

WAC 208-08-085 Validity of unsworn declaration. (1) If a law of this state requires or permits use of a sworn declaration, an unsworn declaration meeting the requirements of this section has the same effect as a sworn declaration if it:

- (a) Recites that it is certified or declared by the person to be true under penalty of perjury;
- (b) Is subscribed by the person;
- (c) States the date and place of its execution; and
- (d) States that it is so certified or declared under the laws of the state of Washington.

(2) The certification or declaration may be in substantially the following form:

"I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct":

.....

(Date and Place)

(Signature)

(3) This section does not apply to:

- (a) A deposition;
 - (b) An oath of office;
 - (c) An oath required to be given before a specified official other than a notary public;
 - (d) A declaration to be recorded pursuant to Titles 64 or 65 RCW;
- or
- (e) An oath required by RCW 11.20.020.

(4) As used in this section:

- (a) "Sworn declaration" means a declaration in a signed record given under oath. The term includes a sworn statement, verification, certificate, or affidavit; and
- (b) "Unsworn declaration" means a declaration in a signed record that is not given under oath, but is given under penalty of perjury.

[Statutory Authority: RCW 34.05.250. WSR 17-16-056, § 208-08-085, filed 7/25/17, effective 10/1/17.]