

CORRECTED
SESSION OF 2006

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2485

As Amended by Senate Committee on
Judiciary

Brief*

HB 2485 would enact provisions regarding prohibited acts by notaries public. Prohibited acts would include the following:

- A notary public, not admitted to practice law, and who advertises services in non-English must include in the same language that “ I am not authorized to practice law and have no authority to give advice on immigration law or other legal matters.”
- The notary could not use the term “notario publico” or any equivalent non-English term unless the notary complies with the prior requirement.

Violations would result in:

- The loss of notary certification for a lifetime.
- A deceptive act or practice punishable under the Kansas Consumer Protection Act which carries a fine of \$5,000 for each violation.
- A class B misdemeanor which could carry a fine up to \$1,000 and a sentence of up to six months in a county jail.

Background

A spokesperson from the Kansas Attorney General’s Office spoke in favor of the bill. Others who expressed support for the measure included delegates from El Centro Inc., the Kansas Hispanic and Latino American Affairs Committee. A letter of support was

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

received from the Secretary of State's Office.

The Senate Committee made a technical amendment.

The fiscal note indicates no fiscal effect on the state, however, there would be a fiscal effect on certain non-English speaking notaries public.