

SIGNED & SEALED

2019 ANNUAL EDITION

LOUISIANA NOTARY
ASSOCIATION

LEGISLATIVE UPDATE

Looking Ahead to
Protect Our Future

**Advanced
Directives:
What You
Need to
Know**

REAL ESTATE INTEREST & OWNERSHIP

CONTINUING EDUCATION

2019 Offerings &
Opportunities



**INTRODUCING THE
LNA'S NEW LOGO!**

The Louisiana Civil Law Notary Journal

ABOUT THIS ISSUE

The 2019 Annual Edition of Signed & Sealed features updates on the LNA and articles on topics relevant to the profession of Civil Law Notary

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The Louisiana Civil Law Notary Journal

Samantha L. Bloemer, Editor

Published by the
Louisiana Notary Association

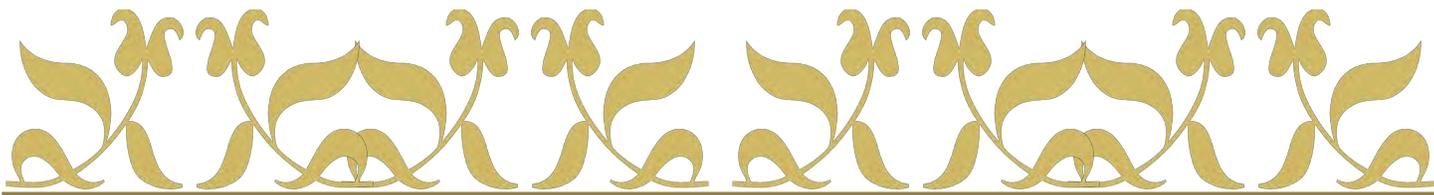
The Louisiana Notary Association is a 501 (c)(3) non-profit educational corporation organized exclusively for educational and historical purposes, to provide information and educational opportunities regarding the public office of the commissioned Louisiana Civil Law Notary, and to preserve the traditions and cultural heritage afforded by the unique and superior principles of law as set forth in the Louisiana Civil Code.

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The Louisiana Notary Association is the premier provider of education and information for and about Civil Law Notaries in the State of Louisiana.



A Letter From Your Editor...



Samantha L. Bloemer earned her statewide notarial commission in 2012, after beginning her career in the legal field in 2010. Sam graduated from Southeastern Louisiana University in 2011 with a

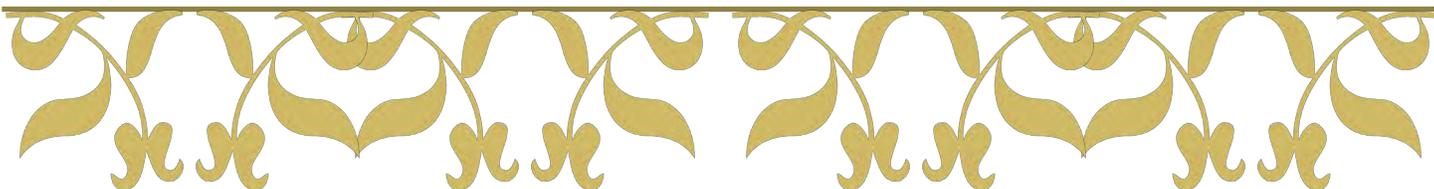
degree in Creative Writing and thereafter went on to work as a paralegal for Peragine Law Firm in Covington, Louisiana. Sam now owns and operates Covington Title, LLC, a full service real estate closing, settlement, and title insurance agency, and Magnolia Notary, LLC, a notarial practice focusing on last wills, mandates, and general notarial work. Sam is a National Notary Association Certified Signing Agent, and she is a member of the Louisiana Notary Association, where she serves as a notary educator, 2019 Vice President of the Board of Directors, and the Northshore Shop Talk Coordinator. In her free time, Sam enjoys reading, photography, and going on adventures with her beagle, Wolfie, greyhound, Harley, and catahoula, Joey.

Hello, fellow notaries and LNA members! It has been my pleasure to serve as editor for this year's edition of Signed & Sealed. I look forward to receiving my copy of the journal in the mail each year, so I was overjoyed to have the opportunity to put this issue together. It has been such a fun experience working on this edition and re-vamping our publication design. My goal was to bring a fresh, new look to Signed & Sealed but to continue the LNA's tradition of providing interesting and insightful articles on topics of interest and importance to our readers. I truly hope that I have accomplished that goal and that you enjoy this edition!

Inside, you will find articles on specific topics of interest, such as advanced directives and property ownership, as well as updates on the legislative session and the association's events and activities throughout the year. This edition also features articles by our 2018 and 2019 Convention Scholarship winners, among other great articles.

I want to thank all of our contributors and everyone who helped to bring this new edition to life! We could not have done it without your invaluable help and knowledge throughout this process.

I also hope to see everyone at this year's Annual Meeting and Convention in Baton Rouge! Our theme this year is Sealed in History and will focus on the history of the office of notary public in our state and country, as well as across the world. You don't want to miss it!



PRESIDENT'S PERSPECTIVE



**By Darryl LeJeune, 2019
LNA President**

As a member of the association's management team for the past eight years, I have been proud to serve with a group of highly skilled, motivated and dedicated people who have made sincere efforts to grow this association and help meet the needs of the membership in an ever-changing business and legislative environment. As you may know, the LNA has had significant challenges in the past few years, successfully fighting legislative bills that were designed to either reduce testing requirements or limit the powers of the Louisiana civil law notary. The future is likely to get more complex, with a push by business groups to create a second-class notary in Louisiana (equivalent to a common law notary in other states), along with the possibility of remote notarization. In addition, there is growing support by the Louisiana notary community to establish standards for continuing education and create legislation that would require a minimum number of hours to maintain an active commission status. To meet these potential challenges, the LNA is going to need more highly skilled, motivated and dedicated people who want to contribute to the organization's future. Quite simply, we need more manpower to get the job done.

For our newer members or those not familiar with the structure of our organization, the Louisi-

ana Notary Association, established in 1993, is a 501(c)(3) Non-Profit Educational Corporation organized to promote educational opportunities to commissioned Louisiana Notaries Public and to foster preservation of 200+ years of Civil Law tradition set forth in the Louisiana Civil Code. The association is managed by Postlethwaite and Netterville Association Management, which provides Accounting services along with a dedicated Association Coordinator who handles the day to day operational needs of the LNA. Our nine-member Board of Directors, elected by the membership, and members of our committees serve the association as non-paid volunteers.

Since its inception, the LNA has relied heavily on volunteer participation to provide leadership, ideas and manpower to develop and maintain member benefit offerings such as educational courses, publications, events (including our annual convention), Shop Talks and other networking opportunities. Our office staff provides support services for the organization but it is our member volunteers that drive the direction of the association and develop the services and benefits you enjoy today as an LNA member.

We have made great strides in recent years in improving our benefit offerings to you, our member, but we need more volunteer participation to move our association to the next level.

In short – we need YOU – your talents, your skills, your experience – to help us grow and face the challenges ahead.

To help meet our recruitment needs we have launched a new Volunteer page on our website to assist us in matching member interests with the needs of our committees. The Volunteer page provides detailed committee descriptions along with commitment requirements and a link to your personal profile page where you can designate which area(s) of interest you would like to serve as volunteer. The link to the Volunteer page can be found on the main page of the Members Only section or can be accessed directly at www.lna.org/volunteer.

I encourage all members to give serious consideration to joining us as a volunteer. Whether it's teaching an online course, serving as a moderator for Notary2Notary, recruiting members to appear in Legislative committee hearings, or simply helping with event planning – we can use your skills and experience.

Darryl P. LeJeune
2019 President



Darryl is a Louisiana native and resident of Baton Rouge who received his statewide commission as Notary Public in August of 2007. He is a graduate of Louisiana State University, earning a bachelor's degree in Information Systems and Decision Sciences in 2001. Darryl has worked in a variety of industries, including banking, real estate/title, legal and construction.

Darryl is currently employed by Turner Industries, LLC as an Information Systems Analyst and also works as an independent mobile signing agent.

Darryl joined the Louisiana Notary Association in 2009 and has been a board member since 2011. Darryl currently serves as President of the LNA. He also is a member of the Baton Rouge Social Media Association, the Desk and Derrick Club of Baton Rouge and serves as Secretary/Treasurer of the Hoo Shoo Too Lakes Property Owners Association.

GET INVOLVED

**Would you like to volunteer your skills to help the LNA grow?
Go to the Members Only section of your profile on LNA.org
and complete the member involvement form.**

We'll be glad you did!



2019 BOARD OF DIRECTORS FOR THE LOUISIANA NOTARY ASSOCIATION



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LEGISLATIVE & POLITICAL UPDATE

BY SCOTT KIRKPATRICK



As football season heats up, so does the 2019 campaign season. You can count on seeing a lot of campaign commercials in the coming weeks. Most of the money for tv is held by the gubernatorial candidates as incumbent Governor John Bel Edwards will take on two significant Republican challengers, Congressman Ralph Abraham and businessman Eddie Rispone.

All of the statewide elected officials and legislators are up for reelection. Secretary Kyle Ardoin does face a few challengers. None seem to be serious opponents but Secretary Ardoin will be campaigning this Fall. Where there are races in your district, any chance notaries get to highlight the importance of their work to candidates is valuable.

Beyond educating candidates about the work of notaries generally, there are some specific issues the notary community face in the next term.

REMOTE ONLINE NOTARIZATION

The past two legislative sessions have seen bills filed on this issue. While neither of the bills were finally passed, the national trend towards remote online notarization suggests this issue is likely to come back to the legislature. The

LNA has been working closely with other stakeholders, the Louisiana Law Institute and the Secretary of State's office to investigate this issue and understand the implications for remote online notarization on civil law notaries.

SECOND CLASS NOTARIES

A legislative study resolution filed by Rep. Ray Garofalo in 2017 asked the Louisiana Law Institute to examine the creation of a second-class notary capable of witnessing signatures and not required to take a notary exam. The Law Institute continues to look at the issue and the LNA has continued its opposition to the idea.

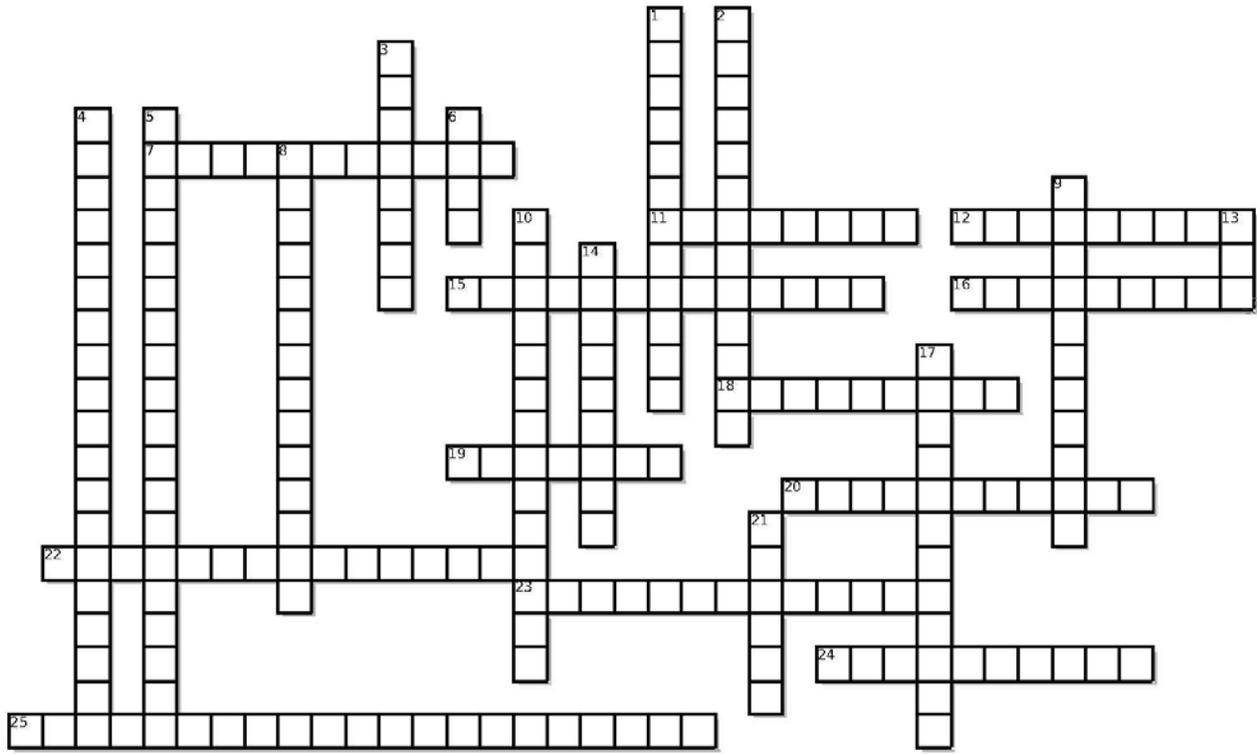
CONTINUING EDUCATION

A topic of interest for a number of years has been adding a continuing education requirement to the notary commission. A group looking at the issue several years ago was ultimately disbanded as it wrestled with questions about how many hours to require, the format for offering the education, the cost to be borne by notaries and the Secretary of State administrative burden. Conversations continue about this issue and it is expected the LNA will be discussing this issue at the Fall convention.

Scott Kirkpatrick serves as the LNA's lobbyist in Baton Rouge and provides lobbying and association management services to clients throughout Louisiana. Amongst other clients, Scott represents Deloitte Consulting, WalMart, Gilsbar and serves as the Executive Director of the Coast Builders Coalition and the Capital Region Industry for Sustainable Infrastructure Solutions.

Mr. Kirkpatrick received his BA in Government and Religious Studies from the University of Virginia and his J.D. from Louisiana State University. He and his wife Heather have two daughters, Laura Jane and Virginia and one son, Kristopher.

NOTARY NEST by Nan Riffe
CHANGE IS COMING TO OUR WORLD



ACROSS

- 7 Required to change notary law and impose burden upon a notary
- 11 Type of service provider that will host and store your documents
- 12 Document used to swear to facts known to you personally
- 15 Requires a notary and two witnesses 2 wds
- 16 Most important compliment to the notary profession
- 18 One of several documents that will not to be allowed to be executed online
- 19 Internet execution by all parties and filing of notary documents
- 20 Century that will see unprecedented change for the notary
- 22 Document used to admit recognition
- 23 Platform for one of the items in this listing 2 wds
- 24 Tool to prove that a notary is qualified to practice 2 wds
- 25 One of several documents that initially will not be allowed

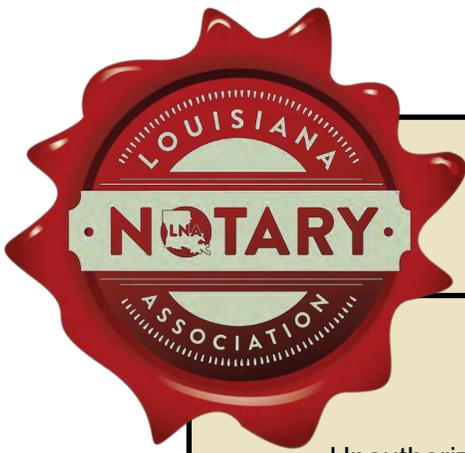
to be executed online 3wds

DOWN

- 1 Legal venue for non-state qualified notaries
- 2 Documents that initially will not be allowed to be executed online 2 wds
- 3 Industry currently using E-filing
- 4 A welcome requirement to support the notary's knowledge 2 wds
- 5 Name signed on the internet 2 wds
- 6 Amount may increase to protect the public
- 8 Jurisdiction is statewide 2 wds
- 9 Statements used by the notary to protect themselves
- 10 Correct word for our customarily used notarizing
- 13 Suggested # of years to store video files
- 14 Keeping records for a stated period of time
- 17 Viewing execution of documents and authenticating 2 wds
- 21 Witness



CORRECT ANSWERS TO THE NOTARY NEST PUZZLE CAN BE
FOUND ON PAGE 36 OF THIS ISSUE!



2019 EDUCATIONAL COURSES

Unauthorized Practice of Law and Notary's Duty to the Public
Paperless Notary Administration & Accounting
Setting up Shop
Puzzle Pieces
Intestate Succession
The Practical Side of Being a Notary
Technology for Notaries
Civil Code Research
What Questions Should You Ask to Prepare a Will?
Mortgages
Forced Heirship
Civil Law and Procedure
Drafting Last Wills and Testaments
Conceptualizing the Power of the Authentic Act
IRS Reporting Requirements for Immovable Property Sales
Immovable Property Transfers
Legislative Updates
UCC-9 Encumbrance of Movables
Civil Code Research
Juridical Skeleton/Appearance Clauses
Will Drafting Workshop
Mortgage Package Signings: Dos & Don'ts
Collation: What Is It & How Does It Work?
His, Hers, Mine, and Ours
Contracts
Successful Vehicle Transfers
Determining Capacity of Notarial Acts
Small Succession Affidavits
Wildlife & Fisheries
LLCs & Corporations
Branding & Marketing Your Notary Business
Mandates: Who's Got The Power?
Writing Skills for Notaries
Property Descriptions
Testamentary Trusts
Usufruct, Right of Habitation, Right of Use: A Comparison
National Association of Parliamentarians Workshop & Exam

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EDUCATIONAL COURSES OFFERED BY THE LNA!
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