

(Reprinted with amendments adopted on April 14, 2021)

FIRST REPRINT

A.B. 325

ASSEMBLY BILL NO. 325—ASSEMBLYMEN KASAMA, TITUS, LEAVITT, DICKMAN, ELLISON; HAFEN, HARDY, KRASNER, MATTHEWS, MCARTHUR, O’NEILL, ROBERTS, TOLLES AND WHEELER

MARCH 17, 2021

JOINT SPONSORS: SENATORS BUCK AND SEEVERS GANSERT

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to the recording of documents. (BDR 20-642)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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

AN ACT relating to records; authorizing the submission of a certified paper copy of an electronic document to certain county recorders; prescribing a certificate sufficient for certifying that a paper copy is a true and correct copy of an electronic document; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires a county recorder to receive, record and index certain  
2 documents. Such documents must generally be submitted to a county recorder as a  
3 paper document. (Chapter 247 of NRS) Existing law authorizes a county recorder  
4 to receive, record, store, index, archive and transmit electronic documents in  
5 addition to paper documents. (NRS 111.366-111.3697, 247.115) **Section 1** of this  
6 bill authorizes the submission of a certified paper copy of an electronic document  
7 for recording to a county recorder who has elected to receive and record electronic  
8 documents. **Section 2** of this bill prescribes a certificate sufficient for certifying that  
9 a paper copy is a true and correct copy of an electronic document. **Sections 4-6** of  
10 this bill make conforming changes to indicate the proper placement of **section 2** in  
11 the Nevada Revised Statutes.



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

1 **Section 1.** Chapter 247 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3 *1. If a law requires, as a condition for recording, that a*  
4 *document:*

5 *(a) Be an original, be on paper or another tangible medium, or*  
6 *be in writing; or*

7 *(b) Be signed,*  
8 *↳ the requirement is satisfied by a certified paper copy of an*  
9 *electronic document that satisfies the provisions of NRS 111.366*  
10 *to 111.3697, inclusive.*

11 *2. This section allows a person to submit a certified paper*  
12 *copy of an electronic document for recording only if a county*  
13 *recorder has elected to accept electronic documents for recording*  
14 *pursuant to NRS 247.115.*

15 **Sec. 2.** Chapter 240 of NRS is hereby amended by adding  
16 thereto a new section to read as follows:

17 *Upon compliance with the requirements of NRS 240.199, the*  
18 *following certificate is sufficient for certifying that a paper*  
19 *document is a true and correct copy of an electronic document:*

20  
21 *State of Nevada*  
22 *County of.....*  
23

24 *I certify that this is a true and correct copy of an*  
25 *electronic document printed by me or under my supervision.*  
26 *I further certify that, at the time of printing, no security*  
27 *features present on the electronic document indicated any*  
28 *changes or errors in an electronic signature or other*  
29 *information in the electronic document since its creation or*  
30 *execution.*

31 *Dated.....*  
32

33 .....  
34 *(Signature of notarial officer)*

35 *(Seal, if any)*

36 .....  
37 *(Title and rank (optional))*

38 **Sec. 3.** (Deleted by amendment.)

39 **Sec. 4.** NRS 240.181 is hereby amended to read as follows:

40 240.181 NRS 240.181 to 240.206, inclusive, *and section 2 of*  
41 *this act* may be cited as the Electronic Notarization Enabling Act.



1     **Sec. 5.** NRS 240.182 is hereby amended to read as follows:  
2     240.182 As used in NRS 240.181 to 240.206, inclusive, *and*  
3 *section 2 of this act*, unless the context otherwise requires, the  
4 words and terms defined in NRS 240.1821 to 240.1882, inclusive,  
5 have the meanings ascribed to them in those sections.

6     **Sec. 6.** NRS 240.189 is hereby amended to read as follows:  
7     240.189 An electronic notary public shall comply with those  
8 provisions of NRS 240.001 to 240.169, inclusive, which are not  
9 inconsistent with NRS 240.181 to 240.206, inclusive ~~§~~, *and*  
10 *section 2 of this act*. To the extent that the provisions of NRS  
11 240.001 to 240.169, inclusive, conflict with the provisions of NRS  
12 240.181 to 240.206, inclusive, *and section 2 of this act*, the  
13 provisions of NRS 240.181 to 240.206, inclusive, *and section 2 of*  
14 *this act* control.

15     **Sec. 7.** This act becomes effective on July 1, 2021.

