

MAINE STATE LEGISLATURE

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L.D. 1039

Date: 6/17/15

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LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

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**STATE OF MAINE
SENATE
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 365, L.D. 1039, Bill, "An Act To Amend the Polygraph Examiners Act"

Amend the bill in section 3 in subsection 4 by striking out all of the last 4 lines (page 2, lines 6 to 9 in L.D.) and inserting the following:

'Nothing in this chapter prohibits the use of statements or disclosures voluntarily made by the subject of a polygraph examination from being used in the course of a criminal investigation or prosecution, to the fullest extent permitted by law.'

Amend the bill by inserting after section 3 the following:

'Sec. 4. 32 MRSA §7367 is enacted to read:

§7367. Examination considered complete

A person to whom a polygraph examination is administered is considered to have taken the polygraph examination if the person participates to any extent in the formalities of the pre-test phase of the polygraph examination.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment specifies that a person to whom a polygraph examination is administered is considered to have taken the polygraph examination if the person participates to any extent in the formalities of the pre-test phase of the polygraph examination. It also makes clear that nothing prohibits the use of any statements or disclosures voluntarily made in a polygraph examination in the course of a criminal investigation or prosecution, to the fullest extent permitted by law.