

18 NCAC 07B .0602 GENERAL APPLICATION DENIAL

- (a) Unqualified applicant. The Director shall deny the application of an applicant for a notary public commission who does not qualify for office based on the factors set forth in Chapter 10B of the General Statutes and this Subchapter.
- (b) Current disciplinary action. The Director shall deny an application if the application is submitted before the expiration of a period of suspension or revocation of a commission previously held by the applicant.
- (c) Information regarding convictions and judgments.
 - (1) The Director shall deny an application which contains false information about the applicant's criminal record or record of civil lawsuit findings or admissions of liability based on the applicant's deceit; or
 - (2) The Director may deny an application which contains misleading information, including:
 - (A) The applicant's criminal record, including whether all charges were dismissed or consolidated or whether all terms and conditions of a judgment have been completed;
 - (B) Misstatement or omission of a nonmaterial fact;
 - (C) Whether a civil lawsuit included findings based on the applicant's deceit; or
 - (D) Whether, in a civil lawsuit or settlement of a civil lawsuit, an applicant made admissions of liability related to the applicant's deceit.
- (d) Applicant notarization. The Director shall deny an application if the applicant notarizes his or her own signature.
- (e) The Director shall deny an application if the applicant:
 - (1) Leaves three or more sections of the application incomplete;
 - (2) Fails to submit an application for initial appointment within 90 days of class; or
 - (3) Fails to submit complete and correct information on an application for initial appointment or reappointment after three submissions by the applicant.

*History Note: Authority G.S. 10B-5; 10B-14(f);
Eff. April 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016;
Transferred from 18 NCAC 07B .0902 Eff. June 1, 2023.*