

Assembly Bill No. 227—Assemblymen Denis, Pierce, McCleary, Leslie, Parks, Anderson, Atkinson, Buckley, Claborn, Conklin, Gansert, Gerhardt, Giunchigliani, Hogan, Holcomb, Kirkpatrick, Mabey, Munford, Ocegüera, Seale and Smith

Joint Sponsors: Senators Carlton and Horsford

CHAPTER.....

AN ACT relating to notaries public; prohibits a notary public who is not an attorney licensed to practice law in this State from using the term “notario,” “notario publico” or any other equivalent non-English term in any form of communication that advertises his services as a notary public; providing a penalty; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law requires every notary public who is not an attorney licensed to practice law in Nevada and who advertises his services in a language other than English to include with the advertisement notice that he is not a licensed attorney and may not accept fees for giving legal advice. The appointment of a notary public who violates this provision will be suspended for at least 1 year or revoked for a third or subsequent violation and the notary public may be subject to a criminal prosecution for which he may be fined not more than \$2,000. (NRS 240.085)

This bill prohibits a notary public who is not an attorney licensed to practice law in Nevada from using the terms “notario,” “notario publico” or any other equivalent non-English term in any communication that advertises his services, including business cards, stationery, notices and signs. A notary public who violates this prohibition is subject to the same penalties imposed on a notary public who is not a licensed attorney in Nevada relating to advertising his services in a language other than English.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 240.085 is hereby amended to read as follows:  
240.085 1. Every notary public who is not an attorney licensed to practice law in this State and who advertises his services as a notary public in a language other than English by any form of communication, except a single plaque on his desk, shall post or otherwise include with the advertisement a notice in the language in which the advertisement appears. The notice must be of a conspicuous size, if in writing, and must appear in substantially the following form:

I AM NOT AN ATTORNEY IN THE STATE OF  
NEVADA. I AM NOT LICENSED TO GIVE LEGAL  
ADVICE. I MAY NOT ACCEPT FEES FOR GIVING  
LEGAL ADVICE.

2. *A notary public who is not an attorney licensed to practice law in this State shall not use the term “notario,” “notario publico” or any other equivalent non-English term in any form of communication that advertises his services as a notary public, including, without limitation, a business card, stationery, notice and sign.*

3. If the Secretary of State finds a notary public guilty of violating the provisions of subsection 1 ~~1~~ *or 2*, he shall:

(a) Suspend the appointment of the notary public for not less than 1 year.

(b) Revoke the appointment of the notary public for a third or subsequent offense.

~~3~~ 4. A notary public who is found guilty in a criminal prosecution of violating subsection 1 *or 2* shall be punished by a fine of not more than \$2,000.