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**Section: THREE  
Chapter: TWENTY-EIGHT**

**SUBJECT:** Truth Verification Instruments  
**ISSUE DATE:** 03-28-16  
**REFERENCE:** NYSA 50.6

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**I. PURPOSE**

- A. To establish policy and procedures for administering truth verification examinations for the purposes of detecting deception by criminal suspects in conjunction with Departmental investigations.

**II. POLICY**

- A. Members of this Department shall only utilize a duly qualified and trained Polygraph Examiner or certified Computer Voice Stress Analyst (CVSA).
  - 1. The New York State Police is to be utilized for polygraph services.
  - 2. The Wayne County Sheriff's Office is to be utilized when requesting the services of a CVSA.
- B. The Polygraph and CVSA are tools to be used in conjunction with a through investigation; neither instrument should be used to circumvent good investigative procedures.
- C. Requests for truth verification by an outside agency in conjunction with a Departmental investigation can only be authorized by the Chief of Police.

**III. PROCEDURE**

- A. Use of Truth Verification Examination for investigative Status
  - 1. Truth Verification Examinations will be utilized in conjunction with investigative leads and interviews of available suspects/victims/witnesses or complainants. The results are not to be used for arrest or legal action, but are designed for developing leads, validity, and obtaining case direction.
- B. Persons Who May be Tested
  - 1. Any individual who understands the difference between right and wrong may be tested. Generally, children who recognize the difference between right and wrong are testable. However, extremely young children can only be tested at the Examiner's discretion.
- C. Persons Who May Not be Tested
  - 1. Children under the age of sixteen (16) years of age must have consent from a parent or legal guardian prior to testing. The consent must be in writing and in the possession of the Examiner prior to the commencement of the examination.
  - 2. Any person that has been indicted, by the Grand Jury, or formerly charged for the crime that the examination is being requested for, unless there is agreement and

stipulation signed by the individual to be examined and their Defense Attorney and a representative of the District Attorney's Office.

3. Children under the age of six (6) years of age.
4. Individuals who are severely mentally handicapped.
5. Individuals impaired by alcohol or drugs, to the point as to cause the Examiner concern.
6. Individuals who are agitated or extremely upset should be allowed a "Cooling-off" period prior to being administered the examination.

D. Records

1. All records obtained during the course of the examination, including all notes, will be retained in the case file. The Examiner will retain all originals of any examination results; photocopies, if made, will be placed in the case file.
2. The investigating officer will document on a Supplemental Report all information pertinent to the examination, such as date, time, location, name of examiner, etc.; a photocopy of the Supplemental Report will also be placed in the case file.

By the Order of:

David B. Smith  
Chief of Police