

**Amendment No. 297**

Assembly Amendment to Assembly Bill No. 325	(BDR 20-642)
<b>Proposed by:</b> Assembly Committee on Government Affairs	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date		SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____		Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____		Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) **orange double underlining** is deleted language in the original bill proposed to be retained in this amendment.





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

- 3 **1. If a law requires, as a condition for recording, that a document:**  
4 **(a) Be an original, be on paper or another tangible medium, or be in writing;**  
5 **or**

1 (b) *Be signed,*  
2 *↪ the requirement is satisfied by a certified paper copy of an electronic document*  
3 *that satisfies the provisions of NRS 111.366 to 111.3697, inclusive.*

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

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

9 *Upon compliance with the requirements of NRS ~~[240.1655,]~~ 240.199, the*  
10 *following certificate is sufficient for certifying that a paper document is a true*  
11 *and correct copy of an electronic document:*

12  
13 *State of Nevada*  
14 *County of.....*

15  
16 *I certify that this is a true and correct copy of an electronic document*  
17 *printed by me or under my supervision. I further certify that, at the time*  
18 *of printing, no security features present on the electronic document*  
19 *indicated any changes or errors in an electronic signature or other*  
20 *information in the electronic document since its creation or execution.*

21 *Dated .....*

22  
23 .....  
24 *(Signature of notarial officer)*

25 *(Seal, if any)*

26  
27 .....  
28 *(Title and rank (optional))*

29 **Sec. 3.** ~~[NRS 240.161 is hereby amended to read as follows:~~

30 ~~240.161 1. NRS 240.161 to 240.169, inclusive, and section 2 of this act~~  
31 ~~may be cited as the Uniform Law on Notarial Acts.~~

32 ~~2. These sections must be applied and construed to effectuate their general~~  
33 ~~purpose to make uniform the law with respect to the subject of these sections~~  
34 ~~among states enacting them.] (Deleted by amendment.)~~

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

36 240.181 NRS 240.181 to 240.206, inclusive, and section 2 of this act may be  
37 cited as the Electronic Notarization Enabling Act.

38 **Sec. 5.** NRS 240.182 is hereby amended to read as follows:

39 240.182 As used in NRS 240.181 to 240.206, inclusive, and section 2 of this  
40 act, unless the context otherwise requires, the words and terms defined in NRS  
41 240.1821 to 240.1882, inclusive, have the meanings ascribed to them in those  
42 sections.

43 **Sec. 6.** NRS 240.189 is hereby amended to read as follows:

44 240.189 An electronic notary public shall comply with those provisions of  
45 NRS 240.001 to 240.169, inclusive, which are not inconsistent with NRS 240.181  
46 to 240.206, inclusive ~~[,]~~ and section 2 of this act. To the extent that the provisions  
47 of NRS 240.001 to 240.169, inclusive, conflict with the provisions of NRS 240.181  
48 to 240.206, inclusive, and section 2 of this act, the provisions of NRS 240.181 to  
49 240.206, inclusive, and section 2 of this act control.

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