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## 53-601

### Chapter 53.--NOTARIES PUBLIC AND COMMISSIONERS Article 6.--UNSWORN DECLARATIONS

**53-601. Unsworn declarations; written declaration sufficient, form; exceptions; relationship to notarial acts.** (a) Except as provided by subsection (b), whenever a law of this state or any rules and regulations, order or requirement adopted or issued thereunder requires or permits a matter to be supported, evidenced, established or proved by the sworn written declaration, verification, certificate, statement, oath or affidavit of a person, such matter may be supported, evidenced, established or proved with the same force and effect by the unsworn written declaration, verification, certificate or statement dated and subscribed by the person as true, under penalty of perjury, in substantially the following form:

(1) If executed outside this state: "I declare (or verify, certify or state) under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. Executed on (date).

\_\_\_\_\_ (Signature)"

(2) If executed in this state: "I declare (or verify, certify or state) under penalty of perjury that the foregoing is true and correct. Executed on (date).

\_\_\_\_\_ (Signature)"

(b) The provisions of subsection (a) do not apply to the following oaths:

- (1) An oath of office.
- (2) An oath required to be taken before a specified official other than a notary public.
- (3) An oath of a testator or witnesses as required for wills, codicils, revocations of wills and codicils and republications of wills and codicils.

(c) A notarial act performed prior to the effective date of this act is not affected by this act. Nothing in this act diminishes or invalidates the recognition accorded to notarial acts by other laws of this state or rules and regulations adopted thereunder.

(d) On or after July 1, 1989, whenever an officer or partner listed in subsection (b) of K.S.A. 17-2718, subsection (c) of K.S.A. 17-7503, subsection (c) of K.S.A. 17-7504, subsection (c) of K.S.A. 17-7505, subsection (d) of K.S.A. 56-1a606 or subsection (d) of K.S.A. 56-1a607 and amendments thereto is required to execute a report before a notary or swear an oath before an officer authorized to administer oaths, in lieu thereof, such person may execute an unsworn declaration if such declaration is in substantial conformity with subsections (a), (b) and (c) of this section.

(e) On or after July 1, 1990, subsections (a), (b) and (c) of this section shall have general application.

**History:** L. 1989, ch. 93, § 1; July 1.



**STATE OF KANSAS, MIAMI COUNTY, ss.**

I, \_\_\_\_\_, do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of \_\_\_\_\_ so help me God.

Signed \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Officer Authorized to Administer Oath

## 54-101

### Chapter 54.--OATHS AND AFFIRMATIONS Article 1.--GENERAL PROVISIONS

**54-101. Officers authorized to administer oaths.** Notaries public, judges of courts in their respective jurisdictions, mayors of cities and towns in their respective cities and towns, clerks of courts of record, county clerks, and registers of deeds, are hereby authorized to administer oaths pertaining to all matters wherein an oath is required.

**History:** G.S. 1868, ch. 72, § 1; R.S. 1923, 54-101; L. 1973, ch. 134, § 46; July 1, 1974

## 54-102

### Chapter 54.--OATHS AND AFFIRMATIONS Article 1.--GENERAL PROVISIONS

**54-102. How administered.** All oaths shall be administered by laying the right hand upon the Holy Bible, or by the uplifted right hand.

**History:** G.S. 1868, ch. 72, § 2; Oct. 31; R.S. 1923, 54-102.

## 54-103

### Chapter 54.--OATHS AND AFFIRMATIONS Article 1.--GENERAL PROVISIONS

**54-103. Persons having conscientious scruples may affirm.** Any person having conscientious scruples against taking an oath, may affirm with like effect.

**History:** G.S. 1868, ch. 72, § 3; Oct. 31; R.S. 1923, 54-103.

## 54-104

### Chapter 54.--OATHS AND AFFIRMATIONS Article 1.--GENERAL PROVISIONS

**54-104. Form of commencement and conclusion of oaths.** All oaths shall commence and conclude as follows: "You do solemnly swear," etc.; "So help you God." Affirmation shall commence and conclude as follows: "You do solemnly, sincerely and truly declare and affirm," etc.; "And this you do under the pains and penalties of perjury."

**History:** G.S. 1868, ch. 72, § 4; Oct. 31; R.S. 1923, 54-104.

## 54-106

### Chapter 54.--OATHS AND AFFIRMATIONS Article 1.--GENERAL PROVISIONS

**54-106. Form of oath to be taken by officer.** All officers elected or appointed under any law of the state of Kansas shall, before entering upon the duties of their respective offices, take and subscribe an oath or affirmation, as follows:

"I do solemnly swear [or affirm, as the case may be] that I will support the constitution of the United States and the constitution of the state of Kansas, and faithfully discharge the duties of \_\_\_\_\_. So help me God."

**History:** G.S. 1868, ch. 72, § 6; Oct. 31; R.S. 1923, 54-106.