

**9B.8 Authority to refuse to perform notarial act.**

1. A notarial officer may refuse to perform a notarial act if the notarial officer is not satisfied that any of the following apply:

*a.* The individual executing the record is competent or has the capacity to execute the record.

*b.* The individual's signature is knowingly and voluntarily made.

2. A notarial officer may refuse to perform a notarial act unless refusal is prohibited by law other than [this chapter](#).

3. A notarial officer shall not condition the performing of notarial services upon the requirement that the person served be a customer or client of the establishment by which the notarial officer is employed. The employer of a notary public shall not condition the performing of a notarial service upon the requirement that the person served be a customer or client of the establishment by which the notary public is employed.

[2012 Acts, ch 1050, §7, 60](#)