



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2009 Wisconsin Act 166
[2009 Senate Bill 365]

**Uniform Unsworn Foreign
Declarations Act**

2009 Wisconsin Act 166 adopts the Uniform Unsworn Foreign Declarations Act.

Act 166 generally provides that if Wisconsin law requires or permits use of a sworn declaration, an unsworn declaration will have the same effect if the person making the declaration is physically located outside the boundaries of the United States, whether or not the location is subject to the jurisdiction of the United States. The authority to make use of an unsworn declaration does not apply to any of the following:

1. A deposition.
2. An oath of office.
3. An oath required to be given before a specified official other than a notary public.
4. A declaration to be recorded for specified property transactions.
5. An oath in a self-approved will.
6. The provision of testimony.

The term “sworn declaration” is defined to mean a declaration in a signed record given under oath or affirmation. The term “unsworn declaration” means a declaration in a signed record that is not given under oath, but is given under penalty of false swearing.

Effective date: The Act took effect on March 30, 2010.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.