

1 AN ACT concerning detection of deception.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Detection of Deception Examiners Act is
5 amended by changing Sections 1 and 4 as follows:

6 (225 ILCS 430/1) (from Ch. 111, par. 2401)

7 (Section scheduled to be repealed on January 1, 2012)

8 Sec. 1. Definitions. As used in this Act, unless the
9 context otherwise requires:

10 "Detection of Deception Examination", hereinafter
11 referred to as "Examination" means any examination in which a
12 device or instrument is used to test or question individuals
13 for the purpose of evaluating truthfulness or untruthfulness.

14 "Examiner" means any person licensed under this Act.

15 "Person" includes any natural person, partnership,
16 association, corporation or trust.

17 "Department" means the Department of Professional
18 Regulation of the State of Illinois.

19 "Director" means the Director of Professional Regulation
20 of the State of Illinois.

21 "Him" means both the male and female gender.

22 "Law enforcement agency" means an agency of the State or
23 a unit of local government that is vested by law or ordinance
24 with the power to maintain public order and to enforce
25 criminal laws and ordinances.

26 (Source: P.A. 92-453, eff. 8-21-01.)

27 (225 ILCS 430/4) (from Ch. 111, par. 2404)

28 (Section scheduled to be repealed on January 1, 2012)

29 Sec. 4. Registration or license required; exceptions.

30 (a) It is unlawful for any person to administer

1 detection of deception examinations, or attempt to hold
2 himself out as an Examiner, unless registered or licensed by
3 the Department. However, this shall not prohibit the use of
4 detection of deception equipment by a person licensed to
5 practice medicine in all its branches under the Medical
6 Practice Act of 1987 when the results are to be used in
7 research.

8 (b) Nothing in this Act prohibits the use of a voice
9 stress analyzer by any fully trained personnel of a law
10 enforcement agency in the course of its duties. For the
11 purposes of this subsection (b), "voice stress analyzer"
12 means an investigative tool that records voice stress factors
13 pertinent to the detection of deception.

14 (Source: P.A. 85-1209.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.