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H.186

Introduced by Representatives Lewis of Derby, Adams of Hartland, Atkins of
Winooski, Baker of West Rutland, Branagan of Georgia,
Canfield of Fair Haven, Deen of Westminster, Donaghy of
Poultney, Krawczyk of Bennington, Marcotte of Coventry and
Wright of Burlington

Referred to Committee on

Date:

Subject: Labor; employment practices; polygraph examinations

Statement of purpose: This bill proposes to authorize the department of fish
and wildlife to administer polygraph examinations to applicants for law
enforcement positions.

An act relating to authorizing the department of fish and wildlife to
administer polygraph examinations to applicants for law enforcement
positions

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

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

4 (1) the department of public safety; the department of motor vehicles,
5 for applicants for law enforcement positions; the department of fish and
6 wildlife, for applicants for law enforcement positions; municipal police
7 departments and county sheriffs, as to sworn police officers and deputy
8 sheriffs;

9 (2) any employer whose primary business is the wholesale or retail sale
10 of precious metals or gems and jewelry or items made from precious metals or
11 gems;

12 (3) any employer whose business includes the manufacture or the
13 wholesale or retail sale of regulated drugs as defined in section 4201 of Title
14 18; provided, however, that only employees who come in contact with such
15 regulated drugs may be required to take a polygraph examination;

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