 240.270 is hereby amended to read as follows:

240.270 1. ~~{Subject to the requirements of subsection 2, after January 1, 1996, the}~~ *The* Secretary of State will provide ~~[, at such times and for such duration as he determines appropriate, courses of study for the voluntary training of notaries public.~~

~~—2. The Secretary of State will provide:~~

~~—(a) In a county whose population is 100,000 or more, at least two courses during each calendar year;~~

~~—(b) In a county whose population is 25,000 or more but less than 100,000, at least one course during each calendar year; and~~

~~—(c) In a county whose population is less than 25,000, at least one course every 2 calendar years.~~

~~—3.]~~ *at least one course of study per month for the mandatory training of notaries public.*

The Secretary of State may prepare a workbook for each course containing such documents,

forms and instructions as he deems necessary. No workbook is required as a prerequisite to attend any course of study.

2. Except as otherwise provided in subsection 3, an applicant for appointment as a notary public who is required pursuant to NRS 240.018 to enroll in and successfully complete a course of study for the mandatory training of notaries public must include with his application a certificate of successful completion of such a course, which must contain a validation stamp from the Secretary of State. A certificate of successful completion of a course of study for the mandatory training of notaries public is valid for 90 days after the date of its issuance.

3. The Secretary of State or his designee may, upon good cause shown by an applicant for appointment as a notary public who is required pursuant to NRS 240.018 to enroll in and successfully complete a course of study for the mandatory training of notaries public, appoint the applicant as a notary public subject to the condition that the applicant successfully complete the course of study within a period specified by the Secretary of State or his designee. Good cause includes, without limitation, the inability of the applicant to attend a course of study because of weather conditions, the medical condition of the applicant or the geographic proximity of the applicant to the offered courses of study.

4. The Secretary of State may authorize the provision of a course of study for the mandatory training of notaries public by a qualified third party subject to the terms and conditions established by the Secretary of State or his designee.

NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R114-07

The Secretary of State adopted regulations assigned LCB File No. R114-07 which pertain to chapter 240 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

1. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public. These must be stated separately, and each case must include:

- (a) Both adverse and beneficial effects; and**
- (b) Both immediate and long-term effects.**

(a) These adopted regulations do not have any economic effect on any business. There is no estimated beneficial effect on the regulation on the notary public business.

(b) There is no estimated immediate effect of the regulation on the notary public business. There is not estimated long-term effect of the regulation on the notary public business.

2. The estimated cost to the agency for enforcement of the proposed regulation.

The estimated cost to the agency for enforcement of the proposed regulation is minimal.

3. A description of any regulations of the state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

The adopted regulations do not duplicate or overlap any other state or government agency regulations.

4. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of those provisions.

The adopted regulations do not include provisions that are more stringent than a federal regulation regulating the same activity.

5. If the regulation establishes a new fee or increases an existing fee, a statement indicating the total annual amount the agency expects to collect and the manner in which the money will be used.

The adopted regulations do not establish a new fee or increase an existing fee.

6. The Secretary of State held a public workshop on February 13, 2008 and an adoption hearing on February 14, 2008. The public did not comment, so there is no summary of public response.