
Emergency Rules

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 100—[Secretary of State—]
Notary Commissions

EMERGENCY AMENDMENT

15 CSR 30-100.015 Request for Hearing on Suspension or an Appeal on a Denial of an Application. The secretary is amending the rule to add denial of an application to the reasons one can request a hearing.

PURPOSE: This emergency amendment adds a section (5) to add denial of an application to appeals.

*EMERGENCY STATEMENT: The secretary of state determined that this emergency amendment is necessary to preserve a compelling governmental interest. This emergency amendment is necessary to address changes made by the legislatures, which took effect on August 28, 2020, to electronic notarization. The secretary of state needs this emergency amendment since the Executive Order issued by the governor expired on August 28, 2020. The secretary of state finds there is a compelling governmental interest, which requires this emergency action since due to the pandemic of COVID-19, in person notarization is unable to be performed for wills, powers of attorney, and durable power of attorney in health care decisions. A proposed amendment, which covers the same material, is published in this issue of the **Missouri Register**. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended in the **Missouri and United States Constitutions**. The secretary of state believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed August 31, 2020, becomes effective September 15, 2020, and expires March 13, 2021.*

(5) An applicant who has been denied a notary commission may appeal the denial to the Director of Business Services or his or her designee. This appeal does not include a right to a hearing.

*AUTHORITY: section [486.385.2, RSMo 2016] 486.815.1, RSMo Supp. 2020. Original rule filed April 17, 2017, effective Oct. 2017. Emergency amendment filed Aug. 31, 2020, effective Sept. 15, 2020, expires March 13, 2021. A proposed rule and emergency rule covering this same material will be published in the Oct. 1, 2020, issue of the **Missouri Register**.*

PUBLIC COST: This emergency amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the time the emergency is effective.

PRIVATE COST: This emergency amendment will not cost private entities more than five hundred dollars (\$500) in the time the emergency is effective.