

By: Eiland

H. B. No. 3674

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the use of unsworn declarations.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 132.001, Civil Practice and Remedies
5 Code is amended

6 to read as follows:

Sec. 132.001. UNSWORN DECLARATION

13 (b) This chapter does not apply to an oath of office or an
14 oath required to be taken before a specified official other
15 than a notary public.

16 (c) An unsworn declaration made under this chapter must be
17 in writing and subscribed by the person making the
18 declaration as true under penalty of perjury.

19 (d)(1) Except as provided by subsection (d)(2), an unsworn
20 declaration made under this chapter must include a jurat in
21 substantially the following form:

22 "My name is (First:) _____ (Middle:) _____
23 (Last:) _____, my date of birth is _____, and my
24 address is (Street:) _____, (city:) _____,

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1 (State:) _____, (Zip Code:) _____, and (Country:) _____.

2 I declare under penalty of perjury that the foregoing is true
3 and correct.

4 Executed in _____ County, State of _____, on the
5 _____ day of (Month:) _____, (Year:) _____.

6 _____
7 Declarant"

8 (d)(2) An unsworn declaration made under this chapter by an
9 inmate must include a jurat in substantially the following form:

10 "My name is (First:) _____ (Middle:) _____
11 (Last:) _____, my date of birth is _____, and my
12 inmate identifying number, if any, is _____. I am
13 presently incarcerated in (Corrections unit name:) _____
14 in (City:) _____ (County:) _____
15 (State:) _____ (Zip code:) _____. I declare under penalty of
16 perjury that the foregoing is true and correct.

17 Executed on the _____ day of (Month:) _____, (Year):
18 _____.
19 _____

20 Declarant"

21 SECTION 2. Civil Practice and Remedies Code sections
22 132.002 and 132.003 are repealed.

23 Section 3. This Act takes effect September 1, 2011.