

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 860**

Introduced by Hansen, 42.

Read first time January 06, 2012

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to truth and deception examiners; to amend  
2 sections 81-1917 and 81-1918, Reissue Revised Statutes of  
3 Nebraska; to change qualification and training  
4 requirements regarding voice stress analysis; and to  
5 repeal the original sections.  
6 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 81-1917, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3                   81-1917 (1) Each applicant for a truth and deception  
4 examiner's license to operate a voice stress analysis instrument  
5 shall submit to the Secretary of State a sworn affidavit that the  
6 applicant:

7                   (a) Is at least nineteen years of age;

8                   (b) Is a citizen of the United States and a resident of  
9 the State of Nebraska;

10                  (c) Has not been under sentence for the commission of a  
11 felony within five years prior to application, including parole,  
12 probation, or actual incarceration, and has never been convicted of a  
13 felony or a misdemeanor involving moral turpitude;

14                  (d) Has an academic degree at the baccalaureate level  
15 from an accredited college or university, has at least four years of  
16 investigative experience at the federal, state, political  
17 subdivision, or private licensed investigator level immediately prior  
18 to application, or has had at least four years experience  
19 administering voice stress examinations;

20                  (e) Has satisfactorily completed a minimum of ~~one hundred~~  
21 ~~fifty~~sixty classroom hours of formal voice stress analysis  
22 instruction recognized and approved by the secretary and has  
23 satisfactorily completed at least one year of internship training or  
24 its equivalent as approved by the secretary; and

25                  (f) Has not previously had an examiner's license or its

1 equivalent refused or revoked, or otherwise invalidated for cause  
2 duly shown which would also represent lawful grounds for revoking or  
3 denying the applicant's license under ~~sections 81-1901 to 81-1936.~~  
4 the Licensing of Truth and Deception Examiners Act.

5 (2) Each applicant shall also:

6 (a) Provide the secretary with proof that the applicant  
7 has completed a course of study at a training facility approved  
8 pursuant to subdivision (e) of subsection (1) of this section;

9 (b) Furnish the secretary with satisfactory proof that he  
10 or she has had suitable experience in the personal administration of  
11 voice stress analysis examinations during his or her training course;

12 (c) Furnish the secretary with completed fingerprint  
13 cards, in duplicate, bearing the applicant's fingerprints and such  
14 other identifying information or certification as to the authenticity  
15 thereof as the secretary may reasonably require; and

16 (d) After satisfying all of the other requirements of  
17 this section, be required to satisfactorily pass a written  
18 examination regarding the voice stress analysis instruments,  
19 conducted by the secretary or under his or her supervision, given to  
20 determine competency to practice as an examiner.

21 Sec. 2. Section 81-1918, Reissue Revised Statutes of  
22 Nebraska, is amended to read:

23 81-1918 For purposes of sections 81-1916 and 81-1917, the  
24 secretary shall accept as proof of completion of a course of study or  
25 training a copy of a diploma or certificate attesting to the

1 applicant's completion of a training course at an approved or  
2 certified training facility or institution, including, but not  
3 limited to, those training facilities or institutions which have been  
4 certified by (1) the American Polygraph Association as a course of  
5 study and training in the use of the polygraph instrument, ~~and or~~ (2)  
6 ~~the International Society of Stress Analysts~~ National Institute for  
7 Truth Verification and the National Association of Computer Voice  
8 Stress Analysts as a course of study and training in the use of voice  
9 stress instruments.

10           Sec. 3. Original sections 81-1917 and 81-1918, Reissue  
11 Revised Statutes of Nebraska, are repealed.