

**ONE HUNDRED FIFTH LEGISLATURE - FIRST SESSION - 2017**  
**COMMITTEE STATEMENT**  
**LB57**

---

**Hearing Date:** Thursday January 19, 2017  
**Committee On:** Judiciary  
**Introducer:** Morfeld  
**One Liner:** Adopt the Uniform Unsworn Foreign Declarations Act

---

**Roll Call Vote - Final Committee Action:**  
Advanced to General File

---

**Vote Results:**  
**Aye:** 7 Senators Baker, Chambers, Ebke, Halloran, Hansen, Krist, Morfeld  
**Nay:**  
**Absent:** 1 Senator Pansing Brooks  
**Present Not Voting:**

---

**Verbal Testimony:**

**Proponents:**

Senator Adam Morfeld  
Larry Ruth  
John Lenich

**Representing:**

Introducer  
Nebraska Uniform Law Commission  
Nebraska Uniform Law Commission

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

---

**Summary of purpose and/or changes:**

LB 57 would permit, in state court proceedings, unsworn declarations to be executed by witnesses physically located outside the United States in lieu of affidavits, verifications, or other sworn court filings. Knowingly providing false statements provided under this act would be perjury a Class III felony.

Section 1- Provides a penalty of perjury (Class III Felony) for providing false material statements under the act. Provides a penalty of a Class III Felony for subordination of perjury.

Section 2- Provides for a penalty of a Class I misdemeanor for providing false statements under the act in and official proceeding or to mislead a public servant in their duties.

Section 3- Names the Uniform Unsworn Declarations Act.

Section 4- Definition of Terms.

Section 5- The Act applies only to those declarants physically outside the physical boundaries of the United States.

Section 6- Unsworn foreign declarations under this act are given the same legal weight as sworn declarations/ Exceptions.

Section 7- Unsworn foreign declarations used in lieu of sworn declarations must be presented in the same medium as

the legally required sworn declaration.

Section 8- General form of a valid unsworn foreign declaration.

Section 9- Statement of advocacy for promoting legal uniformity.

Section 10- Clarification of application of the Act with relation to Federal statute.

---

---

Laura Ebke, Chairperson