

March 17, 1980

LB 485

SENATOR NEWELL: You should laugh and chuckle a little more when you say that, Senator Schmit.

SENATOR SCHMIT: I'm not....I don't think it is a chuckling matter.

SENATOR NEWELL: It licenses polygraph examiners and voice stress examiners, and mandates training requirements for those individuals. It basically says public examiners' license fees will be paid by the public agency. It says no prospective employer may require an exam. Those exams that are requested are followed...or these things are prohibited and basically there is no questions on sexual practices, labor union activity, political or religious affiliation, or marital relations. It will be prohibited... written in oral notice that the exam is voluntarily given with the exception of your amendment which would say in the case of police officers and there is no such notice has to be provided. An employer or applicant signs the exam. It was voluntary. Again, your exemption would apply there for the case of police officers. That all questions are job-related for applicants, that applicants are not pre-selected on a discriminatory basis which is already law. Employees are examined for a specific investigation. In other words, there has to be a specific investigation under which they are taking the test, and the results of the exams are not the sole reason for termination. That all questions or responses are kept on file for one year. And then we have a reciprocity provision with other states that have licensed these two types of lie detector...commonly known as lie detector devices, both the polygraph and the voice stress.

SPEAKER MARVEL: You have two minutes left on the....

SENATOR SCHMIT: Okay, all you are doing at the present time, Senator Newell, is asking to adopt the amendment as amended by the Schmit amendment.

SENATOR NEWELL: That is correct.

SENATOR SCHMIT: There is nothing else...you have not offered any other additional amendments to this amendment.

SENATOR NEWELL: That is correct.

SENATOR SCHMIT: Fine. Thank you.

SPEAKER MARVEL: Senator Kelly, your light is on.