

By Mr. Hermann of North Andover, petition of Michael J. Connolly and Joseph N. Hermann relative to fees charged by notaries public and other authorized officials. State Administration.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Ninety-One.

AN ACT RELATIVE TO FEES CHARGED BY CERTAIN STATE OFFICIALS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Chapter 222 of the General Laws as appearing  
2 in the 1988 Official Edition is hereby amended by striking out  
3 section 3 and inserting in place thereof the following section: —

4 Section 3. The governor shall appoint commissioners to  
5 administer to public officers the oaths of office required by the  
6 constitution. Upon administering such oaths, the commissioner  
7 shall forthwith make return thereof, with the date of the same,  
8 to the state secretary.

9 Commissioners may charge a fee for the administration of the  
10 oaths of office, provided, however, that said fee shall in no case  
11 exceed five dollars per commissioner. Neither the state secretary  
12 nor any officer or employee in his department acting as such a  
13 commissioner shall charge any fee for the administration of such  
14 an oath. Nothing in this section shall prohibit the waiver by a  
15 commissioner of any applicable fee.

1 SECTION 2. Chapter 262 of the General Laws as appearing  
2 in the 1988 Official Edition is hereby amended by striking out  
3 section 41 and inserting in place thereof the following section: —

4 Section 41. The fees which notaries public may charge for oaths,  
5 acknowledgements and notarizations of any kind shall not exceed  
6 two dollars for the first signature and one dollar for each  
7 additional signature. Nothing in this section shall prohibit the  
8 waiver by a notary public of any applicable fee.

1 SECTION 3. Said chapter 262 of the General Laws is hereby  
2 further amended by inserting after section 42 the following new  
3 section: —

4 Section 42A. Unless otherwise provided, the fee which a  
5 commissioner, appointed under this chapter or under section 3  
6 of chapter two hundred and twenty-two, may charge for the  
7 administration of the oaths of office to a public officer as required  
8 by the constitution shall in no case exceed five dollars per  
9 commissioner. Nothing in this section shall prohibit the waiver  
10 by a commissioner of any applicable fee.