

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that subsection (b) of this section prohibits requiring an answer, rather than precluding an improper question.

As to disabilities and handicaps, see also Art. 49B of the Code.

Defined terms: "Commissioner" § 3-101

"Person" § 1-101

3-702. LIE DETECTOR TESTS.

(A) "EMPLOYER" DEFINED.

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

(4) A MUNICIPAL CORPORATION IN THE STATE.

(B) SCOPE OF SECTION.

(1) THIS SECTION DOES NOT APPLY TO THE FEDERAL GOVERNMENT OR ANY OF ITS UNITS.

(2) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHO IS AN EMPLOYEE OF THE DIVISION OF CORRECTION AND APPLIES FOR ASSIGNMENT OR IS ASSIGNED TO THE SPECIAL INTERNAL INVESTIGATIVE UNIT THAT THE COMMISSIONER OF CORRECTION EXPRESSLY AUTHORIZES.

(3) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHO APPLIES FOR EMPLOYMENT OR IS EMPLOYED:

(I) AS A LAW ENFORCEMENT OFFICER, AS DEFINED IN ARTICLE 27, § 727 OF THE CODE;

(II) AS AN EMPLOYEE OF A LAW ENFORCEMENT AGENCY OF THE STATE, A COUNTY, OR A MUNICIPAL CORPORATION;

(III) AS A COMMUNICATIONS OFFICER OF THE CALVERT COUNTY CONTROL CENTER;

(IV) AS A CORRECTIONAL OFFICER OF THE CALVERT COUNTY JAIL OR IN ANY OTHER CAPACITY THAT INVOLVES DIRECT PERSONAL CONTACT WITH AN INMATE IN THE JAIL;