

LEGISLATURE OF PENNSYLVANIA.

FILE OF THE HOUSE OF REPRESENTATIVES.

No. **803** Session of
1919.

INTRODUCED BY MR. J. A. WALKER, MARCH 10, 1919.

REFERRED TO COMMITTEE ON JUDICIARY GENERAL,
MARCH 11, 1919.

AN ACT

Making it a misdemeanor for a notary public to give any false certificate of acknowledgment or affidavit providing penalties therefor including revocation of such notary public's commission directing notice of such revocation to be given by the Clerk of the Court and requiring the Secretary of the Commonwealth to furnish every notary public with a copy of this act when his commission is issued

1 Section 1 *Be it enacted by the Senate and House of Repre-*
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*
3 *met and it is hereby enacted by the authority of the same That*
4 *it shall be unlawful for any notary public of this Com-*
5 *monwealth to certify under his hand and seal that any*
6 *person acknowledged before him any deed mortgage agree-*
7 *ment or other instrument of writing or swore or affirmed*
8 *before him to any affidavit deposition or other document*
9 *when such person did not actually appear in person be-*

1 fore the said notary public and make acknowledgment or
2 affidavit as certified

3 Section 2 Every notary public violating the provisions of
4 this act shall be guilty of a misdemeanor and upon con-
5 viction thereof shall be liable to a fine not exceeding
6 fifty dollars for each offense to be paid to the Com-
7 monwealth

8 Section 3 The conviction of any person under the pro-
9 visions of this act shall operate in and of itself to
10 revoke his commission as notary public and he shall
11 thereafter during the remainder of the term for which he
12 has or shall have been commissioned have no power to
13 perform any act as notary public and he shall also
14 thereafter be ineligible to appointment as a notary public
15 It shall be the duty of the Clerk of the Court in which
16 such conviction shall be had to give immediate written
17 notice thereof to the Secretary of the Commonwealth and
18 to the Prothonotary of the Court of Common Pleas of
19 the county where such notary public resides

20 Section 4 It shall be the duty of the Secretary of the
21 Commonwealth whenever a commission is issued to a notary
22 public to furnish him at the same time with a copy of
23 this act But the omission of the Secretary of the Com-
24 monwealth to furnish such copy to any notary public on
25 the issue to him of his commission shall not be a de-
26 fense to any prosecution hereunder

27 Section 5 The provisions of this act shall in no wise
28 affect or limit the power of the Governor under existing
29 laws to remove any notary public from office