

**SUPREME COURT OF VERMONT  
OFFICE OF THE COURT ADMINISTRATOR**

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H.206

Bill proposing to require notaries public to be commissioned  
and regulated by the Office of Professional Regulation

To: Representative Donna Sweaney  
House Government Operations Committee

From: Patricia Gabel, State Court Administrator

Date: March 27, 2015

RE: H. 206 Section 2— 26 V.S.A., Chapter 95, § 5061(b)(1) (pages 13-14)

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H. 206 sets forth which individuals shall be commissioned as notaries and those that shall not be required to pay the fee set forth in 3 V.S.A. §125. As written, the bill includes:

- (1) a judge, clerk, and deputy clerk of a court of this State;
- (2) justices of the peace and town clerks and their assistants;
- (3) a State Police officer, a municipal police officer, a fish and game warden, a sheriff or deputy sheriff, a motor vehicle inspector, an employee of the Department of Corrections, and an employee of the Department for Children and Families.

The current language excludes docket clerks, probate registers and other court staff whose job responsibilities require them to act as notaries. The Judiciary requests that section (1) be amended to give the State Court Administrator more flexibility in determining which staff shall be designated ex officio notaries and that the language be revised as follows:

§5061(b)(1) a judge, clerk, or other court staff as designated by the State Court Administrator;