

August 17, 2000
OPINION NUMBER 00-265

Mr. Steve Hawkland
Attorney
Office of the Secretary of State
P.O. Box 94125
Baton Rouge, Louisiana 70804-9125

73 NOTARIES – Appointments & Qualifications

LA R.S. 35:191
LA R.S. 35:201

Once a notary surrenders his or her notarial commission, voluntarily or otherwise, she must apply for a new commission and meet all requisites of LA R.S. 35:191 and 35:201 in order to obtain a valid commission.

Dear Mr. Hawkland:

We are in receipt of your request for an Attorney General's Opinion concerning the reinstatement of a notarial commission. Specifically, you ask whether the Office of the Secretary of State can unilaterally reinstate a notarial commission for a notary who has voluntarily surrendered her commission.

The Louisiana Revised Statutes do not provide for the unilateral reinstatement of a notarial commission. Once a notary surrenders his or her notarial commission, voluntarily or otherwise, she must apply for a new commission and meet all requisites of LA R.S. 35:191 and 35:201 in order to obtain a valid commission. Once the requisites of LA R.S. 35:191 and 35:201 have been successfully fulfilled, the individual may be re-commissioned and possessed of a valid commission.

We hope this opinion addresses all of your concerns. If we can be of further assistance, please advise.

Very truly yours,

RICHARD P. IEYOUB
Attorney General

BY: _____
ANDREW D. BENTON
Assistant Attorney General

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Syllabus

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Date Received:

Date Released: August 17, 2000

Andrew D. Benton
Assistant Attorney General