

No. 5. An act relating to authorizing the department of fish and wildlife to administer polygraph examinations to applicants for law enforcement positions.

(H.186)

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 21 V.S.A. § 494b is amended to read:

§ 494b. EMPLOYERS PERMITTED TO REQUIRE POLYGRAPH  
EXAMINATIONS

The following employers may require that an applicant for employment take or submit to a polygraph examination, or administer or cause to be administered, a polygraph examination to an applicant for employment:

- (1) the department of public safety; the department of motor vehicles, for applicants for law enforcement positions; the department of fish and wildlife, for applicants for law enforcement positions; the department of liquor control and the liquor control board for applicants for investigator positions; municipal police departments and county sheriffs, as to sworn police officers and deputy sheriffs;
- (2) any employer whose primary business is the wholesale or retail sale of precious metals or gems and jewelry or items made from precious metals or gems;
- (3) any employer whose business includes the manufacture or the wholesale or retail sale of regulated drugs as defined in section 4201 of

Title 18; provided, however, that only employees who come in contact with such regulated drugs may be required to take a polygraph examination;

(4) any employer authorized or required under federal law or regulations to administer polygraph examinations.

Approved: April 29, 2009