

1 S.XX

2 Senator Sears moves that the bill be amended by adding a new Sec. XX to
3 read as follows:

4 Sec. XX. 14 V.S.A. § 3503 is amended to read:

5 § 3503. EXECUTION

6 (a) A power of attorney shall be signed by the principal in the presence of at
7 least one witness and shall be acknowledged before a notary public, who shall
8 be a person other than the witness.

9 * * *

10 (f)(1) During the period that the Emergency Administrative Rules for
11 Remote Notarial Acts issued by the Vermont Secretary of State (the
12 Emergency Rules) are in effect, the witness to a power of attorney signed in
13 conformity with the Emergency Rules and pursuant to this section shall be
14 considered to be in the presence of the principal whether or not the witness is
15 physically present with the principal or the notary. A power of attorney
16 executed pursuant to this subsection may be recorded in the land records.

17 (2) A deed or other instrument executed in compliance with the
18 Emergency Rules shall be presumed to be valid if the notarial certificate
19 attached to the power of attorney contains an affirmative statement of
20 compliance with the Emergency Rules.

21