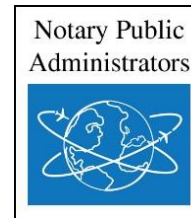


NASS eNotarization STANDARDS – “Active” States, Substantially Conforming Regulations

eNotarization “Active” States: AL*, AR, CA, CO, FL, IA, MD*, MN, NM, NC, OR, PA, TX*, UT*, VT*, VA, WV

*Uniform Electronic Transactions Act is the state’s implementing regulation. Other states have specific statutes and rules.

- NOTES**
- If conformity of any given state provision is unclear, it is not mapped in this chart. In addition, non-statutory/non-rule practices may comport with certain Standards, but those practices are not contemplated herein.
 - Administrative rules are pending in Montana, so they could not be weighed during compilation of this information.
 - Standards 13, 14 and 15 do not appear. They deal primarily with Apostilles and authentications, while this chart focuses on provisions dealing with the notary and notary procedures.



STANDARD	SUBSTANTIALLY CONFORMS, or CONFORMITY IS INFERRED	DIFFERS
Physical Appearance Requirement 1 – Physical appearance required	AR, CA, CO, FL, IA, MD, MN, NM, NC, OR, PA, TX, UT, VT, WV	MT – Allows remote audio/video notarization, subject to various limitations VA – Allows remote audio/video notarization, subject to signer ID limitations
2 – Same ID methods as for paper notarizations	AR, CA, CO, FL, IA, MD, MN, NM, NC, OR, PA, TX, UT, VT, WV	MT – Remote audio/video notarizations permit personal knowledge and credible witness ID methods only. VA - Remote audio/video notarization requires specific, unique satisfactory ID methods
Registration Requirement 3 – Register eNotary capability before performing	AR, CO, IA, MN, MT, NM, NC, OR, PA, VA, WV	
4 – Report certain specifics about eNotarization technology when registering	AR, CO, NM, NC, OR, VA, WV,	
Form and Manner of Performing eNotarizations 5 – Notary shall apply an e-signature; tamper-evident	AR, CA*, CO* FL, IA, MD*, MN*, MT, NM, NC, OR, PA, TX*, UT*, VT*, VA, WV <i>*silent re: tamper-evident</i>	
6 – Notary shall complete an electronic notarial certificate; tamper-evident	AR, CA*, CO*, FL, IA, MD*, MN*, MT, NM, NC, OR, PA, TX*, UT*, VT*, VA, WV <i>*silent re: tamper-evident</i>	
7 – Attributes of reliable notary e-signature; unique to notary/sole control, independently verifiable, tamper-evident	AR, FL, MT, NM, NC, OR, PA, VA, WV	
8 – Notary shall apply an e-seal; tamper-evident	AR, CA*, CO*, FL, IA, MD*, MN*, MT, NM, NC, OR, PA, TX*, UT*, VA, WV <i>*silent re: tamper-evident</i>	
9 – Attributes of reliable notary e-seal; unique to notary/sole control, independently verifiable, tamper-evident	AR, FL, MT, NM, NC, OR, PA, VA,	
10 – Notary e-signature, e-seal used only for notarial acts	CA, CO, FL, MD, MN, NM, NC, OR, PA, TX, UT, VA, WV	
11 – Liability, sanctions, remedies for improper electronic acts same as for paper acts	AR, CA, CO, FL, IA, MD, MN, MT, NM, NC, OR, PA, TX, UT, VT, VA, WV	<p>Questions, comments? Contact: Kathleen Butler (NPA Section Member) American Society of Notaries Kathleen@asnnotary.org PH 850-671-5164</p>
Security Requirements 12 – Notary will not share e-notary information with unauthorized persons (<i>Security of means for affixing official signature/seal</i>)	AR, CA, CO, FL, IA, MT, NM, NC, OR, PA, UT, VA, WV	