

SECOND REGULAR SESSION

HOUSE BILL NO. 2389

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MOSLEY.

4973H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 509.030, RSMo, and to enact in lieu thereof one new section relating to pleadings.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 509.030, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 509.030, to read as follows:

509.030. **1.** Every pleading of a party represented by an attorney shall be attributed to at least one attorney of record in his **or her** individual name, whose address shall be stated. A party who is not represented by an attorney shall affix his **or her** name to his **or her** pleading and state his **or her** address, **telephone number, and email address, if any.**

2. Except when otherwise specifically provided by rule or statute, pleadings need not be verified or accompanied by affidavit.

3. Pleadings shall be attributed to a party or attorney or signed in the manner provided by supreme court rule.

4. Any statutory requirement that pleadings be signed by any person shall be satisfied by compliance with ~~[such rules]~~ **this section or supreme court rule.** ~~[Any statutory requirement that pleadings be acknowledged under oath, verified or notarized may be satisfied by a declaration that the pleading is made under penalty of perjury.]~~

5. Whenever any supreme court rule or statute requires or permits a matter to be supported, evidenced, established, or proven by sworn declaration, verification, certificate, statement, oath, or affidavit, in writing of the person making the same, other than a deposition, oath of office, or an oath required to be taken before a special official other than a notary public, such matter may, with like force and effect, be supported,

EXPLANATION — Matter enclosed in bold-faced brackets ~~[thus]~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **evidenced, established, or proven by the unsworn declaration, certificate, verification,**
19 **or statement, in writing of such person that is subscribed by him or her, as true under**
20 **penalty of perjury and dated, in the following form:**

21 **I, _____, declare under penalty of perjury, under the laws of the State of**
22 **Missouri, that the foregoing is true and correct.**

23 **Executed on (date).**

24 **Signature**

25 **6. An affirmation shall be accepted in lieu of an oath.**

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