

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1065

H. P. 873

House of Representatives, March 7, 1979

On Motion of Mr. Howe of South Portland, referred to the Committee on Business Legislation. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Howe of South Portland.

Cosponsors: Mr. Jackson of Yarmouth, Miss Aloupis of Bangor and Mr. Laffin of Westbrook

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

AN ACT to Prohibit the Administration of Lie Detector Tests to Employment Applicants.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 5 MRSA § 4572, sub-§ 1 ¶ D, sub-¶ (5), as repealed and replaced by PL 1975, c. 770, § 33. is amended to read:

(5) Establish, announce or follow a policy of denying or limiting, through a quota system or otherwise, employment or membership opportunities of any group because of the race or color, sex, physical or mental handicap, religion, age, ancestry or national origin of such group; or

Sec. 2. 5 MRSA § 4572, sub-§ 1, ¶ D, sub-¶ (6), is enacted to read:

(6) Administer or require, request, permit or participate in the administration of a polygraph test or any other test by means of a mechanical device or instrument which purports to determine the truth or falsity of statements made on the basis of biological or physiological indicators.

STATEMENT OF FACT

This bill makes it a violation of the fair employment provisions of the Maine Human Rights Act, to require or administer a lie detector or polygraph test prior to employment.