

HB3764



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3764

Introduced 2/22/2021, by Rep. Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

765 ILCS 30/6

from Ch. 30, par. 226

Amends Uniform Recognition of Acknowledgments Act. Changes the definition of "acknowledged before me" to mean that, among other things, the person acknowledging appeared before the person taking the acknowledgment in a manner prescribed by the laws or regulations applicable in the place in which the acknowledgment is taken.

LRB102 14941 LNS 20296 b

A BILL FOR

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Uniform Recognition of Acknowledgments Act
5 is amended by changing Section 6 as follows:

6 (765 ILCS 30/6) (from Ch. 30, par. 226)

7 Sec. 6. Certificate of acknowledgment. The words
8 "acknowledged before me" means

9 (1) that the person acknowledging appeared before the
10 person taking the acknowledgment in a manner prescribed by
11 the laws or regulations applicable in the place in which
12 the acknowledgment is taken,

13 (2) that he acknowledged he executed the instrument,

14 (3) that, in the case of:

15 (i) a natural person, he executed the instrument
16 for the purposes therein stated;

17 (ii) a corporation, the officer or agent
18 acknowledged he held the position or title set forth
19 in the instrument and certificate, he signed the
20 instrument on behalf of the corporation by proper
21 authority, and the instrument was the act of the
22 corporation for the purpose therein stated;

23 (iii) a partnership, the partner or agent

1 acknowledged he signed the instrument on behalf of the
2 partnership by proper authority and he executed the
3 instrument as the act of the partnership for the
4 purposes therein stated;

5 (iv) a person acknowledging as principal by an
6 attorney in fact, he executed the instrument by proper
7 authority as the act of the principal for the purposes
8 therein stated;

9 (v) a person acknowledging as a public officer,
10 trustee, administrator, guardian, or other
11 representative, he signed the instrument by proper
12 authority and he executed the instrument in the
13 capacity and for the purposes therein stated; and

14 (4) that the person taking the acknowledgment either
15 knew or had satisfactory evidence that the person
16 acknowledging was the person named in the instrument or
17 certificate.

18 (Source: P.A. 76-1105.)