

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 54.1-1805 of the Code of Virginia, relating to professions and*
3 *occupations; regulation of polygraph examiners.*

4 [S 1296]
5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 54.1-1805 of the Code of Virginia is amended and reenacted as follows:**

8 § 54.1-1805. Instruments to be used; approval of other instruments by Director.

9 A. Each examiner shall use an instrument ~~which~~ *that* records permanently and simultaneously the
10 subject's cardiovascular and respiratory patterns as minimum standards, but such an instrument may
11 record additional physiological changes pertinent to the determination of truthfulness.

12 B. *In addition, the Director may approve the use of other instruments that record physiological*
13 *changes pertinent to the determination of truthfulness or the verification of the truth of statements,*
14 *including a computer voice stress analyzer, by examiners licensed under this chapter under such*
15 *conditions as determined by the Director. Such conditions shall include a provision requiring the*
16 *examiner, prior to the use of such instrument, to (i) complete a Director-approved training course on its*
17 *operation and (ii) be certified by the manufacturer on the use of such instrument. However, no*
18 *instrument approved pursuant to this subsection shall be used by a police department in conducting a*
19 *background investigation of an applicant for employment as a police officer or in administrative*
20 *investigations involving a police officer.*

21 **2. That the provisions of this act shall expire on July 1, 2005.**