

House Bill 109

By: Representative Martin of the 47<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 51-1-37 of the Official Code of Georgia Annotated, relating to  
2 the cause of action for negligent or improper administration of a polygraph examination  
3 and the measure of damages, so as to delete the provisions relating to administration of  
4 the polygraph examination in conformity with the provisions of former Chapter 36 of  
5 Title 43 of the Official Code of Georgia Annotated; to repeal conflicting laws; and for  
6 other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 51-1-37 of the Official Code of Georgia Annotated, relating to the cause of  
10 action for negligent or improper administration of a polygraph examination and the  
11 measure of damages, is amended by striking subsection (a) and inserting in its place the  
12 following:

13 "(a) Any person who is given a polygraph examination and who suffers damages as a  
14 result of:

15 (1) ~~Such~~ such polygraph examination having been administered in a negligent  
16 manner; ~~or~~

17 ~~(2) Such polygraph examination having not been administered in conformity with the~~  
18 ~~provisions of Chapter 36 of Title 43~~

19 shall have a cause of action against the polygraph examiner."

20 **SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.