APA MAGAZINE
The Magazine for the Polygraph Professional

In this Issue
Recent State Legislation Pertaining to Polygraph
APA Strategic Plan, 2008-2012
NEW — A Taste of Diversity

Continuing your education through Webinars, p. 15
superior data quality  AXCITON

BEFORE 1995, DID YOU EVER STEAL FROM ANYONE WHO REALLY TRUSTED YOU?
Contributors to this issue
James Allen
Richard Anguiano
Robbie Bennett
Donnie Dutton
Keith Gaines
Nate Gordon
Michael Gougler
Don Krapohl
Vickie Murphy-Carr
Roy Ortiz
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Pam Shaw
Dan Sosnowski
Don Weinstein

Deadlines
This issue closed on January 23, 2008.
Deadline for March/April 2008 is March 20, 2008.

Submission of Articles
The APA Magazine is published by the American Polygraph Association. The mere publication of an article, news item, or notice in this Magazine does not constitute an endorsement by the American Polygraph Association. Advertising and Editorial address is: APA Editor, 455 Foxridge Drive SW, Leesburg, VA 20175, USA. Subscription address is: APA, P.O. Box 8037, Chattanooga, TN 37414-0037. Subscription rate is US $100.00, mailed periodical class. Outside US $125.00, mailed periodical class. Changes of address should be sent to: APA, P.O. Box 8037, Chattanooga, TN 37414-0037. The Publisher is not responsible for issues not received because of improper address information. Submission of polygraph-related newspaper articles should be sent to: Dr. Tim Weber, 455 Foxridge Drive SW, Leesburg, VA 2 0 1 7 5 or polygraph-news@polygraph.org.

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A Post-Conviction Sex Offender Testing (PCSOT) seminar is being held on March 31, 2008 through April 4, 2008 in Dallas, Texas. 20, 30 and 40 continuing education units are available during that week. To reserve a seat or receive an informational brochure, please contact us.

Partial List of Instructors

- Eric J. Holden, President, Behavioral Measures/Past President A.P.A.
- William J. Scheve, III, President, Behavioral Measures - Midwest
- F. Liles Arnold, M.S., L.S.O.T.P.
- Tim Proctor, Ph.D. - U.T. Southwestern Medical School
- Jim Gallagher, Regional Director, A.A.P.P.

Sometimes the cost of a bad post-conviction test is more than your reputation.

Behavioral Measures Institute
1720 Regal Row, Suite 120
Dallas, Texas 7535

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rcoop@behavioralmeasures.com
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The PCSOT Course of instruction is beneficial for not only those examiners who are working with convicted sexual offenders, but also those examiners who are working with suspects who are under investigation for sexual offenses. This course is also very informative and is instructed for Law Enforcement Officers and Investigators who are non-polygraph examiners but are assigned to work sexual crimes.

The instructors for this course are psychologists/treatment providers, probation and parole officers, and polygraph examiners who are all actively working with offenders today and over the years have treated, supervised and tested hundreds of sexual offenders.

The Tuition for the PCSOT course including all materials is $550.00 per student.
Applicants for APA Membership

Theodorus Blok
Burd-Walker, Kara Jean
Gerhardus J. J. Cronje
Daniel Sarel Du Toit
Jason James Du Toit
Khaled J. M. Fahmy
Tersia Maria Fritz
James J. Gasperetti
Ella Gomez
Kellie S. Hart
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Kloof, South Africa
Bellevue, Washington
Barranquilla, Colombia
Fayetteville, North Carolina
Cairo, Egypt
Warrenton, Missouri
Dallas, Texas
Prierevan Ryneveld, South Africa
Sacramento, California
Meyerspark, South Africa
Seoul, South Korea
Vineland, New Jersey
Jefferson, Maryland
Cairo, Egypt
Cairo Egypt
Malvern, South Africa
Klerksdorp, South Africa
Bellevue, Washington
Diamond Bar, California
Horizon Roodepoort, South Africa
Westbrook, Maine

APA Upgrades to Full Member

Michael L. Bryant
Vendarryl Jenkins
Bryant K. Key
Desmond S. O’Neill
Evynia I. Poumpouras
Christopher P. Stapf
Mark G. Van Der Vlugt

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Alan D. Moore
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- Software Inventors
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- Integrated Interrogation Technique
- Three-Volume Multi-Media VHS Interview and Interrogation Series

To register, for more information, for training at your location or to order the 2nd Edition of Effective Interviewing & Interrogation Techniques:

United States: Nathan J. Gordon, Director
Voice: 215-732-3349 Fax: 215-545-1773
E-mail: Truthdoctor@Polygraph-Training.com

Middle East: Essam Ali Gamal El-Din
Voice: 2027607178 Cell: 2010-164-0503
Fax: 202-760-7178 E-mail: Info@truth-seeker.net

Singapore: Dr. Anthony Chin
Cell: 65 9069 4769
E-mail: asiatruthseeker@yahoo.com

2008 A.S.I.T. COURSES

Polygraph 101 Basic
(Academics, Eight Weeks; Post-Grad, Two Weeks)
Jan. 7 – Feb. 29; Mar. 3 – April 25;
May 5 – June 27; Aug 25 – Oct. 17;
and Oct. 20 – Dec. 12

Advanced PCSOT Seminar
August 18 – 20

PCSOT - Post-Conviction
Apr. 28 – May 2; Dec. 15 – 19

Forensic Assessment Interviewing
and Interrogation Techniques (FAINT)
Jan. 21 – 25; Mar. 17 – 21; May 19 – 23;
Sept. 8 – 12 and Nov. 3 – 7

Academy for Scientific Investigative Training
1704 Locust Street, Second Floor
Philadelphia, Pennsylvania, 19103 U.S.A.
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Polygraph Examiner Training Schedule

Academy for Scientific Investigative Training
March 3 - April 25, 2008
May 5 - June 27, 2008
August 25 - October 17, 2008
October 20 - December 12, 2008
PCSOT
April 28 - May 2, 2008
December 15 - 19, 2008
Advanced PCSOT Seminar
August 18 - 20, 2008
Forensic Assessment Interviewing & Interrogation Techniques (FAINT)
March 17 - 21, 2008
May 19 - 23, 2008
September 8 - 12, 2008
November 3 - 7, 2008

Academy of Polygraph Science
Largo, FL (Tampa metro area)
March 10 – May 2, 2008
NY State (Albany area)
June 2 - July 25, 2008*
LaBelle, FL
August 4 - September 26, 2008*
NW United States (Oregon area)
Late Fall, 2008*
*based on enrollment

PCSOT
Largo, FL
March 3 - March 7, 2008

American International Institute of Polygraph
April 21 - June 28, 2008
April 21 - June 13, 2008
September 8 - November 14, 2008
Lafayette, Indiana
March 17 - May 9, 2008

Arizona School of Polygraph Science
April 7 - June 13, 2008
September 8 - November 14, 2008

Backster School of Lie Detection
February 11 - April 4, 2008
June 2 - July 25, 2008
September 8 - October 31, 2008

PCSOT
April 7 - 11, 2008
November 3 - 7, 2008

Defense Academy for Credibility Assessment
April 22 - July 23, 2008
August 19 - November 20, 2008

International Academy of Polygraph
January 28 - March 21, 2008
July 21 - September 12, 2008

Latin American Polygraph Institute
February 4 - April 25, 2008
May 19 - August 8, 2008
September 8 - November 28, 2008

Advanced Courses
Técnicas Poligráficas para organismos de inteligencia
April 11 - 13, 2008
Perito en Poligrafía
April 21 - May 3, 2008
November 24 - December 6, 2008
Técnicas de Entrevista e Interrogatorio
June 16 - 28, 2008
December 9 – 21, 2008
Actualización formulación de Preguntas
July 21 - August 2, 2008

Marston Polygraph Academy
January 28 - March 28, 2008
April 21 - June 20, 2008
July 14 - September 12, 2008

Maryland Institute of Criminal Justice
January 7 - February 29, 2008
April 7 - May 30, 2008
September 8 - October 31, 2008

PCSOT
March 3 - 8, 2008
November 3 - 7, 2008

Interview/Interrogation Workshops
February 5 - 6, 2008
May 6 - 7, 2008

Texas DPS Polygraph School
April 14 - June 20, 2008

( cont. on page 10)
Examiner Training Schedule (cont.)

**Troy University Polygraph Center**

- February 25 - April 18, 2008
- May 5 - July 26, 2008
- September 8 - November 3, 2008

**Advanced Training**
- Polygraph Update & Chart Analysis: November 10 - 14, 2008
- Advanced Polygraph Techniques: November 17 - 21, 2008
- Applicant Testing: December 1 - 5, 2008
- Interview & Interrogation: December 8 - 12, 2008

**Virginia School of Polygraph**

- March 24 - May 16, 2008
- September 22 - November 14, 2008

**PCSOT**

- March 10 - 14, 2008
- September 8 - 12, 2008

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**Maryland Institute of Criminal Justice**

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  - APA & AAPP Accredited & approved for VISTA benefits
  - Numerical Chart Scoring
  - Three classes: serving law enforcement, corrections, probation & parole and private industry
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  - Training on Lazarus analog & computer systems
  - Training in validated comparison techniques
  - MZCT, MQCT & FL/APPLICANT SCREENING
  - Instructional staff with over 100 years of polygraph experience
- Billy H. Thompson, Director; Vickie T. Murphy, Assistant Director; John Griffith, former Polygraph Program Director, US Postal Inspector Service
- Norman Ausley - retired federal examiner
- Christopher L. Fussett - partner, Lafayette Instrument Company
- Richard F. Dean - Physiologic Aspects
- Eugene Whistle - Former States Attorney - Legal Aspects

Classes starting in January, April and September

**PCSOT Course - March & November**

Call: Email/Write: Fax for school booklet
MJC, PO Box 458, Millersville, MD 21108

(410) 987-6665
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www.mijc.com - mdmij@aol.com

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**The Containment Approach to Managing Sexual Offenders in the Community: A Practitioner’s Guide**

Charles F. Edson, Robert G. Lundell and David R. Robinson © 2007

Using corrections supervision, polygraph examinations and treatment to move sexual offenders beyond denial, serve victims and manage offenders safely in your communities

154 page manual including theory, research and practical, evidence-based guidance for collaboration among parole/probation (Edson), polygraph (Lundell) and cognitive-behavioral therapy (Robinson)

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Don’t forget to pay your dues!

Pay your dues online at www.polygraph.org or mail to:

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AMERICAN POLYGRAPH ASSOCIATION CONTINUING EDUCATIONAL SEMINARS. Make plans now to attend the 2008 Continuing Educational Seminars:

Co-sponsor Utah Polygraph Association, October 1-3, 2008, Park City, Utah.
PCSOT - Daniel Sosnowski; Utah Probable Lie Comparison Test - Mark Handler and Law Enforcement Pre-Employment Testing - Steve Duncan.

Co-sponsor Virginia Polygraph Association, November 6-7, 2008, Wyndham Virginia Beach Oceanfront Hotel, Virginia Beach, Virginia.

For additional information, please call the APA National Office at 1-800-272-8037.

The Kentucky Polygraph Association and Tennessee Polygraph Association present the 2008 Polygraph Seminar on 12-14 March, 2008 in Gatlinburg, TN. Seminar fee is $175 if received by February 28, 2008, or $200 at the door. Registration and check should be mailed to: Kentucky State Police, ATTN: Polygraph Section, 100 Sower Blvd, Suite 102, Frankfort, KY 40601/ checks payable to KPA, Inc. Hotel accommodations are at Clarion Inn & Suites - 1100 Parkway, Gatlinburg, Tennessee 37738, Reservations: 800-933-0777, ext: 135. Room rate: Deluxe Double Queen, $75.00; Single King, $75.00 and Jacuzzi Suite, $120.00. Price of rooms does not include tax and $1.50 a night safe fee. Reservations must be made by February 11 to get the group rate and all reservations must be guaranteed by credit card.

The 2008 AAPP polygraph training seminar will be in Jacksonville, Florida on May 18 – 23, 2008. Please visit the AAPP website www.policepolygraph.org for more information about the seminar, hotel reservations, or to register for the seminar.

The Northwest Polygraph Examiners Association will hold their 2008 Summer Training Seminar at the Sands Hotel and Casino in Reno, Nevada between June 22nd and June 27th, 2008. All polygraph examiners are invited. Room rates are $42 a night for single or double. The speakers include both members of the NWPEA as well as outside speakers. We offer daily “break out” sessions where you can select from two available classes each morning and afternoon. Topics of instruction include: the New DoDPI Scoring Rules, Marketing Your Polygraph Business, Question Formulation, Laying Foundation for the Admissibility of Polygraph in Court, the Advantages of Recording Your Examinations, “Beyond the Basics in Polygraph”, the OSS Scoring System, The Utah Zone, the Use of Polygraph in DV-Assault Probation, Conducting a Proper PCSOT History and Maintenance Test, presentations by all of the polygraph instrument manufacturers, and much, much more. Thirty two (32) hours of APA approved training will be offered as well as at least twelve (12) hours of PCSOT Training.

The $300 non-member fee includes three free lunches, admission to our annual banquet with entertainment, plus our now famous nightly hospitality room, featuring an open bar and hors d’oeuvres where you can meet our examiners and talk about polygraph issues of the day in a social setting. It is also rumored that Terry Ball will bring some of his antique polygraph instruments from The Polygraph Museum for your enjoyment. Don’t miss it! Information, including a registration form and an agenda can be found on the NPEA web site at: www.nwpea.net. Come join us in Reno!

The Tri-State Polygraph Seminar (Missouri, Kansas, Nebraska) will be held September 3 – 5, 2008 at the Branson Landing Convention Center in Branson, Missouri. Room accommodations are at the Hilton Landing Hotel at the special room rate of $109 per night. You must make your reservations by August 1, 2008, and indicate you are with the Tri-State Polygraph Association. Conference registration fee is $125 until August 1st. Registration fees received after August 1, 2008 will be $150. Please mail registration fees to Judy Gentry, Treasurer, Missouri Polygraph Association, P.O. Box 1772, Cape Girardeau, MO, 63702-1772.
ADVANCED RESERVATION REQUIRED
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HYATT REGENCY INDIANAPOLIS
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All room reservations must be made individually through the Hotel's reservation department by calling 800-233-1234 or 317-632-1234 (Ask for the APA group rate)

Plan now to attend the APA 43rd Annual Seminar/Workshop, AUGUST 17-22, 2008
Room rate: $109.00 Single/Double occupancy, plus taxes (currently 15% tax)

CUTOFF DATE for hotel reservations is 07/19/08 or until APA's room allotment is fulfilled. Number of rooms are limited. Individual departure dates will be reconfirmed upon check-in. (72 HOUR CANCELLATION)

Seminar Chair: Robbie S. Bennett – 800/272-8037, 423/892-3992  FAX: 423/894-5435
Seminar Program Chair: Roy Ortiz  909/374-1910
Each registered person will be provided handout material, ID badge and tickets to all APA sponsored events.

IMPORTANT: The pre-registration discount is good only if payment is received on or before JULY 31, 2008.
Registration Hours–Sun. 8/17/08, 10:00 am - 5:00 pm
On-Site–Mon. 8/18/08, 8:00 am-12:00 noon
Seminar Sessions–Monday-Friday, August 18-22, 2008

Complete the form below, attach check, VISA, MC or AE information payable to the APA and mail or fax to: APA National Office, PO Box 8037, Chattanooga, TN 37414-0037, to arrive no later than 07/31/08 for applicable discount. Payment information and registration received after 08/10/08 will be charged the on-site fee.

NAME ____________________ BUSINESS PHONE ____________________
ADDRESS ____________________
CITY/STATE/ZIP ____________________
NAME OF GUEST(S) ____________________ CHILDREN/AGES ____________________
NAME BADGE (CALLED BY) ____________________ GUEST (CALLED BY) ____________________

PRE PAID BY JULY 31, 2008          FEE RECEIVED AFTER JULY 31, 2008
$350 – Member/Applicant          $400 – Member/Applicant
$475 – Member/App W/Guest        $525 – Member/App W/Guest
$125 – Additional Guest          $175 – Additional Guest
$500 – Non-Member                $550 – Non-Member
$625 – Non-Member W/Guest        $675 – Non-Member W/Guest

*GUEST FEE includes APA SPONSORED EVENTS: Reception, Guest Breakfast, Luncheon and Banquet. Reservations Required.

*AN APA NAMETAG IS MANDATORY FOR ALL SESSIONS AND ADMISSION TO ALL APA SPONSORED EVENTS

DATE OF ARRIVAL ____________________ DATE OF DEPARTURE ____________________
( ) VISA ( ) MC ( ) AE ____________________ (CVV2) ____________________ EXP: ____________________
S I G N A T U R E ____________________ 2 0 0 8

CONTINUING EDUCATION IS VITAL TO YOUR SUCCESS AND SHOULD BE A LIFELONG PURSUIT

Parking: VALET - $25 over night, in and out
SELF-PARK - $18 over night

APA Cancellations Refund Policy:
Cancellations received in writing prior to 07/31/08 will receive a full refund. Persons canceling after 07/31/08 will not receive a refund but will be provided with the handout material.

Tax Deductions:
All expenses of continuing education (including registration fees, travel, meals and lodging) taken to maintain and improve professional skills are tax deductible subject to the limitations set forth in the Internal Revenue Code.

IN ORDER TO HAVE ADEQUATE SEATING, ADVANCED REGISTRATION IS REQUIRED.

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Responsibilities include, but are not limited to, teaching graduate-level, and some undergraduate, criminal justice related courses in evening, weekend, and video-teleconference formats in Columbus, Georgia and on occasion elsewhere throughout the southeastern United States, advising students, assisting in planning and scheduling, participating in recruitment and marketing, orienting new students, serving as a liaison between faculty and staff, and performing university and professional service. REQUIRED QUALIFICATIONS: Graduate: Earned doctorate in the teaching discipline from an accredited institution; demonstrated teaching experience at the graduate level. APPLICATION PROCEDURES: All qualified applicants should submit a Faculty/Professional Staff Application form, vitae, official transcripts, three letters of reference, and Philosophy of Teaching Essay (must be at least two pages) to Ms. Charlcie Barlow, Faculty Office, P. O. Box 52456, Ft. Benning, GA 31995 or fax requested documents to 706-689-4707 or email documents to barlowc@troy.edu. Review of applications will begin immediately and continue until the position is filled. Troy University is an AA/EEOC employer and encourages applications from individuals with disabilities, females, African Americans and other minorities.

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Recognized by the American Association of Police Polygraphists

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1115 Mt. Zion Road, Ste F
Morrow, GA 30260-0686

Email: Qpolygraph@aol.com
Ph: (770) 960-1377
Please visit the Reading Room on the APA’s website for full course descriptions.

**MARCH 8**
2:00-4:00PM
Principles and Priorities in PCSOT
Target Selection and Question Construction
- Raymond Nelson

**APRIL 5**
2:00-4:00PM
Introduction to Paired-Testing (A.K.A. The “Marin Protocol”)
-Barry Cashman

**MAY 7**
6:00-8:00PM
The “Concealed Information Test”
-Keith Gaines

**JUNE**
TBA
The “Reid Technique”

**JULY 9**
7:00-9:00PM
Physiology
-Dan Weinstein

**AUGUST**
TBA
Psychology, Psychophysiology, and the Detection of Deception
-Stu Senter

**SEPTEMBER 12**
1:00-3:00PM
Test Question Construction
-Chuck Slupski

**OCTOBER 8**
6:00-8:00PM
An Overview of PCSOT Testing
-Mike Gaugler

**NOVEMBER**
TBA
Valid Principles of Polygraph Testing: A Discussion
-Dan Krapohl

**DECEMBER**
TBA
Countermeasures

TO REGISTER: Contact Robbie Bennett at 1-800-APA-8037 or by email (manager@polygraph.org)

ALL TIMES ARE EASTERN STANDARD TIME

APA members who wish to participate will need to have a computer with high-speed Internet access and a telephone that can be used to call an 800 number in the U.S.
In Memoriam

David Keen

David Keen, was an Air Force Office of Special Investigations Special Agent who retired as a lieutenant colonel. In his last military assignment he was attached to the Defense Investigative Service (DIS). After retiring from the Air Force he accepted a civilian position with DIS. He was hired into the Office of the Secretary of Defense in January 1988. While there Dave was instrumental in writing the annual Report to Congress on polygraph within the Department of Defense. He assisted in the revision of DoD Directive 5210.48 governing polygraph utilization by DoD components. Dave was also responsible for the complete revision of DD Form 398.

Dave was a staunch supporter of polygraph in the midst of several controversies and diplomatically contained several volatile personalities who detracted from the ideals of the profession. Dave always promoted the expansion of the ethical use of polygraph within the federal government.

A quiet, unassuming person, he avoided accolades or personal praise. Dave and his wife were active in the Japanese/American international relationship devoting much of their time to that endeavor. He died peacefully in January.

Academy of Polygraph Science

The Academy of Polygraph Science conducts certification training in basic, PCSOT, and advanced forensic psychophysiology in the detection of deception courses. The home campus is located in Largo, Fl. (Tampa Bay metro area) and satellite classes are continually planned throughout the United States and Latin America.

Dr. Richard E. Poe, Director has been studying and practicing polygraph for more than 30 years. He graduated from the Univ. of Sarasota, with an Ed. D. Degree and also is a Florida Certified Mental Health Professional.

Dr. Poe is a seasoned Law Enforcement Officer and Polygraphist, considered an expert in the 6th Judicial Court System of Pinellas/Pasco Counties, Fl. and Military Court Martial hearings at MacDill A.F.B. Tampa, Fl. Dr. Poe is the past Vice-President-Private, former Treasurer of the Florida Polygraph Association and is currently a member of the Board of Directors of the FPA serving as the Director of the School of Continuing Studies.

Dr. Poe holds F.P.A. certificate #127 and AAPP certificate #1745

Contact
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Keep the Faith
By Keith Gaines

“Faith is not belief without proof, but trust without reservation.” (unknown)

When we board an airplane, we do so with faith. We have faith the airplane is in proper working order, the pilot is properly trained, and the air traffic controller will keep the way clear for us to fly. We hope the maintenance personnel, pilot, and controller do not have to second guess their decisions, or doubt what they see with their eyes, or feel with their hands.

We put faith in the surgeon’s ability to open our bodies and repair our problems. We do not expect that once inside, he will wonder which organ to remove, or if he had to remove it in the first place.

We have faith in teachers, dentists, veterinarians, and accountants and we have faith that they in turn trust their own abilities. Not that a professional shouldn’t double check their work, or even ask another to examine the quality of their efforts. But in the end, a professional must have faith that their education, experience, competence, and capabilities have led them to the right answer.

What does this mean to us as polygraph examiners?

It means we have as much faith in ourselves as we expect the examinee to have in us, to have faith in the outcome of the process we administer. It means we must be careful not to allow groundless doubts to cloud what we know to be the right decision. It means we have faith that our training, education, and the application of standardized procedures have led us to the outcome that lies before us, or as we all were told in polygraph school, we are to always “believe our charts.”

Believe your charts...

How about you? Do you have faith in your charts, your test outcome? Or do you sometimes doubt yourself of have others placed you in a position to doubt your faith in your own abilities? Do you sometimes feel pressure to render a particular outcome? Are there detectives, agents, prosecutors and defense lawyers, or others standing by in the observation or waiting rooms looking for a certain answer? How about your supervisor or quality control administrator? What if your decision is on the edge? Is the examinee’s test result a “no opinion,” or will a single point one way or the other make the numeric difference? What do you do in that situation and will you have faith in your ultimate decision? Will you have the same confidence when you look at the test results again tomorrow morning, or next week, or next year?

Do the poison words of your enemies cause you to doubt your faith? What consideration do you give the bitter outcasts, empowered by the internet, who use lies, fear, and manipulation in their unwavering attempts to undermine the work we do for the clients we serve. They do this in large part by demonizing you the examiner, the professional who engages in this honorable vocation believing, having faith that you are and have always been one of the “good guys.”

Polygraph is after all, a complex dance of many moving parts, a psychophysiological event from which we draw a forensic conclusion. Furthermore, we know in every forensic test, there are errors. Decades of research have shown the polygraph process does sometimes make mistakes and that polygraph examiners despite their best efforts, are sometimes wrong. Do you allow the possibility of error to color or mitigate your diagnosis, to cause you to waiver in your professional decision?

So, what is the status of your faith today? For my part, I have met many of you across our community and find that against these odds, these 21st century facts of life, polygraph examiners continue to conduct polygraph examinations with every bit of the faith necessary to properly serve justice and this community. I have discovered that as practitioners, we do have faith in ourselves and the profession we practice. Furthermore, we are vigilant of the effect special interests attempt to have on the outcome of our testing processes and continue to work strenuously to guarantee the purity of our results. As a community, we will continue to view our results with confidence and faith that we have as close to the right answer as is humanly possible.

So my humble request to each of you as we begin another year of service to the public is to always…

Keep the faith.
From the Board

President’s Message

Donnie W. Dutton

I hope this report finds all of you doing well. Now that the kids are back in school and the holidays are over things should start to settle down. The APA Board has been very busy working on so many different issues that sometimes my head just hurts. Let me begin with a summary of what the Board has been doing.

The Board convened at the 2008 APA seminar site in Indianapolis, Indiana, for our mid-year meeting. The hotel was just great. It is not too far from the airport and within walking distance of shopping, restaurants, and entertainment. Inside the hotel there is an indoor pool and sauna along with fine dining and fast food. On the very top floor is a revolving restaurant, The Eagles Nest, and on the first floor is a Subway and McDonalds. I think we will all be happy with this location.

One issue I want to address is the lateness of the last APA Magazine. I am painfully aware that this caused some concern among the membership, and I have taken corrective steps to prevent this from happening again. As a result of the late release members were not notified of the January 15th deadline to self-nominate for APA office until the deadline had expired. In response we extended the nomination deadline from January 15th to February 9th, and announced the change on the APA webpage and through state associations. The Board worked very hard to do everything that could be done to ensure the APA constitutional requirements were satisfied. The timely mailing of the ballots to the membership is on track.

An anonymous complaint was recently made about an APA accredited school and whether it was in compliance with attendance requirements. As a result of that anonymous complaint the APA Educational and Accreditation Committee initiated an investigation. Following the investigation, the school immediately undertook voluntary corrective action. The APA has, since the initiation of the investigation in that matter determined that it will, in the future, require that before an investigation is undertaken on the basis of a complaint made against an accredited APA school, such complaint must be in writing and identifying the name of the complainant.

I encourage you to read the committee reports in this Magazine, and won’t repeat that information here. I do want to encourage members to do a few of things, however. First, if you haven’t submitted someone for an award yet, please take a moment and do so. I know there is someone you have been thinking about nominating but just haven’t gotten around to it. Please do it today.

Second, I know that some of you find it very difficult to break away from the office to attend and receive continuing education (CE). The APA has prepared a solution for you. Within this issue you can read about our online webinars. These instructional offerings are a way for you to pick up two hours of CE credit every month without leaving home and for a bargain price of only $50 each. You will also find that we are always trying to find topics that are of an interest to our membership.

Third, if you haven’t visited our webpage at www.polygraph.org in a while, please do so. You will find several improvements along with areas that are being developed. The website offers a way to stay current with APA and polygraph information, and to read important postings from the Board and committee members.

As many of you know we are looking at the scheduling of our annual seminar. There is a proposal under consideration to hold the event later in the year, perhaps September or October. I ask that you take a moment to consider the impact that this change may have, both positive and negative. We do recognize that the majority of our schools are in session during this time of year. If we have the seminar in the autumn months the schools may not be able to send some instructors who would normally attend. These instructors try to incorporate seminar information into their teaching materials in order to keep their curricula current. It is also important to be mindful that a change to a September or October timeframe will probably interfere with plans to bring families to the seminar site. On the other hand, off-season hotel
rates are lower in many places that late in the year, and the APA would be in a stronger position to negotiate the rates for lecture halls, equipment, and support. For some members, the August seminar has conflicted with family vacation plans, and a later event would be preferable. And we have some members who just prefer cooler weather. We ask that you make your views known to your elected officers. Your Board is empowered, expected and prepared to carry out the will of the membership.

By the time you receive this APA Magazine the mail balloting will be underway for your next APA leadership. I encourage you to talk with your APA colleagues and vote for the individuals whom will support your values and goals. The ballots will be tallied and your voice will be heard: one person, one vote.

As always I hope to see everyone at the seminar. Roy Ortiz is going to make it something that everyone will remember, so plan now to attend.

Board of Directors’ Reports

Michael Gougler
President-Elect

Fellow Professionals:

The annual training seminar in Indianapolis is fast approaching, make your reservations soon. This seminar has an outstanding program. Thanks to Roy Ortiz and his committee for all their hard work.

By the time you receive this article, the slate of candidates for the Board elections will have been finalized and mailed out. Please consider the qualifications and work ethic of each candidate and cast an informed vote. Please take the time to participate in the process by voting.

I recently traveled to Mexico City and toured the Preventive Federal Police (PFP) Headquarters and met with staff of the polygraph program. They have a first class facility and emphasize continuing education. I was honored to represent APA and address approximately 100 PFP examiners who were receiving instrument training. It was also good to see several of the examiners who recently graduated from the Texas Department of Public Safety polygraph school. You are representing DPS class #15 well.

Dick Keifer is chairman of the Past Presidents Advisory Committee. Input from past presidents is valued. Please contact Dick to discuss any issues you believe need to be addressed.

Special thanks to Vice President-Law Enforcement Pam Shaw and Lieutenant Walt Goodson, TXDPS, for their work in developing a Quality Assurance program for APA examiners. This will be a valuable program to increase professionalism in the association.

As my term in office approaches, I encourage any member wanting to be involved in a committee to fill out the application available at the annual seminar. All are welcome.

The PCSOT committee, headed by Rick Holden and Elizabeth Freitas, has guaranteed a quality protocol by the annual seminar. I have seen progress being made and thank President Dutton for allowing me to be part of this endeavor. I realize there are differing opinions, but believe that intelligent, logical individuals can build a consensus.

I pledge to the membership a responsive, representative, and inclusive administration for 2008-2009. I will make myself available to state and international associations for their training seminars. Please contact me early so that I may coordinate my schedule.

We just completed the January 2008 Board meeting in Indianapolis and the future is exciting. It is amazing what can be accomplished when we don’t worry about who gets the credit. Collaboration, compromise, and consensus make us all better.
I believe that January symbolizes a new beginning. A chance to start over. An opportunity to set new goals. You must remember that a goal is often just a dream; only a fantasy, unless you set SMART goals:

**Specific** - A specific goal has a much greater chance of being accomplished than a general goal. A general goal would be, “Increase my business.” A specific goal would say, “I will send 10 sales brochures out every week, followed by phone calls.” Setting a specific goal is like conducting an investigation. You must answer the six “W” questions: 1. Who is involved? 2. What do I want to accomplish? 3. Where: Identify a location. 4. When: Establish a time frame. 5. Which: Identify requirements and constraints. 6. Why: Specific reasons, purpose or benefits of accomplishing the goal.

**Measurable** - Establish a way to measure progress toward the attainment of each goal you set. By measuring your progress, you stay on track, and have a better chance to reach your goal.

**Attainable** - When you identify goals that are most important to you, you begin to figure out ways you can make them come true. You develop the attitudes, abilities, skills, and financial capacity to reach them. You develop the attitudes, abilities, skills, and financial capacity to reach them. You can attain most any goal you set when you plan your steps wisely and establish a time frame that allows you to carry out those steps.

**Realistic** - To be realistic, a goal must represent an objective toward which you are both willing and able to work. You would probably love to double your business by next week, however it is not realistic and therefore doomed for failure.

**Timely** - A goal must have a time frame. Without a time frame there’s no sense of urgency. “Someday” won’t work. By setting a time you’ve set your unconscious mind into motion to begin working on the goal. T can also stand for Tangible - A goal is tangible when you can experience it with one of the senses, that is, taste, touch, smell, sight or hearing. When your goal is tangible you have a better chance of making it specific and measurable and thus attainable.

Set SMART goals in all of the areas of your life and have an awesome year!

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**Nate Gordon**  
**Vice President, Private**

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**Keith Gaines**  
**Vice President, Government**

In response to the sacrifices made by APA members whose duties have placed them in harm’s way, the Board of Directors has voted to authorize the waiver of membership dues for certain APA members directly involved in the War on Terror. Specifically, I have been directed to publish the following policy:

“Those APA members serving the nation’s war on terrorism overseas in imminent danger zones for a minimum of 120 days within the preceding 12 months are authorized to contact a Board member for consideration of a waiver of dues, on a case-by-case basis.”

If you fall into this group, please contact any board member for this consideration. You have clearly earned it.

The APA Board of Directors just completed its winter meeting in Indianapolis. Much work was completed on resolution of several association issues and the APA mission and direction have never in my opinion been more clearly focused. In addition, the conference venue is truly first class with everything one would need or want either located conveniently in the hotel proper or very close by. I have looked over the plans for a number of the functions and can report that the work of the conference committee (chaired by Roy Ortiz) is truly coming together. These guys have been working overtime to make sure this conference will go down as one of the most successful ever. My appreciation goes out to Roy and the rest of his team.

One final note: As chair of the awards committee, I have been receiving a number of nominations for the various APA awards. I, along with the rest of the awards committee, have been actively reviewing these submissions. I continue to urge anyone with a suggestion for an APA award to please submit those nominations to me. In order to facilitate the process, I ask that all nominations be submitted by 15 May, 2008. That will give the awards committee plenty of time to deliberate over the submissions.

Once again, the following awards are being offered by the APA:

William L. Bennett and Robbie S. Bennett Memorial Award: For unrelenting efforts and display of ability in the interest of the APA.
A1 & Dorothea Clinchard Award: For extended, distinguished, devoted and unselfish service on behalf of the APA membership.

Cleve Backster Award: Honoring an individual or group that advances the polygraph profession though tireless dedication to standardization of polygraph principles and practices.

Leonard Keeler Award: For long and distinguished service to the APA.

David L. Motsinger Horizon Award: In recognition of a new shining star in the profession or association who early in their career demonstrates loyalty, professionalism and dedication to the polygraph profession (less than 10 years).

John E. Reid Award: For achievement in research teaching and writing of the polygraph profession.

Pam Shaw
Vice President, Law Enforcement

Thanks to the efforts of the Continuing Education Committee, the 2008 Webinar Schedule has taken shape and offers a variety of exceptional topics and instructors. In the past, webinars have only been offered on Saturdays. In an attempt to make webinars as convenient as possible, other days of the week and varying times are being made available. A hard copy of the webinar schedule can be found on page 15 in this issue of the Magazine. You can also visit the Reading Room on the APA’s website for additional webinar information to include more detailed course descriptions. If you have any suggestions for webinar topics or how to make webinars more beneficial to the membership, please contact me.

As some of you may have heard, the APA Board is considering moving future annual seminars to a time later in the fall (September, October), rather than in August. A 2007 survey of the membership indicated that a later time would be favorable to an overwhelming majority of the members. Despite favorable statistics, the Board is also cognizant of the fact that others may be adversely affected by such a move. Your input is greatly desired. Please contact me or any other member of the Board to express your concerns, your support, or any other additional input you may have.

As a reminder, the APA stands ready to assist your state association with annual trainings and seminars. In an attempt to ensure that each state association is aware of the benefits of co-hosting with the APA, I have been attempting to contact each state polygraph association. As a result, I have discovered that many state associations have inaccurate listings with the APA. Some lack correct contact information and/or the proper name of the current president. Please review your state polygraph association’s listing and email any corrections to Robbie Bennett at managers@polygraph.org.

It continues to be an honor and a pleasure to serve each of you as VP Law Enforcement. Thank you!

Roy Ortiz
Director
International Membership

During a recent school inspection in Mexico City, I had the opportunity to meet with Carlos Mier, Dalia Gervacio and David Contreras, former Mexican Navy polygraph examiners and discussed various polygraph issues. Additionally, I met with J. Flores, Director of the Polygraph Unit, Federal Preventive Police (PFP) and toured their facility. The Unit currently has 30 exam rooms, with 70 more rooms being built. The PFP Polygraph Unit is expanding from 75 to 300 examiners.

Educational Accreditation Committee

The Serbian Ministry of Interior is working on the establishment of an APA accredited polygraph school.

The Mexican Federal Preventive Police is working towards the goal of opening an APA accredited polygraph school.

The newest polygraph school seeking APA accreditation is in Israel.

Please note: All complaints made against APA accredited polygraph schools must be formally submitted in writing and signed. Recently an anonymous complaint was made against an APA accredited polygraph school. The complaint was thoroughly investigated and school procedures were changed to prevent future occurrences and eliminate the appearance of a deficiency.
Seminar Program

The APA’s 43rd annual workshop/seminar in Indianapolis, Indiana will tentatively feature the following topics:

Utah Technique
Specific Issue R&D testing
S-K-Y Test
Canadian A and B series tests
Pre-Employment Exams
Confirmatory Tests
Immigration and Asylum testing
Habitation
Reducing Inconclusive exams
Testing with Interpreters
How to Quality Control an exam
Developing comparison questions in unique testing situations
Morgan Interview Theme Technique
False confessions
Scientific Content Analysis
PCSOT’s new policy and Q&A
Scoring study
Test Data Analysis
Physiology
Countermeasures
Criminal profiling
Logic and reasonable fallacies
Understanding the brain’s potential for Detection of Deception
Devil Worshipping and Santaria
Human bones or Animal bones
Elder rip-offs
Identification Theft
The Internet and Sex Offenders
Polygraph Media Issues
International Membership panel
American Society for Testing and Materials
Statistics 101 for non-statisticians
Stress

REMINDER
SUNDAY- AUGUST 17th ONE CLASS FROM 1:00PM to 5:00PM

OPTIONAL NEARBY GUEST ACTIVITIES:
Cooking class at the 122 year old Indianapolis City Market
Free wine tasting and tours at Easley Winery

Dan Sosnowski
Director

Well, hello from lovely downtown Baghdad. As some of you know, I am in the Green Zone which is also known as the International Zone. I am currently conducting some training on behalf of our government. In my absence which will be until Mid-April, Mike Gougler has temporarily assumed my duties as General Chair for the PCSOT Committee. I am still available via e-mail and would like to hear from members regarding the progress that is being made on updating the PCSOT Model Policy. I will report what the PCSOT Committee has accomplished to date according to the Chair, Mr. Eric Holden, later in this report.

What I am excited to report on is a study which involves me and my associate, Kristi Rosanski worked on last year. The study is exploring the use of polygraph with individuals who are on probation and in treatment regarding issues dealing with Domestic Violence issues and behavior. Much like PCSOT, the Domestic Violence study which was funded by the National Institute of Justice, focused on high risk behaviors of probationers and the likelihood of re-offending. At this point the initial findings of the study have clearly demonstrated that the use of polygraph identified areas of high risk behaviors. The contracting company is looking to expand the program and I am confident that we will continue to demonstrate the benefits of polygraph in this type of a setting. My contact and I will be working on a research paper detailing the program and its findings which will be submitted for publication in various journals.

I believe that this is great news for the polygraph profession because once again the polygraph has clearly demonstrated that high risk behaviors can be identified. These high risk behaviors can be changed, modified and monitored with the proper assistance from therapists and probation officers. I truly believe that we, as a profession can also find other similar uses within the criminal justice system which will in turn grow our profession.

Again, it has been a privilege to serve this fine organization for the past number of years and hope that I can continue to contribute to the APA in future years. I would personally welcome any suggestions or ideas that members have that would benefit this association. Please contact me via my e-mail address at SOS4911@aol.com.

As I mentioned earlier in this report, here is what was reported to the Board of Directors at the last meeting in January, 2008:
Eric Holden, Chair, PCSOT Committee

We expect the following flow: The Committee will make the decisions by voting on each issue to be contained in the final Policy and Guidelines (Model Policy) to the Board; the Ad Hoc Committee will have an opportunity for review and comment on behalf of their representative sectors; and, the Committee will then complete a report to the Board that will contain:

1. a synopsis of the Committee’s position;
2. a full position paper on post-conviction testing;
3. the recommended Model Policy signed off by each of the Committee members;
4. the inclusion of any additional recommendations from the Committee.

All this will follow the itemized time-guidelines spelled out clearly in the attachment. Specifically, we will have a voting procedure in place and a debate process prior to voting that will allow each committee member equal vote and voice. The initial draft will be completed following the meeting tentatively scheduled for early May (dates and location to be approved by the Board following recommendations from the Committee). The Ad Hoc members will be afforded an opportunity at that time for review and consent or dissent. Following Committee resolution of any disputes or disagreements raised, we will begin drafting the above noted documents.

We began with knowledge that there are some vastly different notions that have developed over the past twenty or so years throughout the United States and other countries about what procedures are acceptable for PCSOT. Further, we knew that in different regions of the Country (Northwest, Midwest, Southwest, West, Northeast, Southeast, and Eastern seaboard area), PCSOT labels and terms are applied differently to different test types and PCSOT targets. We decided initially to focus the Committee’s activities on identifying these differences and labels and thereby learn what is common. The Committee members are assigned to identify what is being done in each state and in their respective regions. We are receiving and compiling that data now. In support of this effort, President Dutton offered to ask Frank Horvath, Ph.D. for any necessary assistance in making sense out of that data. Each Committee member received a ‘Survey’ document to complete for each state or region and return to Committee Vice-Chair Elizabeth Freitas. She is in the process to compiling her data to be forwarded to me.

Our plan calls for this data to be in to her on or before January 15th. Obviously, with so many people involved, we will have some delays but we will stay on top of it and expect to meet our self-induced deadlines. After profiling the data, we will begin to forge into planks what the Committee needs to debate, ultimately vote on, and include in the guidelines that support a Model Policy. As each issue is formatted, it will be forwarded to each Committee member who will work via email about that (those) issue(s) with other Members. By April 15th, we expect to have drafted a working document containing the issues the full Committee will discuss and vote on at the planned meeting. After consulting with the Committee, the Chair will make recommendations to you for the Board’s consideration about suggested locations and dates for that meeting. As indicated, we expect to commit three (3) full days to that process, during which time the meat of the Model and Guidelines will be forged. The Committee invites any APA Board Member to attend, speak to any issue; however, our policy will be for only Committee members to vote. After sufficient debate is allowed, majority vote will carry for each issue. We project that the Committee’s work product will be completed on schedule.

This is a thoughtful and involved project, not a simple one. A great deal of creativity and debate will be required to complete our task. Time schedules are only one consideration. Each Committee member has enthusiastically signed on, but we will continue to re-affirm that each Committee member is willing to fulfill their assignments, participate in the debates, and attend the full meeting. We are receiving continued requests by members and other interested parties to be placed on the Committee and alternates are being considered. I will bring any recommended alternates for Committee positions or Ad Hoc positions to your attention as needed.

I hope this addresses some of the questions about what this Committee is doing and how. If you have questions, please contact me. I’m not sure that those in our profession, unfamiliar with PCSOT, recognize the incredible impact that this burgeoning specialty field of polygraph eventually will have on this profession. Its public recognition and acceptance by the Judiciary, among probation and parole departments, with Legislatures, with mental health and treatment professionals, and with the general public already may have surpassed that given to pre-conviction polygraph as an investigative process. We need to address this PCSOT issue (sex offender and other
post-conviction testing) in a very serious and thoughtful manner and attempt to identify a common language and procedures that don’t sacrifice the primary principles of our profession – valid and reliable professional opinions – but that allow the great utility that PCSOT users have come to expect from PCSOT examiners.

**Don Weinstein**
**Director**

Greetings fellow members. We apparently are on a short fuse to get our reports out to you so that our publications deadline can be met. So, please bear with me if I seem to ramble because I have a number of thoughts in my head that I want to make sure I get out to you.

This past weekend, your Board of Directors met in Indianapolis, the site of our 42d Annual Seminar and Workshop. We met Friday and Saturday and discussed many issues that are important to us as an organization and as a profession. I will try to highlight those important issues which I believe you should know.

This is the first year of the constitutionally mandated universal voting. Although there was a “glitch” in making the publication deadlines, the word is being put out now that if you wish to self-nominate for an office and be considered on the ballot, please do so without delay. There will be some growing pains with this system, but I am confident that when any problems are ironed out, we will have a system that truly represents the APA. When you get your ballot in the mail, do not hesitate to complete it by indicating your named choice or providing your write in choice and get it back in the mail.

As I believe most of you know, I was appointed by President Dutton to continue serving as the General Chair of the Ethics and Grievance Committee. I wish that I had nothing to do on this committee because that would mean that everyone and every polygraph examiner is conducting themselves and their business as they should, never compromising the position of their moral compass. Unfortunately, that is not the case. I recently had to chastise a non-member (albeit a former member) about his conduct on a television show. This member claimed not to see the problem in his conduct. More recently, a member engaged himself in a television production that has enraged, as it should, many of our members and even a prominent and well-known opponent of polygraph in general. Surely these people have to realize that what they are doing is damming to our reputation as a profession and is cause for concern for most of our clients. How long do you think it will be before you hear words to the effect “that’s not the way it was done on television last night.” It puts us in a position to have to explain what it is that one of our brethren did and why it is not viewed as standardized technique. Let me go on the record here and now, that if any of you, member or not, are approached by or have an opportunity to “perform” your profession on television, or some other media, contact me at directorthree@polygraph.org and let’s talk. If you cannot reach me, I have two other active committee members, Bill Teigen and Jimmy Padgett, who you will be able to contact and discuss your impending activity. They can be reached through Robbie or Lisa at the National Office (apapolygraph@polygraph.org). If what you propose is wrong, we will tell you and why it is wrong. We will help you comply with the APA Constitution and By-Laws, as well as the Standards and Principles of Practice. If you wish we will contact the person asking your assistance and help them understand why we have standards and why you are required to comply. Please just don’t look at it as a paycheck, or take the position “if I don’t do it, somebody else will.” There is too much at stake and once you dispense of your personal ethics, there is no regaining them, no matter what you do.

Bill Teigen and I will be conducting a session at the Indianapolis Seminar pertaining to the Ethics and Grievance Committee. It is our plan to ensure that those who do not understand the concepts addressed in the Constitution, By-Laws and Standards of Practice, be educated and advised. Our goal is to make sure that these periodic lapses cease to occur. I do not know how many times I have to say it, but it rings true. “Too many times, we are our own worst enemy.” Let’s make this a team effort. I cannot believe that when we plan on doing something questionable, we do it in a vacuum. There are friends and colleagues who know about it and can serve to advise you if you do not wish to contact me. I want us to be proactive and ensure questionable situations do not arise.

While at the BOD meeting, I agreed with Pam Shaw to conduct at least one and probably several webinars. Now in an effort to determine just how much you love this profession, I expect to turn people away at my first webinar in July 2008. Too many that is! The topic? Well, physiology and anatomy for the forensic psychophysiolgist of course. I guarantee you will come away with a better appreciation for this
foundational science as it applies to credibility assessment. Remember, the hours that you obligate to these webinars are creditable under the recently mandated requirement in the APA as well as any federal and state requirements for continuing education. The scheduled sessions were published in the latest Magazine or if you email Pam at vplawenforcement@polygraph.org, I am sure she will gladly advise you of the upcoming schedule. I am told it will even show up on the web page (www.polygraph.org).

As a final comment, I understand that some of you, particularly in the law enforcement and government fields are concerned about the room cost of the seminar hotel and that it exceeds published per diem for lodging. True, some agencies are willing to allow for what is called “actual cost,” but others will not. I ask you to understand that for many years, your APA strived to hold costs down and for a long time, we were able to secure so-called $99.00 rooms. The reality is that this is seldom the case anymore. Even our sister organization (of which I am also proud to be a member), the AAPP, cannot always secure rooms at or below the per diem rate. Our National Officer Manager, Robbie Bennett negotiates the best she can, but some other things that go into the negotiations, you, the member, are not aware. The cost we agree on with the seminar hotel includes things like classroom use and meeting rooms at no cost. Our National Officer Manager, Robbie Bennett negotiates the best she can, but some other things that go into the negotiations, you, the member, are not aware. The cost we agree on with the seminar hotel includes things like classroom use and meeting rooms at no cost. I know many of you have approached me and asked for a meeting room for your agency or organization. We are able to get these meeting rooms for you to conduct your business because of the negotiations that are done well in advance of the seminar. I feel certain that if you “use” some of your meal money to make up the difference, or just pay it yourself, the convenience of being at the seminar hotel far outweighs the hassle of having to stay off site and absorb the other expenses, real and material, associated with that decision. Think it over, give me a call, and send me an email. I will be glad to explain it to you.

Well, that’s about it. I have said my peace and hope that it is meaningful to you. I look forward to a packed classroom when Bill and I do “our thing,” and before that, at the webinar in July. Take care folks and offer a special word for our troops who forge into harm’s way every day to make our country the special place that it is and for us to enjoy the liberties that we do. Semper Fidelis!

Vickie T. Murphy-Carr
Secretary

Secretary:
I have completed all Minutes and they have been previously submitted to Board members for formal approval at the January BOD meeting in Indianapolis, IN:

- BOD Meeting, August 17-18, 2007
- General Business Meeting, August 21, 2007
- Annual Banquet Meeting, August 23, 2007
- New Board Meeting, August 25, 2007
- Teleconference Meeting, October 2, 2007
- Teleconference Meeting, December 4, 2007

There is one correction needed for the Teleconference Meeting of December 4, 2007: page 3, #13 from Ortiz’s motion - ‘to approve continued accreditation of Academy of Polygraph Science (Phoenix, Arizona) (Laurel Wells, Director)”

to read: “to approve continued accreditation of Arizona School of Polygraph Sciences (Phoenix, Arizona) (Laura Wells, Director)”

I have submitted a summary of all Minutes to date to the Editor for publication in the Magazine for our General Membership.

I have followed up and forwarded instructional materials received and requested by Chairman Krapohl to our APA accredited schools as requested by Chairman Krapohl.

I have researched mechanics of implementing electronic voting as conducted by ASTM, but I have not received any information on their procedure to date. I have posted notification for members wishing to run for elected office and be considered as a candidate by the Fair Elections Committee (PEC).

As APA Secretary I have also completed or am in the process of completing the following:

- Continue to respond to all telephonic calls and emails as required
- Have completed the Summary of the January Board Meeting and submitted it for publication in this issue of the Magazine
- Have posted the Summary of the January Minutes at the Member’s Private site
- Have reviewed Directives of the August 2007

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From the Board
meetings which have not been completed and have notified Board members of the status of any pending incomplete activities

• Provided a written report of all of my activities for publication in this Magazine
• Have notified President, Jim Reistroffer, of the Iowa Polygraph Society, of APA approval of IPS as a Divisional Association of the APA and posted it at the website
• Have followed up and notified two members of their Approval of Retired Status
• Have requested recipes to continue with the theme of “A Taste of Diversity” for featured publications in the Magazine due to our diverse membership
• Will follow-up with a comparison analysis of a liability insurance proposal received

As directed, I have notified President-Elect Gougler of my request to continue to Chair my current committees during the term 2008-2009 to maintain continuity, since I will remain on the Board for another term (Website, State Advisory Board, Legislation and Public Relations and Information Committees.)

Chair, APA Website Committee:

As Chair of the Website Committee, I continue to:

• Respond and forward electronic correspondence as necessary
• Update and add items posted at the APA website
• Pursue new back-end administrative features with Webmaster
• Address any problem areas, bugs or glitches
• Frequently change and add announcements and press releases via scrolling news messages
• Post press releases as received

Over the next several months, I will proceed with expanding the website for Phase III of our strategic plan with our Webmaster, Keith Mosher. Our continued goal is to put as much control as possible into the hands of the Website Manager to be able to make additional website changes through the APA administrative control panel. We will continue to improve technology, add functionality and design features to www.polygraph.org and its subsidiary applications for content management.

New features will include electronic voting, possible use of polls, an available keyword searching functionality for various sections, additional Graphic Enhancements/User Paths, a Storefront with additional Administrative Management Area designed and implemented to sell APA merchandise, and possible user forums.

I am still looking for members who are interested in helping me develop text for the “Kid’s Room” site, which is still pending development. **If you are interested in assisting me with this project, please contact me!**

As Committee Chair, I also:

• Immediately posted an alert at the Website following the January BOD meeting to notify members of the extension of the Universal Voting nomination deadline to be extended through February 7th, for any member wishing to self-nominate themselves for Office in the APA
• Will give priority to development of an Internet Poll at the APA website
• Will give priority to posting an inquiry for feedback on the APA Board proposal to change the annual seminar dates from July/August to fall months anytime between September - November
• Will pursue possibilities of future electronic voting.
• Will research methods for capability of group emails by the website Administrator
• Will develop an Internet Poll and pursue possibilities of electronic voting.
• Continue to add members to the online membership roster and allow access to the private member site (currently have 705 online listings at this time)
• Updated announcements for the 2008 annual seminar
• Updated several state association upcoming seminars
• Updated various APA school information
• Updated various state association contact information
• Updated new Webinar information
• Continue to work with Webmaster Keith Mosher to update and troubleshoot the website
• Have proceeded with development of the Kid’s Room site with initial input from Nate Gordon for a PowerPoint presentation on the History of the Polygraph
• Am coordinating online posting of Polygraph in the News (PIN) articles to be received from Editor Weber to meet the strategic plan goal of posting by the August 2008 seminar
• Will post an article on statistics of polygraph use once received from Chairman Krapohl
• Will post a series of positive articles utilizing
From the Board

Reistroffer, to continue my efforts to notify appropriate persons of any pending or proposed legislation relating to the polygraph field

Public Relations Committee:
I continue to respond to and refer related information as requested.

Donald Krapohl
Chairman of the Board

Report of the Fair Elections Committee
This year marks the APA’s transition to universal voting. This means that all members in good standing will be able to choose their leadership regardless of whether they are able to attend the annual seminar. The goals of this initiative are: to ensure that the APA elected leadership represents the broad spectrum of interests among the membership; to provide for a smoother transition to the new Board, and; to make more educational time available at our national seminar. By the APA Constitution, ballots are mailed on February 15th and the return envelope containing your completed ballot must be postmarked within 30 days. If you have not received your ballot by March 6th, please contact me at APAkrapohl@aol.com. Before doing so, please take the step of verifying that the National Office has your correct mailing address (manager@polygraph.org).

When your envelope arrives it will contain several pages and two smaller envelopes. Among the pages will be 500-word statements from the candidates regarding their election platforms, instructions on how to vote and return the ballot, and the ballot itself. One of the envelopes will be marked “SECRET BALLOT” and the other will be a return envelope. Read the instruction page carefully, and use the ballot to vote for the candidates of your choice. Place the ballot in the envelope marked “SECRET BALLOT,” seal the envelope, and place it in the return mailing envelope. You’ll then fill out the return address section and sign it, place the proper postage on the envelope, and mail it back to the APA National Office.

When the return envelopes arrive at the National Office, representatives of the Fair Elections Committee will compare the names on the return envelope with the membership list to ensure the member is qualified to vote (proper membership...
status and dues having been paid.) Once the member is confirmed as qualified to vote, the SECRET BALLOT will be placed unopened in a box for counting on April 1st. The original return envelopes will be retained separately, and held for inspection until the election results are certified by the APA Board of Directors, after which time they will be destroyed. The election results will appear in the APA Magazine not later than the May-June issue. Officers will be sworn into office at the APA Annual Seminar. The provisions in the APA Constitution are designed to be free, fair and open. Candidates can be placed on the ballot if they obtain signatures from 25 APA members and forward them to the Chair of the Fair Elections Committee by December 1st of the year prior to the elections. Members may also self-nominate, and all who do so will be considered by the Fair Elections Committee for placement on the ballot. Finally, the ballot will contain a space for a write-in candidate. All reasonable steps have been instituted for transparency, fairness, and integrity.

The Fair Elections Committee (FEC) will consist of not fewer than six Past Presidents of the APA who are no longer in office nor running for office. The choice of Past Presidents for this committee is designed to ensure impartiality, as well as seasoned experience in selection of those who will lead our organization into the future. The FEC is chaired by the APA Board of Directors Chairman, who will not vote except in a tie. The FEC will review the nomination packets for each candidate, and will rank them according to their assessment of the candidate’s platform, past performance, and goals. Candidates may submit packets for only one office each year. Each FEC member will be polled for his or her ranking for each candidate by office, and the ranks will be summed. The two candidates receiving the highest ranks for each office will be placed on the ballot. At the deadline for this issue of the APA Magazine the FEC had not yet convened to choose the candidates for the ballots; however, eight Past Presidents agreed to serve on the FEC. They will be identified and publicly thanked after the election.

By the time you read this report the elections process will be well underway. If you have any questions or comments, please send them to me at APAkrapohl@aol.com.

Report of the Public Relations and Information Committee

By now everyone has heard about or seen the new Fox Network television program Moment of Truth. It is a game show in which contestants appear on stage to answer a series of increasingly personal questions, the answers to which have all purportedly been verified by polygraph prior to the program. Despite the negative opinions sent to me by APA members across the country, the program has generated a great deal of media interest. The Committee has been responding to radio, television and newspaper outlets requests for interviews and information, and many members have advised that they, too, have been interviewed by the press. I’d like to send out a special thanks to Jack Trimarco, John Swartz, Pat Coffee, Joel Reicherter, and Pam Shaw for their superb work, and to uncounted others who have helped the Association’s public image by representing us well. The Public Relations and Information Committee is prepared to assist any APA members with information, background materials, and recommendations to help them answer media requests. My contact information is at the end of this report.

Among the media resources available to APA members is a B-roll (DVD video of segments showing portions of polygraph examinations) that was prepared in 2006. This DVD is useful to television stations when they do segments on polygraphy. We are also in the final stages of preparing a PowerPoint presentation, complete with script, for members who speak before law groups such as judges, prosecutors, and defense attorneys (courtesy of APA member Leonard Bierman). The APA Strategic Plan requires that the leadership develop one of these presentations each year to use when speaking before groups, with the aim of influencing those who are or could be clients of our members. If you would like to volunteer for the next project, please contact me.

President Dutton also authorized the purchase of five copies of the ABC PrimeTime television show on a voice stress device. For those who may remember the program, they revealed that the technology was invalid, and that its owner had misrepresented his credentials. If you need to borrow a copy for a presentation, please let me know. We have already used it in one state to forestall a decision by their Department of Justice to substitute VSA for the polygraph in screening police candidates. It may be helpful in your state, too.

From time to time we receive short-fuse media requests from all over the world. There may be times that I call or e-mail you to ask that you handle these interviews. To ensure you can be
Mission and Vision

Mission
The American Polygraph Association (APA) is a professional organization composed of polygraph examiners, researchers, and others who share the goals of the Association. The APA promotes the universal values of justice, community safety, and national security. This is accomplished by encouraging excellence in the field through high quality educational opportunities and professional standards and by improving the understanding of leaders in government, commerce, the judiciary and the general public on polygraph-related issues.

Vision
The American Polygraph Association enables and encourages its members to perform polygraph examinations that are highly useful, valid and reliable in a variety of contexts to serve the cause of truth.

Goal 1. Maintain a high level of competence and ethics of examiners in the conduct and reporting of polygraph examinations.

Strategy 1: Develop best practice guides.

**Benchmarks**

1. By the 2008 APA Annual Seminar, create and approve one model policy that addresses best practices (i.e., evidentiary polygraphy, PCSOT, paired-testing, investigative polygraphy, asset forfeiture, immigration and asylum, etc.)

2. By the 2009 APA Annual Seminar, create and approve one model policy that addresses best practices.

3. By the 2010 APA Annual Seminar, evaluate and update the model policy that addresses best practices.
4. By the 2011 APA Annual Seminar, review the model policy that addresses best practices.

**Strategy 2. Ensure APA-accredited polygraph schools teach best practices.**

**Benchmarks**

1. By the 2008 APA Annual Seminar, the APA Accreditation Inspection Guide will be revised to ensure that existing model policies are incorporated into the instruction curriculum for each school.

2. Beginning with inspections in 2010, APA-accredited schools will be evaluated on their coverage of the APA model policies in lectures, practice and written examinations.

**Strategy 3. Establish minimum CE standards for members.**

**Benchmark**

By the 2009 APA Annual Seminar, the APA Board will evaluate and review the effectiveness of continuing education standards for polygraph examiners as a condition of membership.

**Strategy 4. Improve delivery of continuing education.**

**Benchmarks**

1. By the 2008 APA Annual Seminar the Continuing Education Chair shall formally propose a distance learning plan to the APA Board of Directors.

2. By the 2009 APA Annual Seminar the Continuing Education Chair shall have in operation at least two different forms of distance learning available to the membership.

3. By the 2009 APA Annual Seminar, the Continuing Education Chair shall modify the operational policy on APA co-hosting training seminars with State associations.

**Strategy 5. Improve instrumentation**

**Benchmarks**

1. By the 2008 APA Annual Seminar the Research and Development Committee Chair shall propose minimum standards for polygraph instrumentation for a Board vote. The proposal shall include recommendations for new sensors and data channels.

2. Effective 2012 all polygraphs used by APA members shall meet the instrument standards approved by the Board.

**Strategy 6. Establish quality control resources to assist polygraph examiners.**

**Benchmarks**

1. By the 2008 APA Annual Seminar the Standards of Practice Committee Chair shall propose to the Board a voluntary quality control program for member examiners.
2. By the 2009 APA Annual Seminar, the Standards of Practice Chair will provide a report detailing the utilization of the voluntary quality control program.

Strategy 7. Bring about regulatory legislation that supports the competency and ethical conduct of polygraph examiners

Benchmarks

1. In 2008 the APA shall support with expertise and funding the legislative initiative of one affiliated state association for state licensure. The level of effort shall be determined by the Board’s assessment of likelihood of success, commitment and support from the APA members in the affected state, and budget limitations.

2. In 2009 the APA shall support with expertise and funding the legislative initiative of one affiliated state association for state licensure. The level of effort shall be determined by the Board’s assessment of likelihood of success, commitment and support from the APA members in the affected state, and budget limitations.

3. In 2010 the APA shall support with expertise and funding the legislative initiative of one affiliated state association for state licensure. The level of effort shall be determined by the Board’s assessment of likelihood of success, commitment and support from the APA members in the affected state, and budget limitations.

4. In 2011 the APA shall support with expertise and funding the legislative initiative of one affiliated state association for state licensure. The level of effort shall be determined by the Board’s assessment of likelihood of success, commitment and support from the APA members in the affected state, and budget limitations.

Strategy 8: Create a competency-based certification process

Benchmarks

1. By 2010, the Board shall create one competency-based certification process (i.e., evidentiary testing, paired-testing, investigative testing, applicant testing, immigration and asylum testing, PCSOT) modeled on those of other professions.

2. By 2011, the Board shall create one competency-based certification process modeled on those of other professions.

Strategy 9. Improve communication to and among polygraph examiners.

Benchmarks

1. By the 2008 Annual APA Seminar members will be offered the option of receiving the APA periodicals electronically.

2. Before 2012 the APA will co-sponsor an annual seminar with the AAPP.
Goal 2. Improve public understanding about the polygraph profession.

Strategy 1. Create packaged lectures for presentation to influential professionals.

**Benchmarks**

1. By the 2008 Annual APA Seminar, the Public Relations and Information Committee Chair will have produced a presentation package for dissemination to members who volunteer to speak to one of the following professional groups: judges, lawyers, sex offender treatment providers, or legislators.

2. By the 2009 Annual APA Seminar, the Public Relations and Information Committee Chair will have produced a presentation package for dissemination to members who volunteer to speak to one of the following professional groups: judges, lawyers, sex offender treatment providers, or legislators.

Strategy 2. Create a cadre of trained media representatives.

**Benchmarks**

1. By the 2008 Annual APA Seminar, have identified and trained 10 APA members to represent the Association to the media.

2. By the 2008 Annual APA Seminar, create and implement a formal system to issue press releases to media outlets in the most economical means available.

3. By the 2008 Annual APA Seminar, the Public Relations and Information Committee Chair will produce updated materials to assist APA media representatives.

Strategy 3. Educate scientists who work in related fields.

**Benchmark**

Each year the APA will send representatives to all major scientific conferences that have potential implications for future regulation, legislation or establishment of governmental research priorities.

Strategy 4. Inform the public about the polygraph.

**Benchmark**

By January 2008, the APA website will make available 50 polygraph-related articles for download by the general public. All articles will be selected by the APA Editor-in-Chief, who shall also be responsible for obtaining necessary permissions and converting the articles into electronic format.
Goal 3: Restructure the APA after the model of other professional organizations

Strategy 1. All members in good standing will be permitted to cast ballots for constitutional issues and candidates for the Board of Directors.

Benchmark

Before the 2008 APA annual seminar, all members in good standing will be able to cast ballots for constitutional issues and candidates for the Board of Directors.

Conclusion

The Association’s Strategic Plan is a roadmap that guides the endeavors of the leadership and members. It represents the values of the organization, its hopes and aspirations, its commitments, and its view of the profession’s role in supporting the truth verification needs of a free and open society. For the Plan to be effective it is the responsibility of the leadership to maintain the document, to refine it as necessary to ensure it continues to represent the goals of the Association, and most importantly, to bring about the progress that the Plan requires. Though the Plan remains dynamic so to respond to the changing needs of the Association, its core vision of professionalism and truth remain.

POLYGRAPH TRIVIA

Question:

Name the author and year for this quote:

One plus, slight rise.
Two plus, pronounced rise.
Three plus, very pronounced rise.

B. Cleve Backster, 1960
C. C.D. Lee, 1953
D. Dr. David Raskin, 1978

(answer on page 44)
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Summary of Minutes

**SUMMARY OF MINUTES**
Submitted by
Vickie T. Murphy-Carr, APA Secretary

**BOARD OF DIRECTORS MEETING**
Hyatt Regency, Indianapolis, Indiana
January 25 - 26, 2008

**MEMBERS PRESENT:**
Donnie Dutton, President
Donald Krapohl, Chairman
Michael Gougler, President-Elect
Vickie T. Murphy-Carr, Secretary
Chad Russell, Treasurer
Nate Gordon, VP Private
Keith Gaines, VP Government
Pam Shaw, VP Law Enforcement
Roy Ortiz, Director
Donald Weinstein, Director
Tim Weber, Editor-in-Chief
Gordon Vaughan, General Counsel
Robbie Bennett, National Office Manager

**ABSENT:**
Dan Sosnowski, Director

The following items were approved during the January BOD meeting:

Minutes of the Teleconference Meetings of October 2, 2007 and December 4, 2007 were approved (Weinstein/Gordon).

All Board and Committee Reports were submitted and approved.

The Board ratified approval of year-end bonuses given to personnel at the National Office.

Approved the APA Strategic Plan for 2008-2012 (Gougler/Dutton)

Approval of the Iowa Polygraph Society as a Divisional Association of the APA (Murphy/Weinstein) (Abstained: Gougler, Gordon)

Approval of Retired Membership for two members (Murphy/Dutton)

Approval of several recommendations following an investigation of an anonymous complaint against an accredited polygraph school. (Ortiz/Dutton) (Yea: Dutton, Gaines, Ortiz, Russell) (Nay: Weinstein) (Abstained: Gougler, Gordon, Shaw, Murphy-Carr)

The APA has resolved publishing a statement in the *Magazine* that before an investigation is undertaken on the basis of a complaint made against an accredited APA school, such complaint must be in writing and identifying the name of the complainant.
Ratify approval of purchasing APA logo ruler calculators for members attending the 2008 annual seminar (Dutton/Murphy-Carr)

Approval of expenditure of funds for entertainment during the Awards Banquet (Ortiz/Gaines)

Approval to continue to fund the APA National Office (Current LEASE will expire on January 31, 2008, extension for one (1) additional year (February 1, 2008 – January 31, 2009). (Dutton/Gordon)

Approval to purchase up to 100 polo shirts for resale at the 2008 seminar (Dutton/Gordon)

Approval of funds to purchase a scanner for the National Office (Dutton/Gaines)

Approval to host an outside dinner activity during the annual seminar on Tuesday evening, August 19, 2008 at the Indiana Roof Ballroom, located directly across from the Hyatt Regency Hotel (Dutton/Ortiz)

Approval to contract with Brenda Williams as the entertainer from 6-9pm for the Tuesday evening function at the Indiana Roof Ballroom (Dutton/Ortiz)

Approval of a Lifetime Achievement Award to be presented to a member (Murphy-Carr/Gougler)

Approval of a 2 year moratorium on an increase of all stipends, until the year of the annual seminar 2010 (Russell/Gaines)

Motion approved to NOT accept the SOP of the Fair Election Committee as presently written (Dutton/Murphy-Carr)

Approval for the Fair Elections Committee to contact those members who were not selected for an opportunity to run for any position currently open for election, and to post an announcement on the website that the FEC will accept nominations from the General Membership, which will close on February 7, 2008 (Dutton/Shaw) (Abstained: Gordon).

Approval to renegotiate room price at the Hyatt for the 2008 site (Dutton/Weinstein)

The following Directives were given by President Dutton:

For Weinstein, Bennett and Dutton to get together for proposed language in incorporate a statement on/with the membership application where the applicant acknowledges that they have read and understand the APA Standards of Practice.

For Bennett to include the APA Standards of Practice in the packets sent to applicants for prospective membership.

For Krapohl to write an SOP for the Fair Elections Committee (FEC) using members of the past Presidents; Directive to increase committee size up to 10 members; and to work with the present committee to draft a proposal for a Constitutional change that address issues of the FEC to be addressed at the next teleconference meeting in March.

For Gougler and Russell to renegotiate room rates below the $109 per night for the 2008 seminar at the Hyatt Regency.

For Shaw to pursue the possibility of hosting Webinars during weekdays as opposed to Saturdays.

For Bennett to increase spacing for addresses on the APA membership application.

For Gordon and Russell to look into additional bids for cheaper APA merchandise for resale.

(cont. on page 39)
RECENT STATE LEGISLATION PERTAINING TO POLYGRAPH AND/OR
VOICE STRESS ANALYSIS ISSUES

Various states have recently introduced legislation that, if passed, will have an impact on polygraph and/or voice stress analysis issues. The following is a short compilation of the states that have introduced such legislation and a short summary describing how the legislation will affect polygraph and/or voice stress analysis issues.

INDIANA

Indiana Senate Bill No. 302 - The provisions of this bill are to take effect on July 1, 2008, and will affect Indiana Code 16-42-21-3.

This bill will make changes in the procedures for renewing expired certificates and licenses and provides that the professional licensing agency sets the times for license renewal for, among other professions, polygraph examiners.

MARYLAND

Maryland Senate Bill No. 123 - The provisions of this bill are to take effect October 1, 2008, and will affect Section 3-702(a)-(c) of Maryland's Labor and Employment Code.

This bill will allow an employer to require or demand, as a condition of employment, that certain individuals submit or take a lie detector or similar test. This bill pertains to those individuals who apply for employment or are employed as correctional officers for the Anne Arundel County Department of Detention Facilities or in any other capacity that involves direct personal contact with an inmate in the Department.

NEW MEXICO

New Mexico House Bill No. 337 - The provisions of this bill are to take effect July 1, 2008, and will add a new section to Chapter 30, Article 9 of the New Mexico Statutes Annotated 1978.

The provisions of this bill will prohibit a law enforcement officer, a prosecuting attorney, or other government official from asking or requiring an adult, youth, or child victim of a sexual offense to submit to a polygraph examination or other truth-telling device as a condition for proceeding with the investigation, charging, or prosecution of the offense. The victims’ refusal to submit to the polygraph examination or other truth-telling device is not to prevent the investigation, charging, or prosecution of the offense.

VIRGINIA

Virginia House Bill No. 1488 - There is currently no date set for the provisions of this bill to take effect. On January 24, 2008, the House assigned the bill to the House Courts of Justice criminal subcommittee for review.

If the bill takes effect, it will require written notice for a complaining witness who is requested to take a polygraph test. Specifically, the bill would require section 19.2-9.1 of the Code of Virginia to set out the following:
For Bennett to have Attorney Vaughan review the hotel contract for the 2008 location.

For Russell to research costs and purchase a scanner to meet the needs of the National Office.

For Weber to assemble 50 articles to be provided to Murphy-Carr for posting on the website, and have those available by the seminar date.

For Ortiz to draft a letter to an APA accredited school, along with an article in the Magazine, both to be reviewed by Vaughan, reporting Board results regarding a complaint.

(a) If a complaining witness is requested to submit to a polygraph examination during the course of a criminal investigation, such witness shall be informed in writing prior to the examination that:

(i) the examination is voluntary;

(ii) the results thereof are inadmissible as evidence; and

(iii) the agreement of the complaining witness to submit thereto shall not be the sole condition for initiating or continuing the criminal investigation.

(b) No complaining witness of any alleged offense involving criminal sexual activity shall be requested to submit to a polygraph examination as a condition of proceeding with an investigation of the offense. The failure of such a complaining witness to agree to submit to a polygraph examination shall not prevent the investigation or prosecution of the offense.

Virginia Senate Bill No. 164 - This bill is identical to the above-referenced Virginia House Bill No. 1488. There is currently no date set for the provisions of this bill to take effect. On January 29, 2008, this bill was passed in the Virginia Senate.

Mr. Anguiano is an associate with the law firm of Vaughan & DeMuro in Colorado Springs, Colorado and may be reached at ranguiano@vaughandemuro.com.

For Bennett to work with Dutton on wording for a Lifetime Achievement Award to be given to a member.

Murphy-Carr directed to assist other members with personal delivery of the Lifetime Achievement Award.

For Murphy-Carr to post the FEC announcement for extending the deadline of self-nomination and use the AOL address as a point of contact.

For Gougler to contact the past Presidents to see if they are interested in assisting Krapohl with the Fair Elections Committee and to contact Krapohl for guidance within the next 24 hours of the meeting.
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in the News

James Allen

N.J. Sex offenders submit to new polygraph rules

EWING, New Jersey -- New Jersey sex offenders who used the Internet to commit their crimes will be banned from using the web and could be ordered to submit to random polygraph tests. The new law, signed in December, will allow the state Parole Board to monitor sex offenders’ Internet use and access. The offenders will have to submit to periodic, unannounced examinations of their computer equipment and install equipment on their computers so their use can be monitored. Parole officers can also order polygraph tests for convicts suspected of violating the Internet ban. No federal law restricts sex offenders' Internet use. Florida and Nevada are the only other states to impose such restrictions.


Clemens says polygraph may be in his future

Accused of using performance enhancing drugs, star baseball pitcher Roger Clemens has said he might be willing to take a lie-detector test. During a ‘60 Minutes’ interview, the former All-Star said he was shocked to learn about teammate and friend Andy Pettitte’s use of Human Growth Hormone, which like steroids, unnaturally increases athletic strength and ability. Clemens has been accused of the baseball crime through the federal investigation into performance-enhancing drugs, nicknamed the ‘Mitchell Report’ after the former Maine Senator George Mitchell, who led the investigation. Clemens’ naming in the suit came as one of the biggest shocks of the report to the general public. Clemens, who has maintained his innocence has even filed a defamation suit against his former trainer, Brian McNamee, who claimed in the report that he injected Clemens with HGH on multiple occasions.


Game show hooks contestants to polygraph

NEW YORK CITY, New York -- The hype to Fox Network’s new game show ‘The Moment of Truth’ continues to build as the writer’s strike presses on and the viewing public anticipates a new television season. The central question, however, remains: How far will the American edition of the show -- which hooks contestants up to a lie detector and asks them increasingly invasive questions -- go? In Colombia, the show was taken off the air after a woman there revealed she put a hit out on her husband. To win the $500,000 grand prize, contestants must truthfully answer 21 questions about themselves in front of their family, friends, co-workers, an audience and everyone at home. The show has been strategically positioned behind the television juggernaut “American Idol” for the same reason many of Fox’s now successful shows were; executives are counting on viewers sticking around.


Vick sentenced, berated by judge

RICHMOND, Virginia -- Atlanta Falcons NFL star quarterback Michael Vick has been sentenced to up to 23 months in jail for running a dog fighting operation. Vick will serve longer than his codefendants because he lied to a judge when he was supposed to be coming clean. The judge also mentioned that Vick had been deceptive on a polygraph test. Though that evidence was not admissible in court, the results were discussed. Despite the early surrender, a public apology and participation in an animal sensitivity training course, Vick was denied an “acceptance of responsibility” credit that would have reduced his sentence. Federal prosecutors opposed awarding Vick the credit. Dogs that did not perform up to expectations were killed by electrocution, hanging, drowning and other violent means by the dog fighting ring. Hudson said evidence, including statements by the co-defendants, showed Vick was more directly involved than he admitted.

Source: Internet -- “Vick sentenced to 23 months for dog fighting,” MSNBC; Dec. 9, 2007.

Debra Lafave violates probation

TAMPA, Florida -- A former middle school teacher and sex offender who captured national headlines has violated her probation by having contact with an underage female co-worker at a school in Lee County. Lafave was sentenced to 3 years probation for having sex with a student. She is also required to undergo counseling for sexual offenses.


Pageant director Magali Febles ruled Thursday.


Lie detector to be used on beauty queen organizers

SAN JUAN, Puerto Rico -- Polygraph tests may be issued to attendees and organizers of the Miss Puerto Rico Universe contest after claims of sabotage have been made by 24-year-old contestant Ingrid Marie Rivera and pageant organizers.

Investigators from the San Juan police department will be questioning up to 15 people present at the competition. Rivera has alleged that her clothes and makeup were tainted with chemicals, causing her to break out in hives.

Pageant director Magali Febles and others say they do not doubt that saboteurs conspired to torpedo her pageant bid. But Pageant director Magali Febles and others say they do not doubt that saboteurs conspired to torpedo her pageant bid. But Pageant director Magali Febles and others say they do not doubt that saboteurs conspired to torpedo her pageant bid. But Pageant director Magali Febles and others say they do not doubt that saboteurs conspired to torpedo her pageant bid. But it wasn't sufficient enough to put her back into jail. Debra Lafave, now known by her maiden name Debra Beasley, answered questions about her conduct before the court. She had previously taken two polygraph tests about the incidents. Lafave will continue on her stringent probation program or community control, Judge J. Rogers Padgett of the 13th Judicial Circuit in Florida ruled Thursday.

Burger King: No evidence in condom claim

RUTLAND, Vermont -- The owners of a Burger King franchise are calling "without merit" a claim brought by a 24-year-old college student that he found an unwrapped condom in his hamburger. Van Miguel Hartless says he has kept the sandwich and the condom as evidence of the event. He and his lawyer said he had passed a lie-detector test. Carrols Corp. of Syracuse, N.Y., the franchise owner, has yet to file a formal response in Rutland Superior Court to the lawsuit by Hartless. It issued a statement Tuesday saying it "continues to thoroughly investigate this matter, but is confident that no Carrols' employee placed any foreign object on Mr. Hartless' food. Alfred Burns, a sanitation supervisor for the state Department of Health, said state investigators "Found nothing wrong in the restaurant at that time as far as tampering and contamination are concerned."


Detective: Marijuana was in my meatball

NEW YORK CITY, New York -- A detective fired after failing a drug test has filed a lawsuit to get his job back. Anthony Chiofalo, a 22-year police veteran assigned to the Joint Terrorism Task Force, said he failed the test because his wife spiked his dinner -- meatballs-- with marijuana. His wife said she added the marijuana so he would fail the test and so he would be forced to retire. The couple later took and passed lie-detector tests about how the marijuana was ingested, Anthony Chiofalo's court papers say. Chiofalo says his wife had marijuana at home because she used it to relieve nausea caused by medications she took for back pain. He said he did not know where she got it.


Bronco's coach fined for comments

DENVER, Colorado -- Denver Broncos Coach Mike Shanahan was fined $25,000 by the NFL for his comments supporting his running back Travis Henry. Henry had appealed a one-year drug suspension. He passed a polygraph test about his drug use and a hair sample came back negative for marijuana. Shanahan supported Henry's appeal, saying he was convicted of his innocence, having passed the tests. Shanahan was later fined by the commissioner for inappropriate public comments about the substance abuse program in violation of league rules.

Source: Internet -- "Four Ravens are Fined by League," Fox News; Dec. 10, 2008.

Virginia government wants to toughen sex abuse laws

RICHMOND, Virginia -- Virginia Gov. Timothy M. Kaine wants to toughen laws on sexual and domestic abuse, increase money for such programs, and spare those who report being raped from having to take lie detector tests. The governor wants to increase annual spending on state crisis centers and on a federal prevention program. Kaine said he wants to spare people who report being raped from having to take lie detector tests and to require courts to immediately process protective orders in civil abuse cases. The
A proposal that could be the most controversial would prevent a man who has sexually assaulted a girl aged 14 to 16 from avoiding prosecution by offering to marry her.


High-profile lawyer may take polygraph

WHITE PLAINS, New York -- A New York lawyer who lives on the same cul-de-sac as President Bill Clinton and Senator Hillary Rodham Clinton is being held on $1 million bail for the murder of his wife. His lawyer has said her client would entertain the idea of a polygraph, but would not commit to taking one. According to prosecutors, the defendant, Carlos Perez-Olivio, pulled his car over on a dark road more than a year ago and shot his wife in the back of the head.


Father of missing boy asked again to take polygraph

GREENWICH, Connecticut -- The adoptive father of Jaliek Rainwalker, who disappeared in early November, has been asked again to take a polygraph, but police have yet to hear a response from the father, Stephen Kerr. The FBI first asked Kerr to take a lie-detector on Nov. 2, just after Rainwalker’s disappearance. Kerr’s lawyer has not said whether his client will take the polygraph, or if he has approached his client with the request.

Kerr has said he did not take a polygraph at first because investigators were violating his rights and mistreating him, and a lawyer he consulted at the time told him he should not take it.

Source: Internet -- “Father of missing boy offered second chance at polygraph,” Glen Falls Post-Star; Jan. 9, 2008.

Case that banned polygraph in Canada to be reheard

ONTARIO, Canada -- A 35-year-old murder case that prompted a landmark Canadian Supreme Court ruling that banned the use of polygraph results in trials is headed back to the Ontario Court of Appeal. The case against Romeo Phillion is being reviewed as a potential wrongful conviction case. Phillion, now 68, is the oldest and longest-serving potentially wrongfully convicted man. He was convicted in 1972 of second-degree murder, but was released 31 years later on bail. He says he still feels like he’s doing time, and that he should have been exonerated a long time ago. The case is remarkable in reference to the polygraph because the banning of the lie detector from court cases still holds to this day. The case also involves what the defense insists was a false confession to the crime from Mr. Phillion.

Source: Internet -- “35-year-old murder case to be reheard,” (Canadian) Globe and Mail; Jan. 21, 2008.

Court allows use of polygraphs to check on sex offenders

PHILADELPHIA, Pennsylvania -- A Pennsylvania appeals court has upheld a ruling that allows annual lie detector tests of convicted sex offenders. The court said the polygraph does not violate a person’s constitutional protections against self-incrimination. The judges said the polygraph is an essential tool for therapists confronting criminals about their deviant behavior. The case comes after a convicted sex offender filed a case saying the polygraph violated his constitutional rights. The county judge that heard the case ruled the tests were a reasonable condition of probation, although often with restrictions on what may be asked.


Polygraph shows convicted English man’s innocence

LIVERPOOL, England -- In what may prove a landmark move for the polygraph in Great Britain, Court ministers have agreed to see results of a lie detector in an attempted murder case. The ministers will see the test that a British Polygraph Association polygraph expert gave to 21-year-old Michael Shields. Shields is accused of throwing a brick at Martin Georgiv in Istanbul as he was returning from a Liverpool soccer game in Istanbul. Shields is serving a 10-year sentence, but took a lie detector in December that polygraph expert Don Cargill said he passed. Although the results would not be admissible evidence in court, campaigners in Liverpool believe that they add weight to their long court battle.


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Murder suspect wants polygraph thrown out

BURLINGTON, Vermont -- A five-hour videotaped lie detector test has been played for a jury in a murder case in Vermont. The test, which was at first agreed upon by murder suspect Brian Rooney, spiraled into a confrontational interrogation that Rooney’s lawyer said was inappropriate and violated his client’s rights. Police have said their techniques reflected the necessity of the situation they were in. The interrogation happened two days before the body of Michelle Gardner-Quinn was found, and police had reiterated that at the time of the questioning, they felt they had the best shot at getting information about her whereabouts from Rooney before it was too late. Rooney’s lawyer has requested the court throw out numerous potentially incriminating statements — including those during the aborted polygraph — he made to authorities between Gardner-Quinn’s disappearance early Oct. 7, 2006, and the discovery of her body six days later at the Huntington Gorge in Richmond.


Middle school principal passes polygraph, is fired

HOUSTON, Texas -- A middle school principal under investigation for taking home a student of hers for the weekend has passed a polygraph test. Principal Kimberly Johnson was removed from her job at Ryan Middle School in October, but was just recently fired. She told school leaders in October that she had taken one of her students home for the weekend to be with her son. Johnson, however, does not have a son. The Fort Bend County Sheriff’s Office has closed the case without filing any charges.

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For organizations and agencies that utilize the polygraph as an investigative tool, there is always that nagging question as to why the suspect’s results were inconclusive. What does that term really mean? Does it mean that the suspect sort of told the truth and sort of told some lies? Can he be eliminated as a suspect? Is he or she leaning towards being deceptive or nondeceptive?

The answers to those questions are “No.” Just because an individual’s test results were rendered as “Inconclusive” or “No Opinion” doesn’t mean that the individual is lying or telling the truth. In fact the examinee may be doing some of both. As an examiner, you must remember, the examinee knows whether or not he or she was involved in a case that is under investigation. It is we who are not certain of the examinee’s potential involvement. It is the examiner who conducted the test who is “Inconclusive.”

There are several factors that could cause the results of a polygraph examination to be rendered as “Inconclusive.” Some of these factors include improper question formulation based on inaccurate case facts. The lack of fear by the examinee of getting caught in a lie is sometimes a reason for this result.

The issue of little or no consequences is another contributing factor that has to be addressed. It is the job of the examiner to establish the proper psychological set for the polygraph examination. The examiner is also required to determine the best questions for that particular test. Questions that are compounded or ambiguous often create confusion in the mind of the examinee as to which part of that question poses the most danger to their overall well being.

In order to minimize “Inconclusive” test results, the examiner must understand the case facts in order to develop the best possible questions for this exam. But when all is said and done, the possibility of the test being rendered as “Inconclusive” remains. This opinion is generally rendered in about 6-10% of cases. However when a second test is administered, the examiner is able to render an opinion of No Deception Indicated or Deception Indicated in approximately 90% of those cases.

In conclusion, when conducting the polygraph instrument as an investigative tool, the examiner should be provided with all of the available data. Inform your investigator or fact giver so that in return, he or she can assist and inform you.
A Taste of Diversity…
By Vickie T. Murphy-Carr

Calling all cooks! Do you have secret desires to be the next Emeril, Rachael, Paula or Alton??? Send in your tried and true favorite recipe(s) to secretary@polygraph.org so that they can be included in our future “Taste of Diversity” publications. We’ll accept recipes for appetizers, soups/salads, casseroles, vegetables/side dishes, desserts, breads, barbecue sauces/rubs, International dishes, miscellaneous categories and then some. You give us the recipe and we’ll come up with a category!

If you have a story or history about your recipe(s), include that too. For instance, I’ve been on the APA Board for the past 18 years. And, throughout those years, there’s one common factor with ALL present and past members. Besides being hard, dedicated workers, the majority of Board members have had a major SWEET TOOTH! Some have even been known to start with dessert as the first course so here’s a couple of our favorites:

**Impossible Coconut Pie**
Vickie T. Murphy-Carr, Secretary

Heat oven to 350 degrees.
Grease a 9” pie pan

In blender, add:
- 1 c. coconut
- ¾ c. sugar
- ½ c. Bisquick
- ¼ c. margarine
- 2 c. milk
- 1½ t. vanilla
- 4 eggs


**Hawaiian Fruit Cake**
Robbie Bennett, National Office Manager

2 Pie Crusts - baked and cooled

For filling: Cook 1 large can of crushed pineapple, 6 T flour, and 1-1/2 c. sugar until thick, stirring constantly.

Divide evenly between 2 pie crusts:
- 4 bananas, sliced
- ½ c. chopped nuts
- Above cooked pineapple filling
- ½ package of frozen coconut
- ½ pint whipped cream or Cool Whip

Keep refrigerated

**Rum Balls**
Vickie T. Murphy-Carr, Secretary

Sift together:
- 2 T cocoa and 1 c. 10x sugar

Combine with:
- ¼ cup of rum (or bourbon) and 2 T corn syrup

Add:
- 2 ½ c. crushed Vanilla Wafers
- 1 c. broken pecans

Mix all ingredients and roll into small balls. Dredge balls in ½ c. 10x sugar

**Pineapple Casserole**
Robbie Bennett, National Office Manager

Mix and pour into casserole dish:
- ¾ c sugar
- 2 T flour
- 1 can pineapple chunks (drained)
- 1 c. cheese (cheddar)

Mix the following and pour on top of casserole:
- 1 stick of margarine (melted); 2 T pineapple juice, and 14-14 Ritz cracker crumbs

Bake at 350 for 15-20 minutes.
### Mexican Wedding Cakes

Robbie Bennett, National Office Manager

1/2 c. powdered sugar  
1 c. butter, softened  
2 t. vanilla  
2 c. all purpose flour  
1 c. finely chopped or ground almonds or pecans  
1/4 t. salt  
Powdered sugar

Heat over to 325 F.

In large bowl, beat 1/2 c. powdered sugar, butter and vanilla until light and fluffy.

Stir in flour, almonds and salt. Mix until dough forms. Shape into 1-inch balls or crescents.

Place 1 inch apart on ungreased cookie sheet. Bake at 325F for 15-20 minutes until set, but not brown

Remove from cookie sheet. Cool slightly; roll in powdered sugar.

Cool completely. Re-roll in powdered sugar

Yields: 5 dozen cookies

### My Favorite Apple Dumplings

Keith Gaines, Vice President, Government

6 apples  
1 cup sugar (or mix white sugar with brown sugar to equal one cup)  
1/2 Teaspoon cinnamon  
1/2 stick of butter, to be divided  
1 box phyllo or pastry strips (found in frozen section in box)

Ahead of time, let phyllo or pastry trips thaw from your freezer.

Place sugar, water, cinnamon in small saucepan. Bring to boiling. Add 3 tablespoons of butter and stir until it melts, set aside.

Wash and core apples. Pour sugar into the apples and sprinkle with cinnamon. Place one pat of butter on the top.

I put a little oil on my hands to handle the phyllo dough, but you can use warm water. Wrap the apples in the dough/pastry and pinch the seams together.

Place the apple dumplings in a baking dish (sprayed with nonstick spray). Pour the sauce made earlier onto the apple dumplings.

Bake at 350 for about 45 minutes...depending on the size of the apples. Serve hot. Great with vanilla ice cream!

### Neiman-Marcus Cake

Robbie Bennett, National Office Manager

1 box yellow cake mix  
1 stick (1/2 c) butter or margarine, melted  
2 eggs  
1 - 8 oz pkg. cream cheese  
1 - 1-lb box powdered sugar  
2 eggs

Combine dry cake mix, butter and 2 eggs. Press into greased and floured 13x9x2 inch pan.

Combine cream cheese, powdered sugar and 2 eggs; mix well and spread over top of first mixture.

Bake at 350 until lightly brown, about 30-35 minutes.

**Note:** you may add pecans and/or coconut, 1 c. each. The coconut is mixed into the cream cheese layer; the nuts may be mixed into that layer also, or sprinkled on top of that layer.

### Cranberry White Chocolate Oatmeal Cookies

Chad (Treasurer) & Anna Russell

1 lb. butter  
2 cups sugar  
2 cups brown sugar  
1 1/4 T. vanilla  
4 eggs  
3 cups flour  
2 tsp. cinnamon  
2 tsp. baking soda  
6 cups oatmeal  
2 cups white chocolate chips  
2 cups raisins

Preheat oven to 325 degrees. Mix butter with sugars until creamy. Add vanilla & eggs until well blended. Mix in separate bowl flour, cinnamon & baking soda. Add dry ingredients bowl to moist ingredient bowl slowly until well blended. Then add oatmeal until well blended. White chocolate chips & raisins are added last. Place small Tablespoon size balls on cookie sheet. Bake for 18-20 minutes depending on your oven. Serves about 8 dozen.
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