

WSR 24-11-162

PERMANENT RULES

DEPARTMENT OF LICENSING

[Filed May 22, 2024, 11:46 a.m., effective June 22, 2024]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The department of licensing is considering raising the maximum fees a notary may charge for notarial acts from \$10 to \$15.

Citation of Rules Affected by this Order: Amending WAC 308-30-220 Fees for notarial acts.

Statutory Authority for Adoption: RCW 42.45.170 Fees and 42.45.250 Rules.

Adopted under notice filed as WSR 24-09-086 on April 17, 2024.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 1 [0].

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 1 [0].

Date Adopted: May 22, 2024.

Ellis Starrett
Rules and Policy Manager

OTS-5312.1

AMENDATORY SECTION (Amending WSR 21-05-039, filed 2/11/21, effective 3/14/21)

WAC 308-30-220 Fees for notarial acts. (1) The maximum fees a notary may charge for notarial acts are:

Notarial Act	<u>Maximum Fee</u>
Witnessing or attesting a signature	((\$10.00)) <u>\$15.00</u>
Taking an acknowledgment or a verification upon oath or affirmation	((\$10.00)) <u>\$15.00</u>
Certifying or attesting a copy	((\$10.00)) <u>\$15.00</u>
Administering an oath or affirmation	((\$10.00)) <u>\$15.00</u>
Certifying that an event has occurred or an act has been performed	((\$10.00)) <u>\$15.00</u>
<u>Remote notarial act</u>	<u>\$25.00</u>

(2) A notary public need not charge for notarial acts.

(3) A notary public may not charge fees for receiving or noting a protest of a negotiable instrument.

(4) A notary public may additionally charge the actual costs of copying any instrument or record.

(5) A notary public may charge a travel fee when traveling to perform a notarial act if:

(a) The notary public and the individual requesting the notarial act agree upon the travel fee in advance of the travel; and

(b) The notary public explains to the individual requesting the notarial act that the travel fee is in addition to the notarial fee in subsection (1) of this section and is not required by law.

(6) Notwithstanding the maximum fees set forth in subsection (1) of this section and the prohibition set forth in subsection (3) of this section, a notary public may charge a maximum fee of (~~twenty-five dollars~~) \$25 to perform a remote notarial act.