

Attorney General Polygraph Restriction Directive NO. 2018-1

WHEREAS, laws, policies, or practices will ensure that law enforcement shall not ask or require a victim of an alleged sex offense to submit to a polygraph examination as a condition for proceeding with the investigation of such an offense;

WHEREAS, it is necessary and appropriate to establish statewide policies and procedures for use by all law enforcement agencies to ensure the implementation of this restriction on the use of polygraph examinations or other truth telling devices in the investigation of sexual offenses;

NOW, THEREFORE, I, /u/Clads, Attorney General of Chesapeake, by virtue of the authority vested in me by the Constitution and the Statutes of this State, do hereby direct that:

1. **Law Enforcement Agencies**

- a. No law enforcement agency or officer in the State shall ask or require an adult, youth, or child victim of an alleged sexual offense as defined in § 19.2-11.5. to submit to a polygraph examination or other truth telling device as a condition for proceeding with the investigation of an offense.
- b. The refusal of the victim to submit to a polygraph examination or other truth telling device shall not prevent the investigation, charging, or prosecution of an alleged sexual offense.

2. **County Prosecutors**

Each county prosecutor shall ensure that all law enforcement agencies and officers within the prosecutor's jurisdiction are aware of and comply with this Directive.

3. **Questions**

All questions concerning the interpretation, implementation or enforcement of this law directive shall be addressed to the Attorney General or their designee.

4. **Effective Date**

This Directive shall take effect immediately and shall remain in full force and effect unless and until repealed, modified, or suspended by Order of the Attorney General.

Signed,

Date: 1/6/2018

A handwritten signature in black ink, appearing to be 'Clads', written in a cursive style.

/u/Clads
Attorney General