

1                                   **ADMISSIBILITY OF POLYGRAPH EVIDENCE**

2   2000 GENERAL SESSION

3   STATE OF UTAH

4   **Sponsor: David L. Gladwell**

5 AN ACT RELATING TO CRIMINAL PROCEDURE; ESTABLISHING BY STATUTE THE  
6 LIMITS ON ADMISSIBILITY OF POLYGRAPH TESTS.

7 This act affects sections of Utah Code Annotated 1953 as follows:

8 ENACTS:

9           **77-1-18**, Utah Code Annotated 1953

10 *Be it enacted by the Legislature of the state of Utah:*

11           Section 1. Section **77-1-18** is enacted to read:

12           **77-1-18. Admissibility of polygraph evidence.**

13           (1) The following may not be admitted into evidence in any criminal proceeding unless  
14 all parties to the proceeding stipulate to its admission:

15           (a) the results of a polygraph examination;

16           (b) the opinion of a polygraph examiner; or

17           (c) any reference to an offer to take, the failure to take, or the taking of a polygraph  
18 examination.

19           (2) This section does not exclude from evidence statements made during a polygraph  
20 examination which are otherwise admissible in a criminal proceeding.

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**Legislative Review Note**

**as of 1-10-00 4:34 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

**\*HB0052\***