Testimony for HB 5811

AMROCK

Brian Hughes

President, Amrock

- Over 30 years of experience in the title industry
- Nearly 20 years at Amrock
- Licensed in multiple states
- Previously a notary for many years

Three Types of eClosing

1. Hybrid In-Person

A. Current Michigan model

B. Signing occurs in person

C. All non-notarized documents are electronic and eSigned

D. All notarized documents are wet signed and notarized on paper

2. In-Person eNotarization (IPEN)

A. Senate Bill 664

B. Signing occurs in person

C. All documents are electronic, eSigned and eNotarized

3. Remote Online Notarization (RON)

A. House Bill 5811

B. Signing occurs remotely in real-time via two-way, audio-visual connection

C. All documents are electronic, eSigned and eNotarized

D. ID verification occurs through knowledge based assessment in addition to other ID inspections

Remote Online Notarization (RON): Why Pass It?

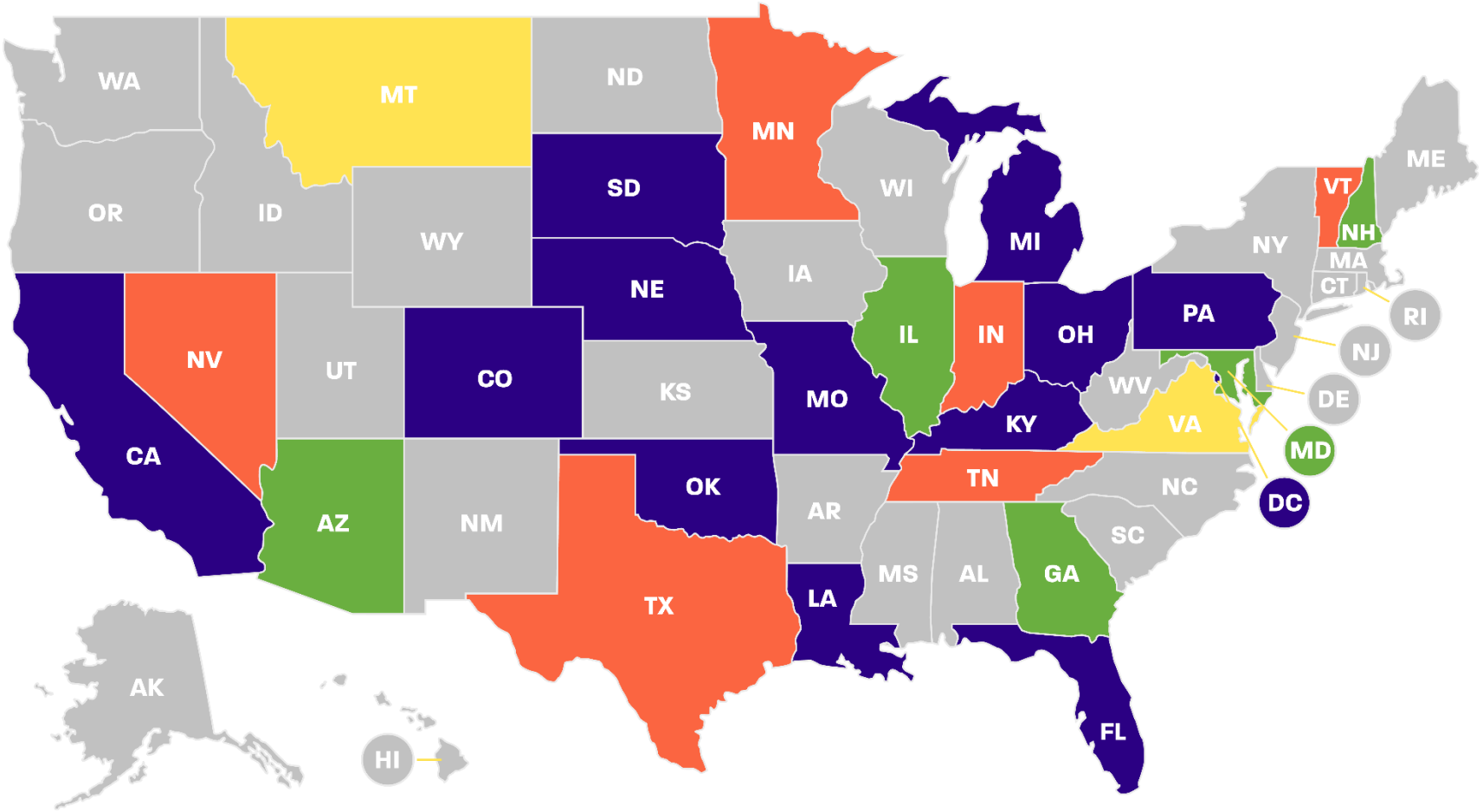
- Constituent expectations and choice
- Reduce fraud risk
- Be at the forefront of industry
- Safer interactions between notaries and clients
- Environmentally friendly

National Activity

RON is legal in 8 states

- Virginia (current)
- Montana (current)
- Texas (July 1, 2018)
- Nevada (July 1, 2018)
- Minnesota (Jan 1, 2019)
- Indiana (July 1, 2019)
- Tennessee (July 1,2019)
- Vermont (July 1, 2019)

2018 Remote Online Notarization (RON) State Policy Tracker



Legend:

- Currently with RON
- Awaiting regulations
- Introduced legislation
- General Activity
- No Activity

HB 5811 Components

- Fraud Prevention
  - Identity proofing
  - Credential analysis
- Definition of Remote eNotarization Platform
  - Inclusive of subcomponents

HB 5811 Components

- Secretary of State Authority
  - SOS standards or acceptance by Government Sponsored Enterprises (GSEs), such as Fannie Mae
- Audio or Visual Recordation
  - Allowance for custodian
- Additional Choice on How Documents are Notarized

Q & A

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