

Department of Planning and Budget 2021 Fiscal Impact Statement

1. Bill Number: HB2064

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Simon

3. Committee: House Committee for Courts of Justice

4. Title: Recording an electronic document; electronic notarial certificate; emergency.

5. Summary: The proposed bill requires a clerk's office to record a paper copy of an electronic document, provided that such copy otherwise meets the requirements for recordation and is certified to be a true and correct copy of the electronic original by the party who submits the document for recordation.

The bill also requires an electronic notarial certificate to include the county or city in the Commonwealth where the notary public was physically located and indicate whether the notarization was done in person or by remote online notarization, defined in the bill as an electronic notarization where the signer is not in the physical presence of the notary. The bill also adds additional forms of "satisfactory evidence of identity" when a notary is using video and audio communication. The bill contains an emergency clause.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary (see #8)

8. Fiscal Implications: According to the Compensation Board, the proposed bill is not expected to have a material fiscal impact on circuit court clerk's offices.

9. Specific Agency or Political Subdivisions Affected: Circuit court clerk's offices

10. Technical Amendment Necessary: No

11. Other Comments: None