

**Draft #2 Substitute Floor amendment to the Government and Environment  
Committee amendment:**

Page 1, between lines 1 and two insert: "Section 13-2406, Arizona Revised Statutes, is amended to read:

**13-2406. Impersonating a public servant; classification**

A. A person commits impersonating a public servant if such person pretends to be a public servant and engages in any conduct with the intent to induce another to submit to his pretended official authority or to rely upon his pretended official acts. **FOR PURPOSES OF THIS SECTION, THE TERM PUBLIC SERVANT INCLUDES A NOTARY PUBLIC.**

B. It is no defense to a prosecution under this section that the office the person pretended to hold did not in fact exist or that the pretended office did not in fact possess the authority claimed for it.

C. Impersonating a public servant is a class 1 misdemeanor.

Sec. 2. Amending Section 41-321, Arizona Revised Statutes, to read:

**41-321. Obtaining a seal; violation; classification**

A. A vendor of notary seals may not provide an official seal to a person unless the person presents a photocopy of the person's notarial commission. The vendor shall retain the photocopy for four years.

B. A notary public's official seal may be any shape and shall produce a stamped seal that is no more than one and one-half inches high and two and one-half inches wide. A notary public may possess only one official seal but may also possess and use an embossing seal that may be used only in conjunction with the notary public's official seal. An embossing seal is not an official seal of a notary public.

C. **A PERSON WHO KNOWINGLY VIOLATES SUBSECTION A OF THIS SECTION IS GUILTY OF A CLASS 6 FELONY.** A person who violates ~~this section~~ **SUBSECTION B OF THIS SECTION** is guilty of a class 3 misdemeanor."

Re-number to conform

Strike line 5

Line 6, strike "A." after "WHO" insert "KNOWINGLY"

Line 8, strike "GUILTY OF A CLASS 2 MISDEMEANOR" INSERT "PUNISHABLE AS A VIOLATION OF SECTION 13-2406"

Strike lines 9 through 11

Amend title to conform.