

# An Act

ENROLLED SENATE  
BILL NO. 578

By: Floyd of the Senate

and

Munson of the House

An Act relating to civil procedure; amending 12 O.S. 2011, Section 426, as amended by Section 1, Chapter 10, O.S.L. 2020 (12 O.S. Supp. 2020, Section 426), which relates to statement under penalty of perjury; clarifying requirements for certain statement; and providing an effective date.

SUBJECT: Civil procedure

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 12 O.S. 2011, Section 426, as amended by Section 1, Chapter 10, O.S.L. 2020 (12 O.S. Supp. 2020, Section 426), is amended to read as follows:

Section 426. A. Except as provided by subsection B of this section, whenever, ~~under any law of Oklahoma~~ this state or under any rule, order, or requirement made pursuant to the law of ~~Oklahoma~~ this state, any matter is required or permitted to be supported, evidenced, established, or proved by the sworn statement, declaration, verification, certificate, oath, or affidavit, in writing of the person making the same, the matter may with like force and effect be supported, evidenced, established, or proved by the unsworn statement in writing of the person made and signed under penalty of perjury setting forth the date and place of execution and that it is made under the laws of ~~Oklahoma~~ this state. The statement ~~under penalty of perjury~~ may be substantially in the following form:

"I state under penalty of perjury under the laws of Oklahoma that the foregoing is true and correct.

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(Date and Place)

(Signature)"

The signed statement ~~under penalty of perjury~~ shall constitute a legally binding assertion that the contents of the statement to which it refers are true. This section shall not affect any requirement for acknowledgment of an instrument affecting real property.

B. The provisions of subsection A of this section shall not apply to:

1. A deposition;
2. Any oath of office;
3. An oath required to be taken before a specified official other than a notary public; or
4. Any notarial act, oath or affidavit required by Title 26 of the Oklahoma Statutes.

SECTION 2. This act shall become effective November 1, 2021.

Passed the Senate the 8th day of March, 2021.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the 22nd day of April, 2021.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_