

UNIFORM UNSWORN DECLARATIONS ACT
and
UNIFORM UNSWORN DOMESTIC DECLARATIONS ACT

Reporter's Notes

This packet of materials contains drafts of two draft Acts, to-wit:

(1) UUDA. An Act that amends the Uniform Unsworn Foreign Declarations Act (UUFDA) to authorize the use of unsworn declarations made under the penalty of perjury regardless of whether the declaration was made within or outside of the United States. That Act is provisionally entitled the Uniform Unsworn Declarations Act – UUDA. The Uniform Unsworn Declarations Act [UUDA] would be for use by those states without a law permitting the use of unsworn declarations as well as by those states that have such a law but which seek to move to a comprehensive, uniform law. By enacting UUDA, the state would authorize the use of unsworn declarations regardless of where those declarations were made (*i.e.*, whether the declaration was made within the United States or in a foreign country).

(2) UUDDA. A free-standing Act that authorizes the use of unsworn declarations made under penalty of perjury within the United States, in both interstate and intrastate situations. That Act initially is entitled the Uniform Unsworn Domestic Declarations Act – UUDDA. The Uniform Unsworn Domestic Declarations Act [UUDDA] would be for use by those states that have a law addressing foreign unsworn declarations, but not domestic declarations. Over twenty states have adopted UUFDA. Others have non-uniform versions of UUFDA. Those states may choose to authorize the receipt of unsworn domestic declarations by adopting UUDDA rather than tampering with the state's version of UUFDA. It authorizes the use of unsworn declarations regardless of where those declarations were made within the United States, UUDA and UUFDA together would have the same effect as UUDA.

The drafts have been revised by the Reporter following the Drafting Committee's review of the preliminary drafts at its initial committee meeting held in Chicago on April 17-18, 2015. The packet generally contains only the draft acts and Reporter's notes on the revisions made to the acts subsequent to the Committee's meeting in April 2015. A Reporter's Comment may be included if it aids in the interpretation and understanding of the original draft provisions and their revisions, but the packet does not contain the general Reporter's Notes which are subject to revision and final drafting following any further action taken by the Chair or the Committee on the draft acts.