

1-1 By: Rodríguez S.B. No. 665
1-2 (In the Senate - Filed January 30, 2017; February 15, 2017,
1-3 read first time and referred to Committee on State Affairs;
1-4 April 12, 2017, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 5, Nays 4; April 12, 2017,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9 Huffman	X			
1-10 Hughes	X			
1-11 Birdwell	X			
1-12 Creighton		X		
1-13 Estes		X		
1-14 Lucio	X			
1-15 Nelson		X		
1-16 Schwertner		X		
1-17 Zaffirini	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 665 By: Hughes

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to education requirements for a notary public appointment;
1-22 authorizing a fee.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter A, Chapter 406, Government Code, is
1-25 amended by adding Section 406.0045 to read as follows:

1-26 Sec. 406.0045. REQUIRED EDUCATIONAL COURSE. (a) An
1-27 applicant for an initial appointment as a notary public shall
1-28 complete an educational course approved by the secretary of state.
1-29 The educational course may be an online, self-study, or classroom
1-30 course.

1-31 (b) The secretary of state shall adopt rules necessary to
1-32 implement the educational course requirement imposed by Subsection
1-33 (a). The rules must:

1-34 (1) establish the standards for an educational course;
1-35 (2) establish the procedures for approving an
1-36 educational course; and

1-37 (3) set a nonrefundable vendor application and renewal
1-38 fee for a vendor of an educational course in an amount sufficient to
1-39 administer this section.

1-40 (c) The secretary of state may provide an educational course
1-41 to satisfy the requirements of Subsection (a).

1-42 (d) A fee received by the secretary of state under
1-43 Subsection (b)(3) must be appropriated to and used by the secretary
1-44 of state to administer this section.

1-45 SECTION 2. Section 406.005, Government Code, is amended by
1-46 adding Subsection (c) to read as follows:

1-47 (c) An application for an initial appointment under this
1-48 section must include a statement that the applicant has completed
1-49 an educational course required by Section 406.0045.

1-50 SECTION 3. Section 406.006, Government Code, is amended to
1-51 read as follows:

1-52 Sec. 406.006. QUALIFICATION. An individual qualifies by:

1-53 (1) properly completing the application form;
1-54 (2) executing the statement;
1-55 (3) providing the bond, if required;
1-56 (4) paying the required filing fees; [and]
1-57 (5) meeting the eligibility requirements; and
1-58 (6) providing a statement of completion of an
1-59 educational course if required by Section 406.0045.

1-60 SECTION 4. Section 406.007(a), Government Code, is amended

2-1 to read as follows:

2-2 (a) The applicant must submit to the secretary of state:

2-3 (1) a fee of \$10 for approving and filing the bond of
2-4 the notary public, if required; and

2-5 (2) a fee of \$1 to be appropriated to and used by the
2-6 secretary of state only for:

2-7 (A) hiring an investigator;

2-8 (B) administering and managing an educational

2-9 course under Section 406.0045(c); and

2-10 (C) [for] preparing and distributing the
2-11 materials required to be distributed under Section 406.008.

2-12 SECTION 5. Section 406.011, Government Code, is amended by
2-13 adding Subsection (c) to read as follows:

2-14 (c) Section 406.0045 does not apply to a notary public
2-15 applying for reappointment under this section.

2-16 SECTION 6. The changes in law made by this Act apply only to
2-17 an application for a notary public appointment received and
2-18 qualified on or after September 1, 2018. An application received
2-19 and qualified before September 1, 2018, is governed by the law as it
2-20 existed immediately before the effective date of this Act, and that
2-21 law is continued in effect for that purpose.

2-22 SECTION 7. This Act takes effect January 1, 2018.

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