

(2) THE SECRETARY OF STATE OR ASSISTANT SECRETARY OF STATE SHALL GIVE THE NOTARY NOTICE AND AN OPPORTUNITY FOR A HEARING AS PROVIDED IN SUBSECTION (A) OF THIS SECTION, BUT IS NOT REQUIRED TO SUBMIT A RECOMMENDATION TO THE GOVERNOR BEFORE ACTING UNDER THIS SUBSECTION.

(C) HEARING IS NOT CONTESTED CASE.

A HEARING UNDER THIS SECTION IS NOT A CONTESTED CASE UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(D) REQUIREMENTS FOR NOTICE AND HEARING.

THE NOTICE AND HEARING OPPORTUNITY UNDER SUBSECTIONS (A) AND (B) OF THIS SECTION IS DEEMED SATISFIED IF A LETTER INFORMING THE NOTARY OF THE IMPENDING REMOVAL FROM OFFICE AND HEARING OPPORTUNITY IS MAILED TO THE NOTARY AT THE LAST ADDRESS THE NOTARY HAS GIVEN TO THE SECRETARY OF STATE, AND THE LETTER IS RETURNED TO THE SECRETARY OF STATE BY THE UNITED STATES POSTAL SERVICE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 68, § 2.

18-105. ADMINISTRATION OF OATHS; CERTIFICATE UNDER SEAL AS EVIDENCE.

(A) ADMINISTRATION OF OATHS.

A NOTARY PUBLIC SHALL HAVE THE POWER TO ADMINISTER OATHS ACCORDING TO LAW IN ALL MATTERS AND CASES OF A CIVIL NATURE IN WHICH A JUSTICE OF THE PEACE MIGHT HAVE ADMINISTERED AN OATH ON OR BEFORE JULY 4, 1971, AND WITH THE SAME EFFECT.

(B) CERTIFICATE UNDER SEAL AS EVIDENCE.

A CERTIFICATE UNDER THE NOTARIAL SEAL OF A NOTARY SHALL BE SUFFICIENT EVIDENCE OF THE NOTARY HAVING ADMINISTERED THE OATH AS NOTARY PUBLIC.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 68, § 3.

In subsection (a) of this section, the reference to the period "on or before July 4, 1971" is substituted for the former reference to the period "prior to July 5, 1971" to conform to the style used in revised articles of the Code.

In subsection (b) of this section, the former phrase "in his character", which modified the phrase "as notary public", is deleted as unnecessary.