

HON. STACY A. MAYER
CIRCUIT COURT
JUDGE
BALTIMORE COUNTY
CHAIR

HON. RICHARD SANDY
CIRCUIT COURT
JUDGE
FREDERICK COUNTY
VICE-CHAIR



KELLEY O'CONNOR
ASSISTANT STATE COURT
ADMINISTRATOR
GOVERNMENT RELATIONS
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P: (410) 260-1560

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MARYLAND JUDICIAL COUNCIL LEGISLATIVE COMMITTEE

MEMORANDUM

TO: Senate Judicial Proceedings Committee
FROM: Legislative Committee
Suzanne D. Pelz, Esq.
410-260-1523
RE: Senate Bill 220
**Criminal Procedure – Lifetime Sexual Offender Supervision –
Conditions, Violations, and Petitions for Discharge**
DATE: January 16, 2026
(1/21)

INFORMATIONAL COMMENT PAPER

The Judiciary has no position on the policy aims of this legislation but writes to make the Committee aware that this legislation requires a petition for discharge to include a polygraph examination of the person approved by the Department of Public Safety and Correctional Services (Department). Although the Department may utilize polygraphs in their assessments, the results are not admissible in court. *See Guesfeird v. State*, 300 Md. 653, 658 (1984) (“The results of a lie detector test, as well as the fact of taking such a test, are not admissible.”) As such, inclusion of the examination with the petition may not be warranted.

cc. Hon. William C. Smith, Jr.
Judicial Council
Legislative Committee
Kelley O'Connor