

SB0023/482819/1

BY: House Judiciary Committee

AMENDMENTS TO SENATE BILL 23
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Polygraph Examinations” and substitute “Lie Detector Tests”; in line 7, strike “Detention Center” and substitute “Department of Corrections either”; strike beginning with “for” in line 7 down through “position” in line 8 and substitute “in any other capacity”; in line 8, strike “personal”; in the same line, strike “Center” and substitute “Department”; in line 9, strike “Detention Center” and substitute “Department of Corrections”; in line 10, strike “with” and substitute “without”; in line 12, strike “3-702(b)(3)” and substitute “3-702(a), (b)(3) and (4), and (c)”; and after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 3-702(b)(5)

Annotated Code of Maryland

(2008 Replacement Volume)”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

“(a) In this section, “employer” means:

(1) a person engaged in a business, industry, profession, trade, or other enterprise in the State;

(2) the State;

(3) a county; and

(Over)

(4) a municipal corporation in the State.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 10 through 12, inclusive; in lines 13 and 16, in each instance, strike the brackets; in line 13, strike “(VI)”; in line 16, strike “(VII)”; and after line 23, insert:

“(4) This section does not apply to an applicant for employment as a correctional officer with the Department of Corrections for Prince George’s County.

(5) This section does not apply to an applicant for employment with EITHER the Anne Arundel County Department of Detention Facilities OR THE CAROLINE COUNTY DEPARTMENT OF CORRECTIONS:

(i) as a correctional officer; or

(ii) in any other capacity that involves direct contact with an inmate in EITHER the Anne Arundel County Department of Detention Facilities OR THE CAROLINE COUNTY DEPARTMENT OF CORRECTIONS.

(c) An employer may not require or demand, as a condition of employment, prospective employment, or continued employment, that an individual submit to or take a lie detector or similar test.”.